

August 27, 1943

Re: Permit No. 17343
Ora McVey & Geyer McVey

Messrs. Parry & Thoman
Fidelity National Bank Bldg.
Twin Falls, Idaho

Attention- Mr. J.R. Keenan

Gentlemen:

In reply to that part of your letter of August 25th⁺
relating to Permit No. 17343:

In checking the office records in connection with this permit, we find that, while beneficial use proof was made on July 30, 1941, a former clerk in this Department made an error in the description given to our Field Engineer, so that he was unable to make the proper examination the first time he was in that district.

However, he has recently made this examination, and we shall have his report within the next few days, when we shall advise you further as to fees, etc., so that a license may be issued.

We regret this error, and trust that your clients have not been put to any great annoyance by reason thereof.

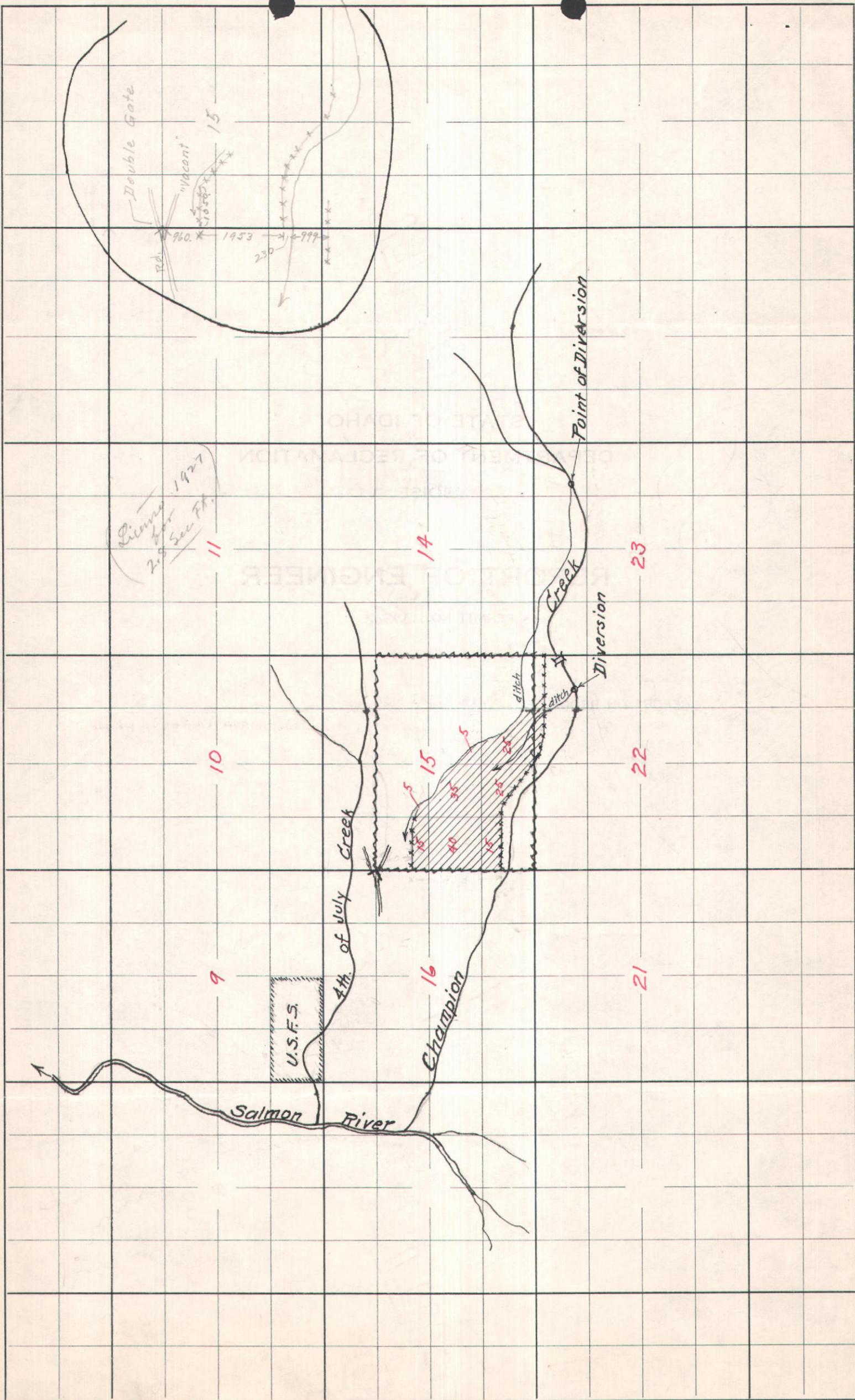
Very truly yours,

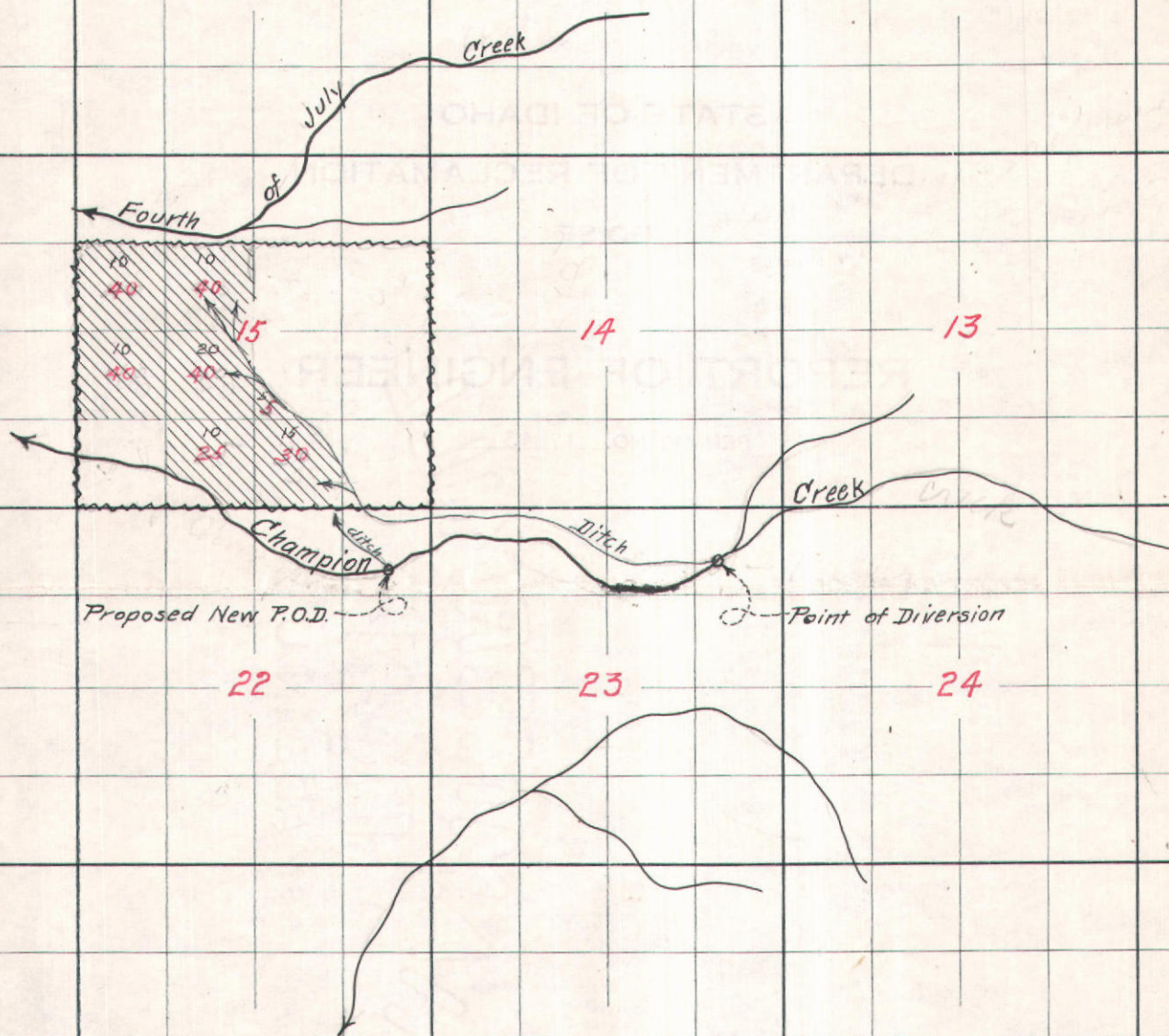
JAMES SPOFFORD
State Reclamation Engineer
By
Chief Clerk

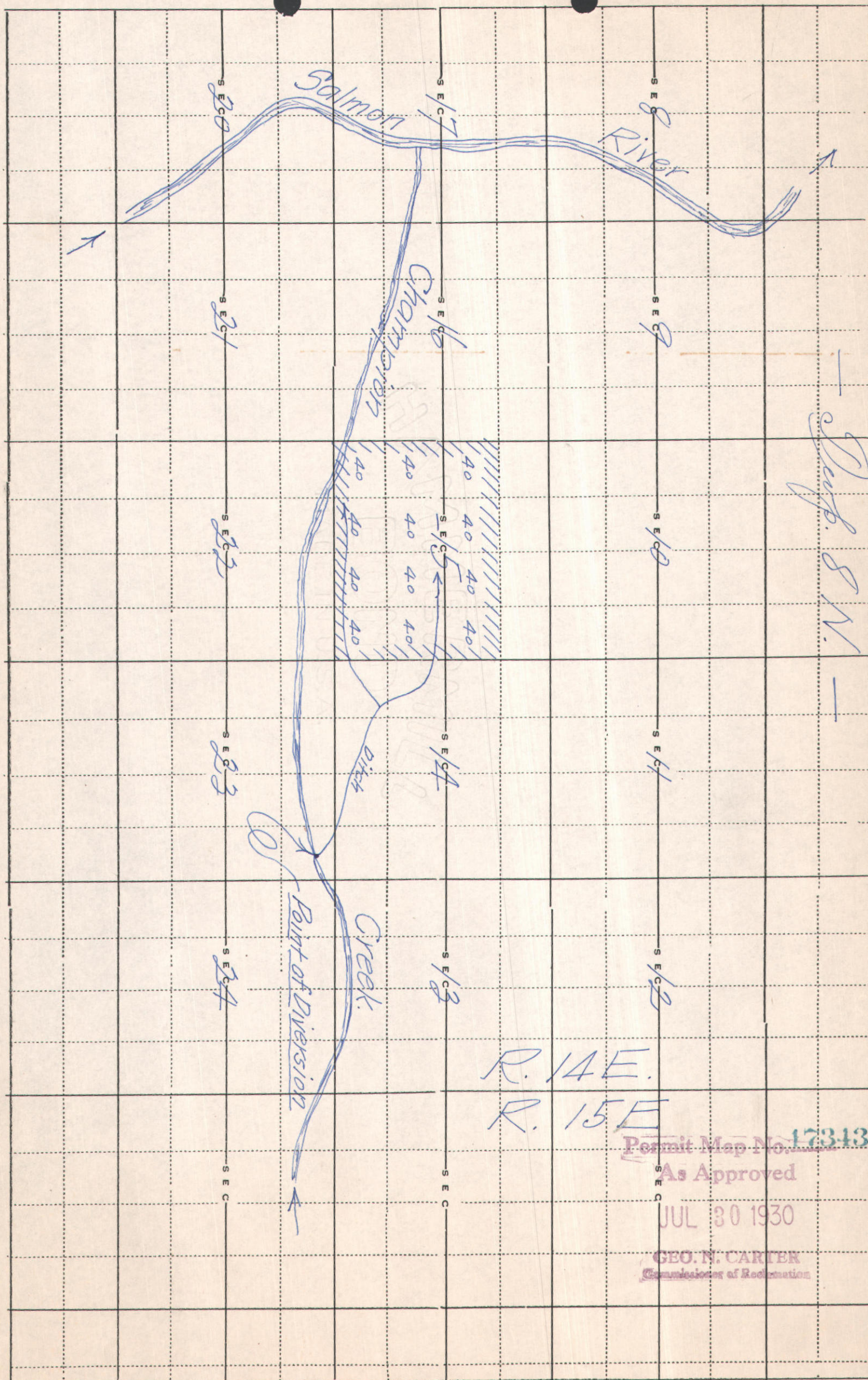
A

+ letter in file 17694

17343







State of Idaho
License and Certificate of Water Right

Water License No. 17343 Amount 3.30 second feet
Water District No. Priority July 28, 1930

THIS IS TO CERTIFY that ORA McVEY and GEYER McVey
of Kimberly, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 28, 1930; that Permit No. 17343
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.8 second feet, was issued thereunder on February 3, 1937, showing that said works
were completed on the 15th day of October, 1935; and that on the 30th
day of July, 1941,

GEYER M. McVEY in his own right, and GEYER M. McVEY and MERTON O. McVEY, heirs of Ora McVey
of Twin Falls, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Champion Creek
, a tributary of Salmon River, for the purpose of irrigation and domestic
use, under Use Permit No. 17343 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the State Reclamation Engineer
of the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 4174, on the 8th day of September, 1943;

The right hereby confirmed dates from July 28, 1930;

The Point of Diversion is located 800 ft. distant from the N E corner Section 23, T. 8 N., R. 14 E.,
in the NE 1/4 NE 1/4, Sec. 23, Tp. 8 N., R. 14 E., B. M. Custer 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 3.30
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 N.	14 E.	15	SW 1/4 NE 1/4	40	--
			SE 1/4 NE 1/4	40	--
			SW 1/4 NW 1/4	40	15
			SE 1/4 NW 1/4	40	5
			NE 1/4 SW 1/4	40	35
			NW 1/4 SW 1/4	40	40
			SW 1/4 SW 1/4	40	15
			SE 1/4 SW 1/4	40	25
			NE 1/4 SE 1/4	40	--
			NW 1/4 SE 1/4	40	5
			SW 1/4 SE 1/4	40	25
			SE 1/4 SE 1/4	40	--
			Total Number of Acres Irrigated -		165

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.

State Reclamation Engineer
WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 8th day of September, 1943

(SEAL)

JAMES SPOFFORD
Commissioner of Reclamation
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 18603 Amount 0.4 second foot
Water District No. Priority April 4, 1938

THIS IS TO CERTIFY that HARRY ROTH
of Nampa, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 4, 1938; that Permit No. 18603
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.4 second feet, was issued thereunder on December 17, 1941, showing that said works
were completed on the 15th day of December, 1941; and that on the 10th
day of January, 1942,

HARRY ROTH
of Nampa, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of a sump dug with
dragline, a tributary of (subterranean), for the purpose of irrigation
, under Use Permit No. 18603 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the State Reclamation Engineer, Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 4175, on the 8th day of September, 1943;

The right hereby confirmed dates from April 4, 1938;

The Point of Diversion is located
in the NW 1/4 NE 1/4, Sec. 16, Tp. 3 N., R. 1 W., B. M. Ada 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 0.4
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	1 W.	16	NW 1/4 NE 1/4	20	20

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
Commissioner of Reclamation, affixed at Boise, Idaho,
this 8th day of September, 1943

(SEAL)

JAMES SPOFFORD
Commissioner of Reclamation
State Reclamation Engineer

71-2054

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 24394
Permit No. 17343
District No.

1. Name of Applicant: Ora McVey and Geyer McVey.

Postoffice address: Kimberly, County: Twin Falls, 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:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: 6.8 cubic feet per second.

3. Source of water supply: Champion Creek, which is a tributary of Salmon River.

4. Location of point of diversion: about 800 feet distant from the NE corner of Section 23, T. 8 N., R. 14 E., B. M., and is in the NE¹/₄ NE¹/₄ of Section 23, T. 8 N., R. 14 E., B. M., County of Custer.

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: \$ 500.00.

8. Kind of works: Dam and ditch.

9. Height of dam 4 feet; length of dam at top 17 feet; length of dam at bottom 15 feet; material used in dam: Rock, earth and timbers.

10. Size of headgate: Width 3 feet; height 2 feet.

11. Ditch: Width at bottom 3 feet; width at water line 5 feet; depth of water 1 feet; dimensions of flume

Diameter of pipe inches; length of conduit 2 miles.

Average grade per mile 10 feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 6 additional years.

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

15. (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 waters of the State of Idaho as herein set forth.

Ora McVey and Geyer McVey *Applicant.*

By Ora McVey Agent.

Date of first receipt at Department of Reclamation: 9 A. M., July 28, 1930.

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17343.

Recorded in Book 62, Page 17343, Approved July 30, 1930.

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 **September 28, 1930,** 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 **January 30, 1933.**

The whole of said work to be completed on or before July 30, 1925. *See 21*
Beneficial use of water appropriated in accordance herewith, to be made on or before July 30, 1941.

Witness my hand this 30th day of July, 1930.

Witness my hand this 30th day of July, 1930.

GEO. N. CARTER
Commissioner of Reclamation.

Remarks:

By Myron Swendsen, Assistant.

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8 N.	14 E.	15			40	40			40	40	40	40	40	40	40	40	40	480	
PERMIT NO. 17343 APPROVAL OF COMMISSIONER OF RECLAMATION WHEREAS, Application for an extension of time for completion of works under Permit No. 17343 has been made by the owner thereof, which application was duly advertised in the Mackay Miner of Mackay, Idaho, for a period of two consecutive weeks; and WHEREAS, A hearing in regard to the said application was then duly held at Boise, Idaho, on August 12, 1935, as specified in the said advertisement above referred to; and WHEREAS, After taking into consideration all evidence and testimony introduced at the said hearing, it appears that the owner of the said Permit is entitled to a further extension of time within which to complete work: NOW, THEREFORE, I, R. W. FARIS, Commissioner of Reclamation of the State of Idaho, by virtue of the authority vested in me under Senate Bill No. 129, Session Laws of 1935, hereby extend the time for completion of works under Permit to appropriate the Public Waters of the State of Idaho, No. 17343, to October 31, 1935. WITNESS My hand this 13th day of August, 1935. R. W. FARIS Commissioner of Reclamation																			

Permit No. 17343

CERTIFICATE OF COMPLETION OF WORKS

TO WHOM IT MAY CONCERN:

This is to certify that ORA MC VEY and GEYER MC VEY, of Twin Falls, County of Twin Falls, and State of Idaho, the holders of Permit No. 17343, issued upon Application No. 24394 bearing date of priority of July 28, 1930, authorizing the diversion of 6.8 second feet of the waters of Champion Creek, County of Custer, State of Idaho, for irrigation and domestic uses, have fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of 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 6.8 second feet of the waters of Champion Creek; that the point of diversion of said waters is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, T. 8 N., R. 14 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 15, T. 8 N., R. 14 E., B. M.

Witness my hand this 3rd day of February, A. D. 1937.

R. W. FARIS
Commissioner of Reclamation

of Completion of Works made October 15, 1935
Certificate of Completion of Works issued February 3, 1937

LICENSE ISSUED FOR 2.50 SEC. FT.

P. 4174

August 27, 1943

Re: Permit No. 17343
Ora McVey & Geyer McVey

Messrs. Barry & Thomas
Fidelity National Bank Bldg.
Twin Falls, Idaho

Attention- Mr. J.R. Keenan

Gentlemen:

In reply to that part of your letter of August 25th⁺
relating to Permit No. 17343:

In checking the office records in connection with this permit, we find that, while beneficial use proof was made on July 30, 1941, a former clerk in this Department made an error in the description given to our Field Engineer, so that he was unable to make the proper examination the first time he was in that district.

However, he has recently made this examination, and we shall have his report within the next few days, when we shall advise you further as to fees, etc., so that a license may be issued.

We regret this error, and trust that your clients have not been put to any great annoyance by reason thereof.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer
By
Chief Clerk

A

17343

September 8, 1943

Re: Permit No. 17343

Messrs. Barry & Thoman
Fidelity National Bank Bldg.
Twin Falls, Idaho

Attention- Mr. J.R. Keenan

Gentlemen:

We are enclosing License and Certificate of Water Right issued under the above numbered permit, confirming the right of Geyer M. McVay and Merton O. McVay to the use of 3.30 second feet of water from Champion Creek, a tributary of Salmon River, with date of priority of July 28, 1930, for irrigation and domestic use on 165 acres in Section 15, Township 8 North, Range 24 East, B.M.

The Department's Receipt No. 18359 for the \$16.00 fee paid in connection with this final proof is also enclosed.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer
By

A
ncols.

Chief Clerk

17343

PARRY AND THOMAN
LAWYERS
FIDELITY NAT'L BANK BLDG
TWIN FALLS, IDAHO

R P PARRY
J P THOMAN
J R KEENAN

September 3, 1943.



Mr. James Spofford,
State Reclamation Engineer,
Boise, Idaho.

Dear Sir:

Permit 17343 - Champion Creek
Geyer M. & Merton O. McVey

In accordance with your letter of the 1st, we inclose
the check of McVeys for \$16.00 as the fees due for the issuance
of license on this permit.

Kindly forward license to us when it is issued.

Very truly yours,

PARRY AND THOMAN,

by

k

17343

September 1, 1943

Re: Permit No. 17343

Messrs. Parry & Thoman
Fidelity National Bank Bldg.
Twin Falls, Idaho

Attention: Mr. J.R. Keenan

Gentlemen:

We have now on file the report of our Field Engineer on examination for beneficial use under the above numbered permit, in the name of Geyer M. and Merton O. McVey.

This report shows that 165 acres are being irrigated, in eight 40-acre subdivisions of Section 15, Township 8 North, Range 14 East, B.M.

Therefore, upon receipt of the statutory fee of \$15.00- being at the rate of \$2.00 for each 40-acre tract on which the land is located- a license will be issued for 3.50 cubic feet per second of water from Champion Creek.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer
By

A

Chief Clerk.

17343

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. **17343**

This proof is for **Beneficial Use**

In Water District No.

1 Name of applicant **Geyer M. McVey & Ora McVey**

2. Source of water supply: **Champion Creek**

3 Location of point of diversion Is in the **NE $\frac{1}{4}$ NE $\frac{1}{4}$** of Section **23**
T **8 N.** R. **14 E.** County of **Quater**

4. Describe works as they exist, giving dimensions and capacities of same: **A Diversion Dam of logs, rocks, sods, etc. 2 $\frac{1}{2}$ feet high X 40 Ft. long ; Ditch 6-8 Ft. wide X 1-1 $\frac{1}{2}$ Ft deep.**

The lower diversion has a log crib dam 9ft. high X 40ft. long, with a gate way 5ft. high X 5ft. wide ; Ditch 6ft. wide X 1ft. deep.

5. Water is used for: **Irrigation and domestic use**

6. State whether or not water has been turned into works of diversion **Yes**

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): **S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ Section 15, Twp. 8 North, Range 14 East, B. M.**

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

8 What large stream would the water here appropriated finally reach? **Salmon River**

Remarks

This examination was made on the

29th.

day of

July

, 19 **43.**

(Signed)

W. H. Salmon
Examiner.

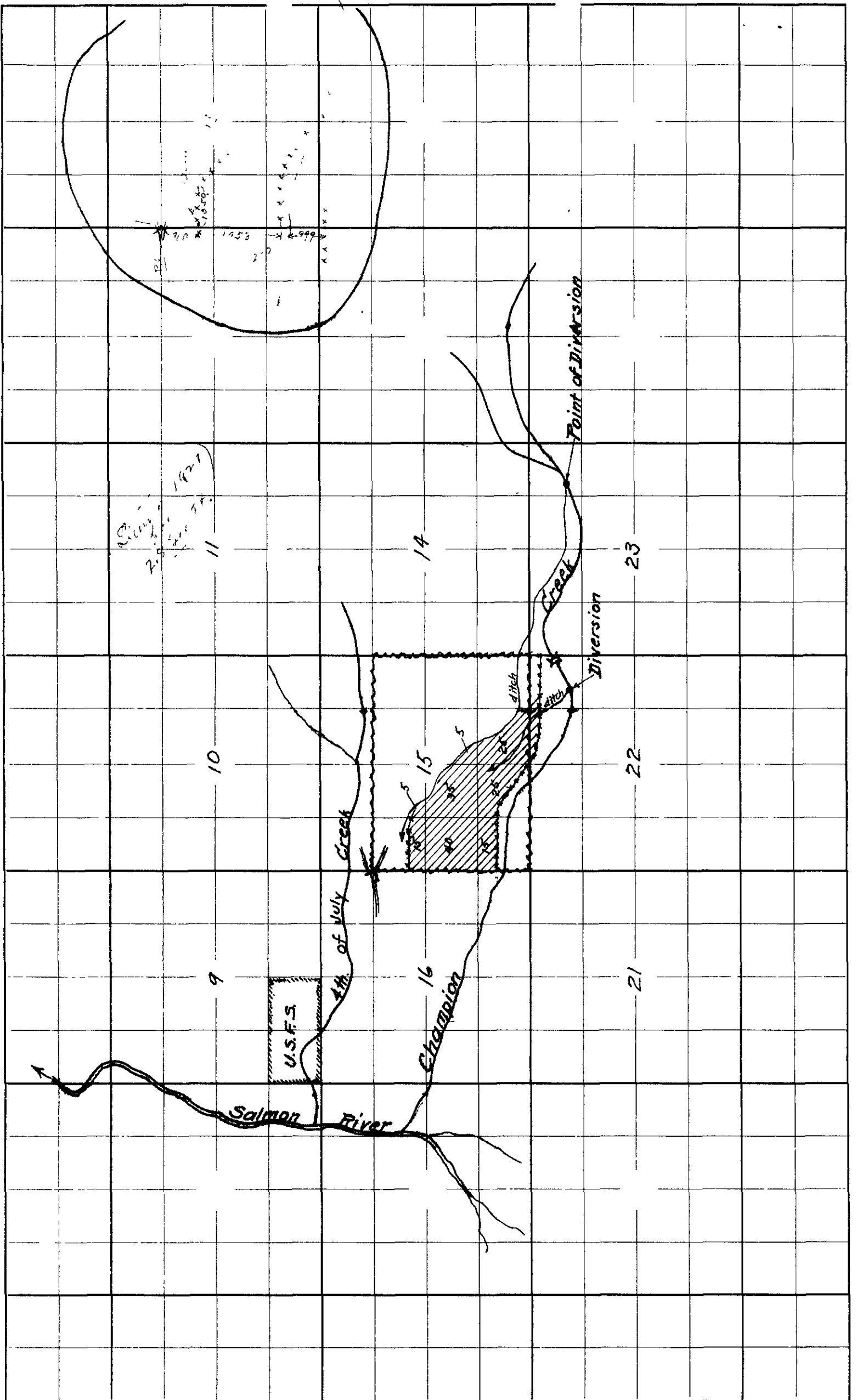
Geyer M. & Ora McVey
Kimberly, Idaho
Permit No. 17343

Examination for Beneficial Use

County Custer

INSTRUCTIONS TO EXAMINERS

- 1 Always carefully note the location of the point of diversion and accurately plat same.
- 2 When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
- 3 Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
- 4 If any unusual conditions are discovered, make a plain statement of them under remarks.
- 5 Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

17343

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 17343

REPORT ON PROOF OF Beneficial Use

165 acres in
8 40 S

App'd. 3.30 8.1.2.
J. H. H.

August 6, 1941

No: 18723

Messrs Parry and Thoman
Owin Falls, Idaho

Gentlemen:

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

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

However, Mr. Tolman, field engineer for the department, will try to contact you at the time set for examination, so that you may arrange to show him over the grounds.

The statutory is \$2.00 for each forty acre subdivision under irrigation. When the engineer's report is filed the Messrs McVey will be notified of the amount due for beneficial use proof and upon receipt of their check a license will be issued to the .

Very truly yours,
L. V. BERG.
Commissioner of Reclamation

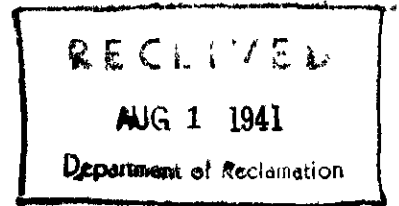
BY: Chief Clerk.

cc.

PARRY AND THOMAN
LAWYERS
FIDELITY NAT'L BANK BLDG
TWIN FALLS, IDAHO

R P PARRY
J P THOMAN
J R KEENAN

July 31, 1941.



Mr. E. V. Berg,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Permit 17343 - Champion Creek,
Custer County - Geyer & Merton McVey

In connection with proof of application of water to beneficial use under this permit we inclose:

Newspaper affidavit of publication of notice;

Affidavit of permit holder;

Affidavit of two witnesses;

Copy decree of distribution in Estate of Ora McVey, deceased;

The last is inclosed for the reason that the permit originally ran to Ora McVey and Geyer McVey.

According to the proof, 245 acres have been reclaimed under this permit and License No. 16201. Claim is made for water at the rate of 2 inches to the acre, or 490 inches. Crediting License No. 16201 for 140 inches of that amount, we would have 350 inches due under Permit 17343, or 7 second feet, so that our confused calculations on owner's affidavit are slightly excessive.

After your field examination is made and proof is approved, we would like to have the license sent to us, as we hold all the water license papers of the parties and are expected to take care of water matters in general.

Very truly yours,

PARRY AND THOMAN,

by

k

17343

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION
OF WATER

TO BENEFICIAL USE

Notice is hereby given that at 2 P. M. on the 30th day of July, 1941 at Owner's residence on McVey Champion Creek ranch, Obsidian P. O., County of Custer, State of Idaho, before J. R. Keenan, a Notary Public, proof will be submitted of the application to beneficial use of 6.8 cubic feet per second of the waters of Champion Creek in accordance with the terms and conditions of Permit No. 17343 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 Geyer M. McVey and Ora McVey, Kimberly, Idaho.

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

The amount applied to beneficial use is 6.8 cubic feet per second.

The place where said water is used, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, and the South Half, of Section 15, Township 8 North, Range 14 East, Boise Meridian, in Custer County, Idaho.

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

The right to take water from such works is based upon Permit No. 17343.

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

The date of priority which said user is prepared to establish is July 28, 1930.

E. V. BERG

11-4 Commissioner of Reclamation

AFFIDAVIT OF PUBLICATION

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

I, Halsey M. Gridley, manager of The Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of The Challis

Messenger for 4 consecutive weeks, commencing with the issue

dated June 25, 1941, and ending with the issue

dated July 16, 1941.

Halsey M. Gridley

Subscribed and sworn to

before me this 17th day of July, 1941

C. R. Smith
Notary Public, Residing at
Challis, Idaho.

My Commission expires 8/12/41

17343

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 17343

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Geyer M. McVey, residence and p.o. address, Twin Falls, Idaho, farmer

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. Acting on behalf of myself and Merton O. McVey

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

Ans. Permit No. is 17343, July 28, 1930, and priority date is July 28, 1930.

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

Ans. From Champion Creek in Custer County, Idaho, diversion point in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23, Twp 8 North, Range 14 East B.M.

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

Ans. Diversion works consist of rock and earth dam, 1-1/8 mile of ditch from dam to property line, and farm distribution ditches following contour lines to cover the land. Ditch from dam to land will convey over 12 second feet. It is a private ditch

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. Water is used for the irrigation of tame meadow land in Section 15, Twp 8 N, R 14 EBM, with the acreage in the subdivisions as follows: NW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres, and 5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$. All of the foregoing is under irrigation and has produced crops from 1931 on.

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

Ans. - - - - -

17343

17343

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

Ans. Land is gravelly, and requires at least two inches to the acre for profitable cultivation.

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. Copy of decree of distribution in estate of Ora McVey, deceased annexed to show transfer of interest of that decedent in land and water.

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

Ans. The water under this permit has been used since 1930, varying according to the amount in the stream, for purposes of irrigation of the acreage described in answer to question 5. For further answer see question 11.

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. Claim is made under Permit 17343 and License No. 16201, for two inches to the acre out of the normal flow of the water, in other words the total of ~~4.8~~ inches or ~~9.90~~ second feet, under permit 17343 and License No. 16201. So that claim is made under Permit 17343 for the addition amount of 7.10 over the 2.8 second feet available under License No. 16201. License No. 16201 and Permit 17343 are intended only as normal flow filings; water has been used under these combined filings in quantity varying from 400 to 700 inches, depending upon the amount available in the stream, from 1930 up, on lands described in answer to paragraph 6. (Sign) *Ora McVey*

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~~ Obsidian, County of Custer, State of Idaho, on this 30th day of July, A. D. 1941.

J. A. Korman
Notary Public,

Residing at Twin Falls, Idaho.

My commission expires July 15, 1941.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17343

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. Frank Self, 31 years, Obsidian, farmer, p.o. address Obsidian

Ques. 2. Are you acquainted with Geyer M. McVey and Werton McVey, the holder of Permit No. 17343? How long have you known him and where does he reside?

Ans. Yes, known them six years, They reside at Twin Falls, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17343, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Source Champion Creek, diverted in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23Tp 8 N, R 14 E BM. Works consist of an earth and rock dam, about 1-1/8 mile of ditch from dam to land, and distribution ditches on contour lines cover the premises.

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. The ditches will conduct to the place of use as much as 12 second feet and I have seen as much as that conveyed in them.

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

Ans. Water is used for irrigation of tame ~~meadow~~ meadow land in section 15-8-14 on subdivisions as follows: NW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres, SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres, and 5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$. All of the foregoing acreage is actually irrigated, and crops have been produced thereon for a number of years past.

17343

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

Ans. -----

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

Ans. Land is upper mesa land in Stanley basin, underlain by a gravelly subsoil,
and two inches to the acre is required for its profitable cultivation.

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

Ans. No.

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

Ans. I have been on the premises through the season of 1941, and I have seen used
water varying from 400 to 700 inches, under this and a prior permit

(Signed)

Frank Self

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 Obsidian, County of Custer, State of Idaho, on this day of 30th day of July, 1941., A. D. 1941.

My commission expires July 15, 1942.

J. A. Allen
Notary Public.
residing at Twin Falls, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17343

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. Jack Lundy, 28 years, residence Obsidian, Ida, farmer, p.o. address Obsidian

Ques. 2. Are you acquainted with Geyer M McVey and Merton McVey, the holder of Permit No. 17343? How long have you known him and where does he reside?

Ans. Have known them approximately 20 years; both reside at Twin Falls, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17343, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Source Champion Creek, diverted in NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 23, Tp 8 N, R 14 EBM

Diversion works consist of earth and rock dam, about 1-1/8 mile of ditch from diversion point to the land and a series of distribution ditches following the contours of 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. The ditches will ~~now~~ conduct to place of use 12 second feet, and I have seen that quantity being so conveyed

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

Ans. Water is used on tame meadow land in Sec 15-8-14 as follows:
NW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres; SW $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres; SE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres, SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres, and 5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$. No natural ~~meadow~~ meadow irrigated; all of the above acreage has been planted to tame meadow and actually irrigated, and crops raised therefrom for a number of years past.

17343

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

Ans. -----

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

Land reclaimed is the upper mesa land in Stanley basin, underlain by gravel,
Ans. ~~and two inches to the acre is required for its profitable cultivation.~~

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

Ans. **No.** . . .

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

Ans. ~~Through season of 1941, being on the premises, I have seen used on the xxxxx~~
~~premises water varying from 400 to 700 inches, part of which is under this permit.~~

(Signed)

Jack Lundy

I hereby certify that the foregoing testimony was read to the above subbscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Obsidian, County of Custer, State of Idaho, on this day of 30th day of July, 1941. A.D. 1941.

My commission expires July 15, 1942. *[Signature]* Notary Public.
residing at Twin Falls, Idaho.

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Boise, Idaho,

July 21, 1941

Re: 17343

Mr. J. R. Keenan
Obisidam, Idaho

Re: Geyer M. & Ora O. McVay.

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17343

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 20th of July, 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 Obisidam, Idaho before J. R. Keenan, 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.

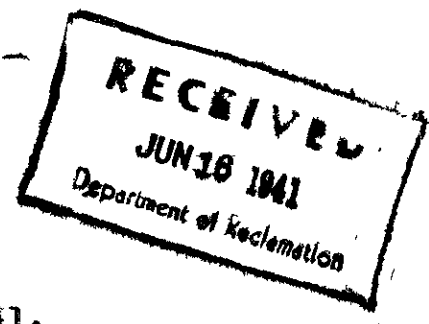
Yours truly,

E. V. BERG

Commissioner of Reclamation.

17343

PARRY AND THOMAN
LAWYERS
FIDELITY NAT'L BANK BLDG
TWIN FALLS, IDAHO



R P PARRY
J P THOMAN
J R KEENAN

June 14, 1941.

Mr. E. V. Berg,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Permit 17343 - Champion Creek,
Custer County - McVey

We inclose notice for publication of proof of application of water to beneficial use, together with authority to publish the same. The name of the Challis newspaper is forgotten at this time, and we do ^{not} fill in the blank. As a matter of fact, the notice may be published either at Challis or Mackay, as you see fit.

We suppose that it is permissible to offer the proof on the premises involved in the permit, and the place of proof is so set, for convenience of the witnesses.

very truly yours,

PARRY AND THOMAN,

by

k

17343

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 14, 1941.

(P. O.) Twin Falls, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

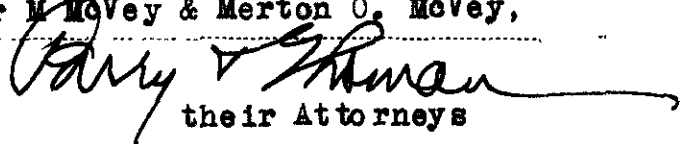
Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
C hallis Messenger of Challis, Idaho, ..., published in
the county in which the works are situated.

Geyer M. McVey & Merton O. McVey,

by


their Attorneys

(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.

17343

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: 17343

BOISE, IDAHO

Challis Messenger
Challis, Idaho

Date June 19, 1941.

Dear Sir:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **July 30, 1941**, the date set for proof, the expense of the publication to be paid by the applicant, **Geyer M. McVey & Ora McVey, Kimberly, Idaho**

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

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

Very truly yours,

E. V. BERG.

Commissioner of Reclamation

17343

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION
OF WATER

TO BENEFICIAL USE

Notice is hereby given that at 2 P. M. on the 30th day of July, 1941 at Owner's residence on McVey Champion Creek ranch, Obsidian P. O., County of Custer, State of Idaho, before J. R. Keenan, a Notary Public, proof will be submitted of the application to beneficial use of 6.8 cubic feet per second of the waters of Champion Creek in accordance with the terms and conditions of Permit No. 17343 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 Geyer M. McVey and Ora McVey, Kimbetly, Idaho.

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

The amount applied to beneficial use is 6.8 cubic feet per second.

The place where said water is used, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, and the South Half, of Section 15, Township 8 North, Range 14 East, Boise Meridian, in Custer County, Idaho.

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

The right to take water from such works is based upon Permit No. 17343.

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

The date of priority which said user is prepared to establish is July 28, 1930.

6/25/41 E. V. BERG
Commissioner of Reclamation

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

Notice is hereby given that at 2 ^{P.}~~M.~~ on the 30th day of July, 1941,
 at Owner's residence on McVey Champion Creek ranch, Obsidian P.O.,
~~at~~, County of Custer, State of Idaho, before
J. R. Keenan, a Notary Public, ..., proof will be submitted of the
 application to beneficial use of 6.8 cubic feet per second of the waters of Champion
Creek, in accordance with the terms and conditions of Permit No. 17343
 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...
Geyer M. McVey and ^{Ors} Weston O. McVey ... Kimberly, Idaho

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

The amount applied to beneficial use is 6.8 cubic feet per second.

The place where said water is used ~~(insert full and accurate description of the~~
~~land involved)~~ S¹ NE¹, S¹ NW¹, and the South Half, of Section 15,
Township 8 North, Range 14 East, Boise Meridian, in Custer County, Idaho.

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

The right to take water from such works is based upon Permit No. 17343

The source of supply from which such water is diverted is Champion Creek

The date of priority which said user is prepared to establish is July 28, 1930.

17343

E. V. BERG, ...,
 Commissioner of Reclamation.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

May 10, 1941

Re: 17343

Ora & Geyer McVey
Kimberly, Idaho

Dear Sir:

I enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 17343, which should be filled out and returned to this office at least 40 days before the date upon which you wish to make proof. The proof must be submitted before a notary public or other officer authorized by law to administer oaths. The date for proof, as set out in your permit, is July 30, 1941., and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

E. V. BERG.

Commissioner of Reclamation

17343

February 8, 1937

XXXXXXXXXX

Barzilla H. Clark

Re: Permit No. 17343

GEYER MC VEY
Twin Falls, Idaho

Dear Sir:

You will find enclosed herewith, Certificate of Completion of Works to a capacity of 6.8 second feet of water, which has been issued in accordance with the terms of the above permit.

We are also enclosing Office Receipt No. 16101 in the amount of \$5.00 covering fee remitted by you in connection with this proof.

Very truly yours

R. W. FARIS
Commissioner of Reclamation

by
Ass't Chief Clerk

cj
encl

17343

NOTICE FOR PUBLICATION.

Notice is hereby given that at 10:00 A. M., on the 15th day of October, 1935, at Twin Falls, County of Twin Falls, State of Idaho, before J. R. Keenan, Notary Public proof will be submitted of the completion of works for the diversion of 6.3 cubic feet per second of the waters of Champion Creek in accordance with the terms and conditions of a certain permit heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is Ora McVey and Geyer McVey.

2. The postoffice address of such person or principal place of business of such corporation is Twin Falls, County of Twin Falls, State of Idaho.

3. The number of such Permit is 17343, and the date set for the completion of such work is October 31, 1935.

4. Said water is to be used for irrigation and domestic purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 6.8 cubic feet per second.

6. The amount of lands for which said water is available is 450 acres, particularly described as follows: $S\frac{1}{2}$ NE $\frac{1}{4}$ and the $S\frac{1}{2}$ NW $\frac{1}{4}$, the SW $\frac{1}{4}$ and the SE $\frac{1}{4}$, Section 15, Township 9 North, Range 14 E. B. M.

Commissioner of Reclamation.

R. W. FARIS,

Sept. 19-26 Oct. 3-10 4t

Affidavit of Publication

State of Idaho, }
County of Custer. } ss

and Foreman
I, Dud Dillingham, Manager of the MACKAY MINER, a weekly newspaper of General Circulation published weekly at Mackay, Idaho, continuously since February 16, 1905, do solemnly swear that a copy of the notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for *Four* consecutive weeks, commencing with the issue

dated *Sept 19*, 1935 and ending with the issue dated *Oct 10*, 1935.

Dud Dillingham
Subscribed and sworn to before me this *11* day of *Oct*, 1935.

R. W. Faris
Notary Public

17343

PERMIT NO. 17343

OCT 14 1935

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Ora McVey, Twin Falls, Idaho, implement dealer, Twin Falls

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

Ans. Ora McVey and Geyer McVey are the owners in common of Permit 17343, and I am appearing as one of the owners, for both.

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

Ans. No. 17343, July 30, 1930, 6.8 sec. ft., Champion Creek, Custer County, tributary of Salmon River, on ~~NE 1/4 NE 1/4~~ Sec. 23, Twp 8 N., Range 14 E.B.M. ~~NE 1/4 NE 1/4~~

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

Ans. Water to be used for irrigation; ^{domestic} land intended to be reclaimed is 480 acres, being S 1/2 NW 1/4, SW 1/4, W 1/2 SE 1/4, and SE 1/4 SE 1/4, of Section 15, Township 8 North, Range 14 E, E.B.M. Also the S 1/2 of the NE 1/4 and the NE 1/4 of SE 1/4 of the same section.

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

Ans. The land was first purchased by us in July, 1930, and water first used by us in the spring of 1931, to the full extent of this application or permit, and any others held for this land, and such use has continued each year since 1931.

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

Ans. The diversion and main distribution works have been fully completed, and comply with terms of permit in all respects.

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

Ans. None, other than that the point of diversion is on NW 1/4 NE 1/4 instead of NE 1/4 NE 1/4.

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

Ans. Earth, stone and timber dam across creek, sufficient to divert entire flow of stream, and about 1 1/2 mile of ditch to the land from the dam, and distribution ditches; the main ditch from the dam to the land has dimensions and capacity sufficient to carry 24 second feet of water. Dam and ditches were in place when we bought the land; have spent at least \$150 in renewing, replacing and repairing works. (Sign here.) Ora McVey

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 Twin Falls

County of Twin Falls, State of Idaho, on this 15th day of October, A. D. 1935.

My Commission expires July 15, 1938.

Notary Public
residing at Twin Falls, Idaho.

17343

Permit No. 17343**Proof of Completion of Works****DEPOSITION OF WITNESS**

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

Ans. L. J. Goible, Twin Falls, salesman, 125 3rd Ave South, Twin Falls

Ques. 2. Are you acquainted with Ora McVey and Geyer McVey, the holder of Permit No. 17343, authorizing the diversion of 6.8 second-feet of the waters of Champion Creek, at sec. 23-8-14 for irrigation purposes? How long have you known him, and where does he reside?

Ans. Fifteen years, he resides at Twin Falls

Ques. 3. Have you read or heard read said Permit No. 17343, and are you familiar with its terms and conditions?

Ans. Yes

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

Ans. Yes, I am acquainted. The land lies in a mountain valley along Champion Creek, is gravelly in character, and requires at least three inches of water per acre for profitable cultivation.

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

Ans. Yes

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

Ans. Timber, earth and stone dam in creek, and ditches from dam to land sufficient to carry 24 second feet, and about 1½ mile long.

(Sign here.)

L. J. Goible

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, at my office in Twin Falls County of Twin Falls, State of Idaho, on this 15th day of October, A. D. 1935.

[Signature]
Notary Public,
residing at Twin Falls, Idaho.

17343

The Depositions of two Witnesses, in this form, taken separately, required in each case

Permit No. 17343**Proof of Completion of Works****DEPOSITION OF WITNESS**

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

Ans. J. J. McVey, residence Filer, Idaho, salesman, Route #2 Filer

Ques. 2. Are you acquainted with Ora McVey and Geyer McVey, the holder of Permit No. 17343, authorizing the diversion of 6.3 second-feet of the waters of Champion Creek, at Sec. 23-8-14 for irrigation purposes? How long have you known him, and where does he reside?

Ans. Yes, have known him all my life; he resides at Twin Falls

Ques. 3. Have you read or heard read said Permit No. 17343, and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans. Yes, I am acquainted with the land. It lies in a mountain valley along Champion Creek, is gravelly in character, and requires at least three inches of water per acre for profitable cultivation.

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

Ans. Yes.

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

Ans. Timber, earth and stone dam in creek, and ditches from dam to land sufficient to carry 24 second feet, and about 1 1/4 mile long.

(Sign here.)

J. J. McVey

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, at my office in Twin Falls

County of Twin Falls, State of Idaho, on this 15th day of October, A. D. 19 35.

[Signature]
Notary Public,
residing at Twin Falls, Idaho.

17343

January 30, 1937

Re: Permit No. 17343

GEYER MC VEY
Twin Falls, Idaho

Dear Sir:

This is to advise you that upon receipt of a fee of \$5.00 we shall issue a Certificate of Completion of Works under Permit No. 17343 for 6.8 second feet of water.

As you know, the works constructed under this right have a far greater capacity than 6.8 second feet, but this is the quantity that is claimed under the permit.

Very truly yours

Chief Clerk & Office Engineer

PLH/sj

1 7343

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No 17343

This proof is for **Completion of Works**

In Water District No.

1 Name of applicant **Ora & Geyer McVey**

2 Source of water supply. **Champion Creek**

3 Location of point of diversion Is in the **NE $\frac{1}{4}$ NE $\frac{1}{4}$** of Section **23**

T 8 N. R 14 E. County of Custer

4. Describe works as they exist, giving dimensions and capacities of same *Diversion dam of pole & rod construction 40 ft long & 2.5 ft high. Ditch 8 ft wide x 1 ft deep. A proposed new diversion point in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec 22 consists of a log cut dam 9 ft high x 40 ft long with a gateway 5 ft wide x 5 ft high, also a ditch (partially built) 6 ft wide & 1 ft deep*

5. Water is used for **Irrigation and domestic purposes**

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

7 List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract (Describe manner and place of use if for other than irrigation) **S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, all SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, & SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15, T. 8 N.,**

R. 14 E., B. M.

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

8 What large stream would the water here appropriated finally reach? *Salmon River*

Remarks *The new ditch location will save extensive ditch losses now sustained by the present ditch and should injure no other user.*

This examination was made on the

24th

day of

, 1936

(Signed)

J. J. J. J. J.
Red A. Tolman

Examiner.

ORA McVEY & GEYER McVEY
Twin Falls, Idaho

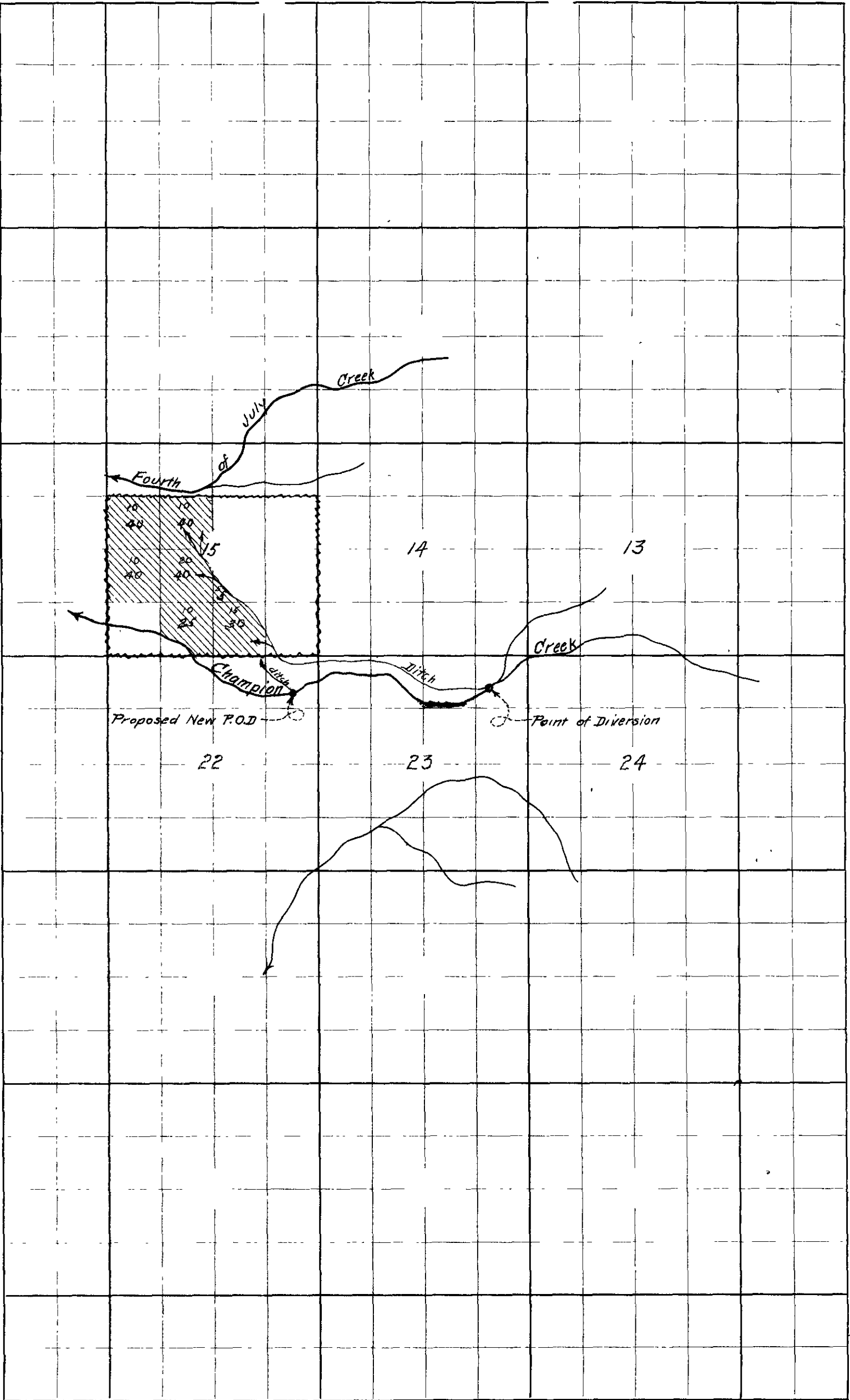
Permit No. 17343

Examination for Completion of Works

County Custer

INSTRUCTIONS TO EXAMINERS

- 1 Always carefully note the location of the point of diversion and accurately plat same
- 2 When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same
- 3 Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads
- 4 If any unusual conditions are discovered, make a plain statement of them under remarks
- 5 Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 17343

REPORT ON PROOF OF COMPLETION OF WORKS

October 24, 1935

Re: Permit No. 17343
Ora & Geyer McVey

MR. J. R. KEENAN,
Attorney at Law,
Twin Falls, Idaho

Dear Sir:

This will acknowledge receipt of the depositions of Mr. McVey and his witnesses and also the affidavit of publication from the newspaper, all in connection with proof of completion of works, under the above permit. The depositions are in order except for the description of the location of the point of diversion and we have corrected them so that they now agree with the permit record. We have no doubt, from what you say, but that the point of diversion is actually in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 23, rather than in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of this section, but until the record has been officially corrected we must consider the description which is shown on the record as being correct.

Mr. Tolman, Field Engineer, for this department will make an examination of the works constructed under this permit just as soon as weather conditions will permit. We rather doubt that he will be able to get into that section of the country before spring, however, the permit holders will suffer no loss through this delay in the examination and at such time as it has been made and the report is on file in this office we will then be in a position to advise Mr. McVey whether or not it will be necessary to file an affidavit for change of point of diversion.

There will be a statutory fee of \$5.00 due in connection with this proof but such fee should not be submitted until after the examination has been made.

Very truly yours,

R. W. PARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

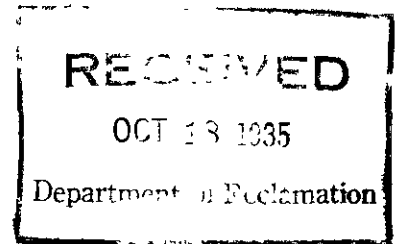
PLH/rg

17343

WALTERS, PARRY AND THOMAN
ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
TWIN FALLS, IDAHO

E. A. WALTERS
R. P. PARRY
J. P. THOMAN
J. R. KEENAN

October 17, 1935.



Hon. R. W. Faris,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Re: Permit No. 17343 - Ora McVey & Geyer McVey
Champion Creek, Custer County.

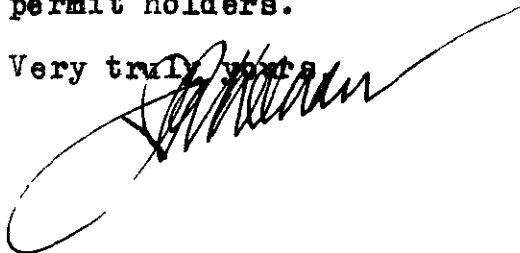
Ora McVey, one of the claimants, and two witnesses, appeared before me at 10 A.M. October 15th, and submitted proof of completion of works in connection with the above numbered permit. No other party appeared at the time, nor was any inquiry made during the day concerning this proof. I understand that the McVey interests have bought out the only other party now using the waters of the creek.

The deposition of the holders of the permit, by Ora McVey, and the depositions of the two witnesses, are inclosed herewith.

Diversion point is shown as on NW $\frac{1}{4}$ NE $\frac{1}{4}$ instead of NE $\frac{1}{4}$ NE $\frac{1}{4}$, as Ora McVey produced a Sawtooth National Forest "use permit" showing start of ditch to be on the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and also a rough sketch map of the premises also indicating the NW $\frac{1}{4}$ NE $\frac{1}{4}$.

Please advise me what further information or payment is required of the permit holders.

Very truly yours,



17343

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Re: Permit No. 17343

**MR. J. R. KEENAN,
Notary Public,
Twin Falls, Idaho**

Boise, Idaho, **October 5, 1935**

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works under Permit No. 17343.

Deposition of Permit Holder,
Depositions of Two Witnesses.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of the permit holder's rights:

1. On October 15, 1935, the date set for proof of completion of works, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Twin Falls, Idaho, before J. R. Keenan, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

R. W. FARIS

Commissioner of Reclamation

17343

September 13, 1935

Re: Permit No. 17343
Ora & Geyer McVey

MR. J. R. KEENAN,
Attorney at Law,
Twin Falls, Idaho

Dear Sir:

This is to inform you that we have fixed the date for proof of completion of works, under the above permit, for 10:00 A. M. on the 15th day of October. In view of the fact that you have handled the matter thus far we have taken the liberty of inserting your name as the Notary Public before whom proof will be offered. This is in line with the usual practice, since while the law requires that the notice must be published in the county where the lands are located, it does not fix the place where proof must be offered. We have forwarded a copy of the notice to the Mackay Miner with instructions to publish it once a week for four consecutive weeks, prior to the date set for proof. Upon completion of the publication the newspaper will bill the permit holders for the cost of the publication and upon receipt of the fee for its services the holders will be furnished an affidavit of publication which must be forwarded to this office.

About 10 days prior to the date set for proof, we shall mail depositions, consisting of one for the holders and one each for two witnesses, to your office. The parties executing the depositions, as witnesses, must be familiar with the terms of the permit and the works constructed thereunder but they must not have financial interest in the matter. The deposition of the holder should be executed jointly by the holders of the permit.

If there is any further information you desire in connection with this procedure we shall be glad to furnish it upon your advice.

Very truly yours,

R. W. PARIS
Commissioner of Reclamation

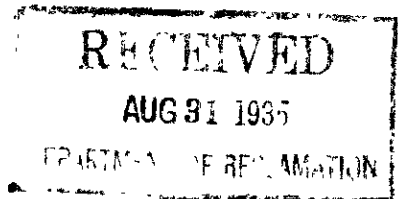
By _____
Chief Clerk & Office Engr.

17343

PHH/rg

WALTERS, PARRY AND THOMAN
ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
TWIN FALLS, IDAHO

E. A. WALTERS
R. P. PARRY
J. P. THOMAN
J. R. KEENAN



August 30, 1935.

Mr. R. W. Faris,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Re: Permit 17343 - Ora & Geyer McVey
Champion Creek, Custer County

The parties are ready to proceed with proof of completion of works under the above permit, so we are sending you notice for publication in duplicate, together with the authority to publish notice at claimants' expense.

As the land is in Custer County the newspaper has been changed to read "The Mackay Miner." Also the date stated in the notice as time for completion of works has been altered to October 31, 1935.

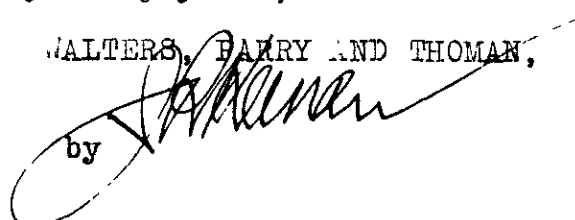
We leave the date, place, and person before whom the proof will be made for filling in according to your regular practice. We do not know what that is - all the remark in that connection we have to make is that both Ora & Geyer McVey are regular residents of Twin Falls.

If there are forms to be filled out by witnesses or claimants, we would like to have them, so that we and they will at least know in advance what information is required.

We take it for granted that we will be advised of the date, place and party before whom proof is to be made, for all of which information we thank you in advance.

Very truly yours,

WALTERS, PARRY AND THOMAN,

by 

k

17343

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date September 13, 1935

Re: Permit No. 17343

Editor, THE MACKAY MINER
Mackay,
Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to October 15, 1935, the date set for proof, the expense of the publication to be paid by the applicant, M. ORA MOVEY and OLYER MOVEY, Twin Falls, Idaho

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

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

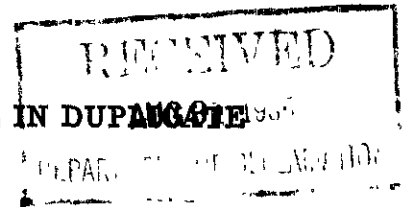
Very truly yours,

R. W. FARIS

Commissioner of Reclamation

17343

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE



(Date) July 8, 1935

(P. O.) Twin Falls, Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the The Mackay Miner of Mackay, Idaho, published in the county in which the works are situated.

Ora M. Ten, El Geyser M. Ten
By Geyser M. Ten

(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.

17343

Notice for Publication

Notice is hereby given that at 10:00 A.M., on the 15th day of October, 1935, at Twin Falls, County of Twin Falls, State of Idaho, before J. R. Keenan, Notary Public, proof will be submitted of the completion of works for the diversion of 6.8 cubic feet per second of the waters of Champion Creek

in accordance with the terms and conditions of a certain permit heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is Ora McVey and Geyer McVey

2. The postoffice address of such person or principal place of business of such corporation is Twin Falls, County of Twin Falls, State of Idaho.

3 The number of such Permit is 17343, and the date set for the completion of such work is October 31, 1935.

4 Said water is to be used for irrigation and domestic purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 6.8 cubic feet per second.

6. The amount of lands for which said water is available is 480 acres, particularly described as follows: S $\frac{1}{2}$ NE $\frac{1}{4}$ and the S $\frac{1}{2}$ NW $\frac{1}{4}$, the SW $\frac{1}{4}$ and the SE $\frac{1}{4}$, Section 25, Township 8 North, Range 14 E. B. M.

R. W. FARIS

Commissioner of Reclamation.

17343

August 14, 1935

Re: Permit No. 17343
Ora & Geyer Mc Vey

MR. R. P. PARRY,
Attorney at Law,
Twin Falls, Idaho

Dear Mr. Parry:

This will acknowledge receipt of the affidavit of publication from the newspaper, confirming publication of the notice of the above parties' application for an extension of time. As you know the hearing was set for 10:00 A. M. on the 12th of August, in this office. There were no protests filed and the application has been approved. You will receive a copy of the Commissioner's approval within a few days.

Very truly yours,

R. W. PARIS
Commissioner of Reclamation

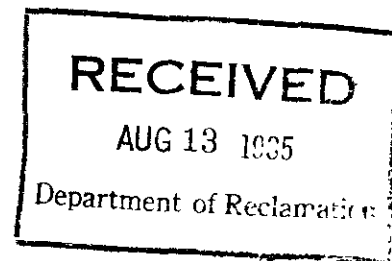
By _____
Chief Clerk & Office Engr.

PLH/rg

17343

E. A. WALTERS
R. P. PARRY
J. P. THOMAN
J. R. KEENAN

WALTERS, PARRY AND THOMAN
ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
TWIN FALLS, IDAHO



August 12, 1935.

Department of Reclamation,
Boise, Idaho.

Attention: Paul L. Henry.
Re: Permit No. 17343--Ora &
Geyer McVey.

Gentlemen:

Enclosed is affidavit of publica-
tion of Notice of Application for Exten-
sion of Time for Completion of Works,
in the above matter.

Very truly yours,

WALTERS, PARRY AND THOMAN

By

A handwritten signature in cursive script, appearing to read "R. P. Parry". The signature is written over a horizontal line.

RPP:N.

17343

August 16, 1935

Re: Permit No. 17343
Ora & Ceyer McVey

MR. R. P. PARRY,
Attorney at Law,
Twin Falls, Idaho

Dear Sir:

We are enclosing herewith Approval of Commissioner of Reclamation for an extension of time under the above permit. As per the permit holders' application, the time has been extended to October 31, 1935.

Very truly yours,

R. W. FLEMING
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.

17343

PERMIT No. 17343

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

STATE OF IDAHO)
County of Twin Falls) ss.
ORA McVEY &

/ GEYER McVEY, of Twin Falls, State of Idaho,
being first duly sworn, upon his oath, deposes and says:

That he is the owner and holder of Permit to appropriate the Public Waters of
the State of Idaho, No. 17343.

That under the terms and conditions of said Permit, Completion of Works
thereunder is required by July 30th, 1935.

That he has heretofore in good faith performed the following work and taken
the following steps to bring about the completion of the said works described
under the said Permit, to-wit:

Earth and timber diversion dam built; main ditch from diversion dam to
fields completed; field ditches completed for 160 acres and crops have
actually been grown upon such 160 acres; the necessary irrigation works
are actually completed.

That he is unable to complete the remainder of the said works and submit
proof of Completion of Works within the required time for the following reasons,
to-wit: That notices by the Department of Reclamation were addressed to
the undersigned at Kimberly, Idaho, at which point the undersigned no
longer resides; that after delay at Kimberly, the said notices were for-
warded to Twin Falls but on account of the absence of affiant from Twin
Falls at such time they were not received and acted upon in time to permit
the complete publication prior to July 30, 1935 of the notices of proof
of completion of works.

WHEREFORE, he makes application to the Commissioner of Reclamation to extend
the time for Completion of Works under the said Permit to October 31st,
1935, pursuant to the provisions of Senate Bill No. 129, Session Laws of 1935.

Ora M. Ve Geyer M. Ve
Geyer McVey Applicant

Subscribed and sworn to before me this 23rd day of July, 1935
by Geyer McVey
My Commission expires July 15, 1938

[Signature]
Notary Public for Idaho, residing at
Twin Falls, Idaho

Date of receipt at office of Department of Reclamation: 19

APPROVAL OF COMMISSIONER OF RECLAMATION

WHEREAS, Application for an extension of time for Completion of Works under
Permit No. 17343 has been made by the owner thereof,
which application was duly advertised in the Mackay Miner
of Mackay, Idaho, for a period of two consecutive weeks, and

WHEREAS, A hearing in regard to the said application was then duly held at
Boise, Idaho, on August 12,
1935, as specified in the said advertisement above referred to; and

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

NOW, THEREFORE, I, R. M. FARIS, Commissioner of Reclamation of the State of
Idaho, by virtue of the authority vested in me under Senate Bill No. 129, Session
Laws of 1935, hereby extend the time for Completion of Works under Permit to
appropriate the Public Waters of the State of Idaho, No. 17343,
to October 31, 1935.

WITNESS My hand this 13th day of August, 1935.

[Signature]
Commissioner of Reclamation

17343

WALTERS, PARRY AND THOMAN
ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
TWIN FALLS, IDAHO

E. A. WALTERS
R. P. PARRY
J. P. THOMAN
J. R. KEENAN

August 9, 1935.

AUG 12 1935

RECEIVED

Department of Reclamation,
Boise, Idaho.

In Re: Permit #17343.

Gentlemen:

It being our understanding that no further proof will be required by your Department on the application for extension of time in the above permit, we are not planning to be present.

If any objection is filed, or if anyone appears so that further proof is necessary, we would appreciate it if you would kindly call us on the telephone at our expense and adjourn the hearing until someone can get up there from here, which will take about four hours.

We have written the Mackay Miner for their bill for publication, and will forward the proof of publication to you as soon as received by us.

Very truly yours,

WALTERS, PARRY AND THOMAN

By



RPP:N.

17343

NOTICE FOR PUBLICATION

Notice of Application for Extension of Time for Completion of Works Under Senate Bill No. 129, Session Laws of 1935.

Notice is hereby given, that on the 12th day of August, 1935, at 10:00 o'clock, A. M., a hearing will be held by the State Commissioner of Reclamation, or his deputy, at Boise, County of Ada, State of Idaho, for the purpose of receiving any protests, testimony and evidence regarding an application for extension of time for completion of works under Permit to Appropriation the Public Waters of the State of Idaho, No. 17343. The said protests and evidence may be submitted either orally or by affidavits by any person or persons owning or in possession of a right to the use of any waters of a stream or source of supply affected by the said extension.

1. The number of the said Permit is 17343.

2. The name and post-office address of the person or persons or corporation holding said permit or permits are: Ora McVey and Geyer McVey, Twin Falls Idaho.

3. The amount of water claimed by the said permit or permits is 6.8 second feet from Champion Creek, which is tributary to Salmon River.

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

R. W. FARIS.

Commissioner of Reclamation
Aug. 1-8-2t

Affidavit of Publication

RECEIVED

AUG 13 1935

Department of Reclamation

State of Idaho,
County of Custer.

ss

I, ^{publ}Dud Dillingham, Manager of the MACKAY MINER, a weekly newspaper of General Circulation published weekly at Mackay, Idaho, continuously since February 16, 1905, do solemnly swear that a copy of the notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive weeks, commencing with the issue dated Aug 1, 1935, and ending with the issue dated Aug 8, 1935.

Subscribed and sworn to before me this 8 day of Aug, 1935.

Notary Public

17343

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 17343

Date July 24, 1935

EDITOR, MACKAY MINER
Mackay,
Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for ~~four~~^{two} consecutive weeks prior to **August 12, 1935**, the date set for ~~proof~~^{hearing}, the expense of the publication to be paid by the applicants, **ORA & GUYER MEYER, Twin Falls, Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

R. W. PARIS

Commissioner of Reclamation.

17343

NOTICE FOR PUBLICATION

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

Notice is hereby given, that on the 12th day of August,
1935, at 10:00 o'clock, A. M., a hearing will be held by the
State Commissioner of Reclamation, or his deputy, at Boise,
County of Ada, State of Idaho, for the purpose of receiving
any protests, testimony and evidence regarding an application for extension of
time for completion of works under Permit to appropriate the Public Waters
of the State of Idaho, No. 17343. The said protests and
evidence may be submitted either orally or by affidavits by any person or
persons owning or in possession of a right to the use of any waters of a stream
or source of supply affected by the said extension.

1. The number of the said Permit is 17343.

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

ORA McVEY and GEYER McVEY, Twin Falls, Idaho

3. The amount of water claimed by the said permit or permits is
6.8 second feet from Champion Creek,
which is tributary to Salmon River.

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

R. W. FARIS

Commissioner of Reclamation

July 24, 1935

Re: Permit No. 17343
Ora & Geyer McVey

MR. R. P. PARRY,
Attorney at Law,
Twin Falls, Idaho

Dear Sir:

This will acknowledge receipt of the application of the above mentioned parties for an extension of time in which to complete the works required under the above permit.

We have today prepared a notice for publication and forwarded a copy to the Mackay Miner with instructions to publish it once a week for two consecutive weeks prior to August 12, 1935, which is the date set for hearing. The hearing will be held in this office at 10:00 A. M. on that date.

If no protests are filed the hearing will go on record merely as a matter of form. However, if some one does protest it will be necessary for the Commissioner to make a determination on the basis of the facts presented at such hearing. If the application is approved the permit holders may proceed with proof of completion of works immediately after the Commissioner's approval has been made a matter of record.

The Editor of the Mackay Miner will mail an affidavit of publication to Mr. McVey and he should forward it to this department.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

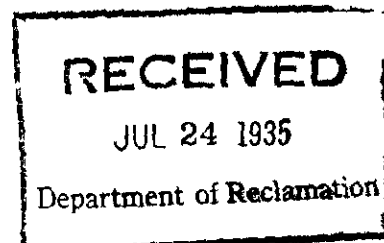
PLH/rg

17343

WALTERS, PARRY AND THOMAN
ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
TWIN FALLS, IDAHO

E. A. WALTERS
R. P. PARRY
J. P. THOMAN
J. R. KEENAN

July 23rd,
1935



Mr. R. M. Paris,
Commissioner of Reclamation,
Boise, Idaho.

Re: Permit No. 17343.

Dear Sir:

We are enclosing an Application for Extension of Time for the completion of works required by this Permit.

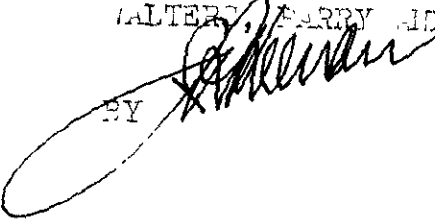
As stated to you before in our previous correspondence, the Permittees are able at this time to make proof of the completion of the necessary irrigation works. However, the publication of Notice of the intention to furnish proof of such completion cannot be completed before July 30, 1935.

As Chapter 75, 1935 Session Laws requires the publication of a notice of hearing of the application, if you will furnish the form of notice and designate the newspaper in which it is to be published, we will see that it gets into the newspaper for the necessary two consecutive issues. We suppose that the time and place of hearing is within your discretion.

We note that the newspaper must be one published in the County in which the irrigation works are located and as we may have to hurry to get all publications completed prior to October 31, 1935, any acceleration you give this matter will be appreciated.

Yours very truly,

WALTERS, PARRY AND THOMAN

BY 

JRA:B
Encl.

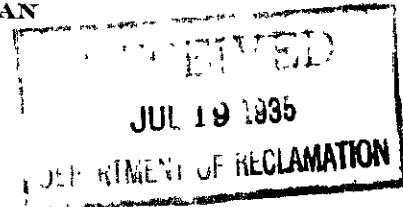
17343

WALTERS, PARRY AND THOMAN

ATTORNEYS AT LAW
FIRST NATIONAL BANK BUILDING
TWIN FALLS, IDAHO

E. A. WALTERS
R. P. PARRY
J. P. THOMAN
J. R. KEENAN

July 19th,
1935



17343
Mr. Paul L. Henry, Engineer,
Commission of Reclamation,
Boise, Idaho.

Re: Filing Champion Creek in Custer Co.

Dear Sir:

I want to thank you for your two letters of the 12th and enclosed transcript of permits on that Creek.

You did not advise us as to what date you had fixed for the submission of proof on Permit No. 17343. When such a date is fixed we would appreciate it if you would let us know.

Very truly yours,

WALTERS, PARRY AND THOMAN

BY

A handwritten signature in dark ink, appearing to be "R. P. Parry", written over a horizontal line.

RTT:B

17343

July 18, 1935

Re: Permit No. 17343

MR. R. P. PARRY,
Attorney at Law,
Twin Falls, Idaho

Dear Sir:

Reference is made to your letter of July 9th, accompanied by notice in duplicate for publication in connection with proof of completion of works, under the above permit, and also Mr. McVey's authorization to have the notice published in the Idaho Evening Times of Twin Falls.

As you know, the notices were not returned to this office in sufficient time for the publication, prior to the date when proof will be due. Furthermore, the maximum statutory time of five years will have been had by July 30th. Consequently, the only way in which we can grant an extension of time, whether it be for one month or two years, would be under the terms of Senate Bill 129, 1935 Session Laws. Publication would have to be made for two weeks, giving notice of such application, to be followed by a hearing, in case protests are filed against the approval of same. We dislike to cause your client this expense when he desires such a short time and particularly since the works have, apparently, been completed. However, we have no alternative to this course and we are accordingly enclosing the proper form for his application. This application must be filed in this department on or before July 30th but the publication can be run after that date.

We are returning the papers you submitted.

Very truly yours,

R. W. FAKIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH/rg
Encl.

17343

WALTERS, PARRY AND THOMAN

ATTORNEYS AT LAW

FIRST NATIONAL BANK BUILDING

TWIN FALLS, IDAHO

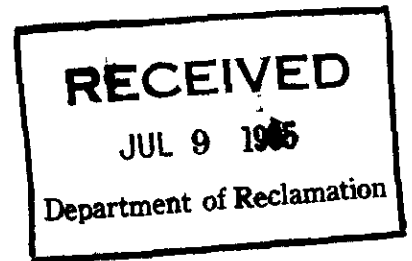
E. A. WALTERS

R. P. PARRY

J. P. THOMAN

J. R. KEENAN

July 8, 1945.



Mr. R. W. Faris,
Commissioner of Reclamation,
Boise, Idaho.

Re: Permit No. 17343.

My dear Mr. Faris:

Mr. McVey just this morning brought into this office the papers in connection with proof of completion of works on the above permit. I notice that the last day for making this proof is the 30th of this month, and that, accordingly, it will not be possible to make publication and proof before that time. I told him that inasmuch as the works were already completed, that your office would undoubtedly be willing to grant a sufficient extension of time to enable the proof to be made. I would appreciate it if you would advise me on this, and if there are any forms you wish filled out in connection with this, send them to me and I will see that they are promptly executed.

We would also appreciate it if you would send us the forms to be used in connection with the testimony of the witnesses. We have left the hearing date blank so that you can fill in one suitable to yourselves, advising us of what date you have filled in.

Very truly yours,

WALTERS, PARRY AND THOMAN

By

A handwritten signature in dark ink, appearing to be "R. P. Parry", written over a horizontal line.

17343

RPT:M.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

ORA McVEY, Agent
Ora McVey & Ceyer McVey
Kimberly, Idaho

Boise, Idaho
May 7, 1935

DEAR SIR:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. **17343**

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before.... **July 30, 1935** ... Upon receipt of the blank properly filled out, notice for publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

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

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

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

17343

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17343

July 30, 1930

Boise, Idaho,

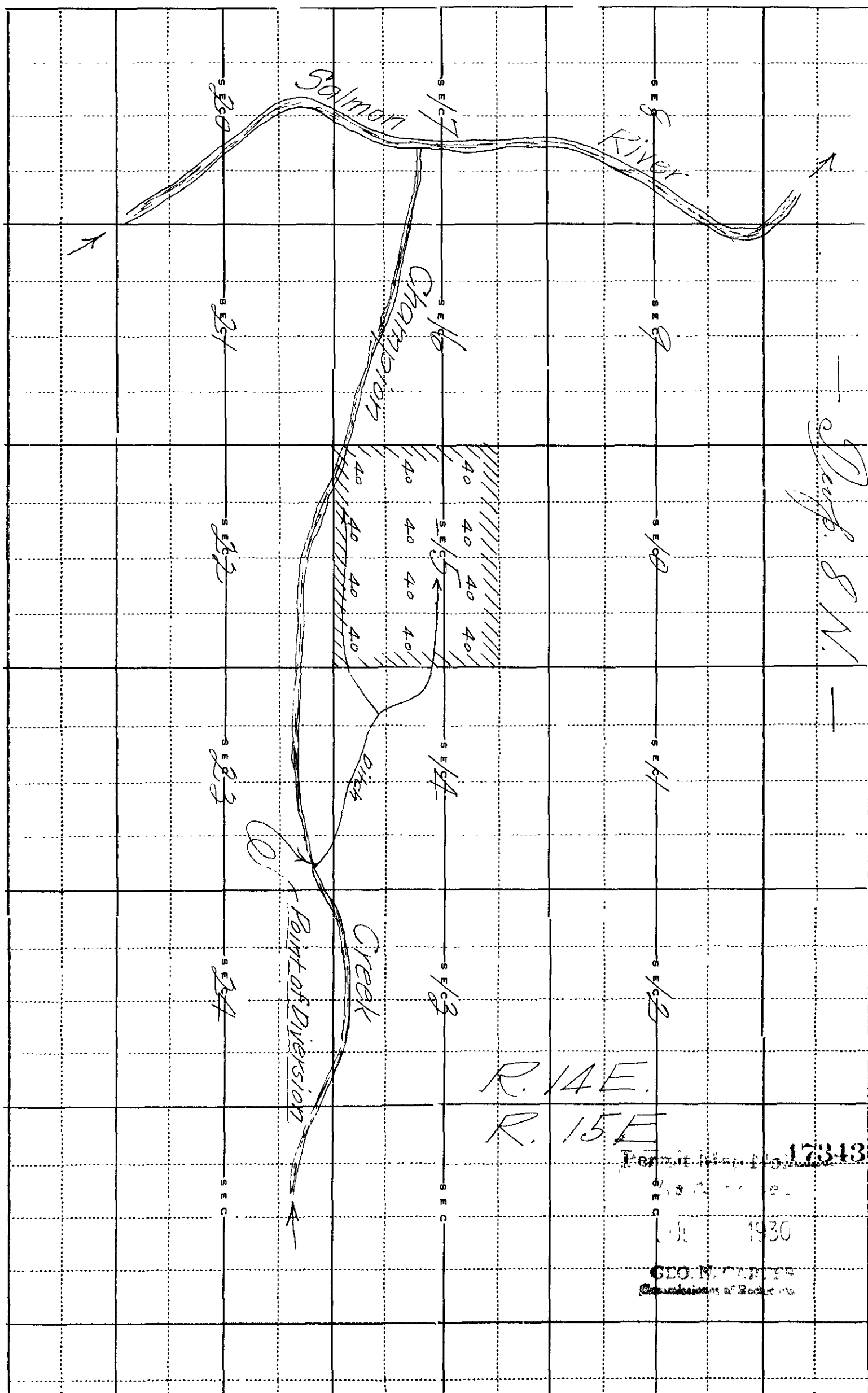
Dear Sir:

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

17343

GEO. N. CARTER

Commissioner of Reclamation.



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

17343