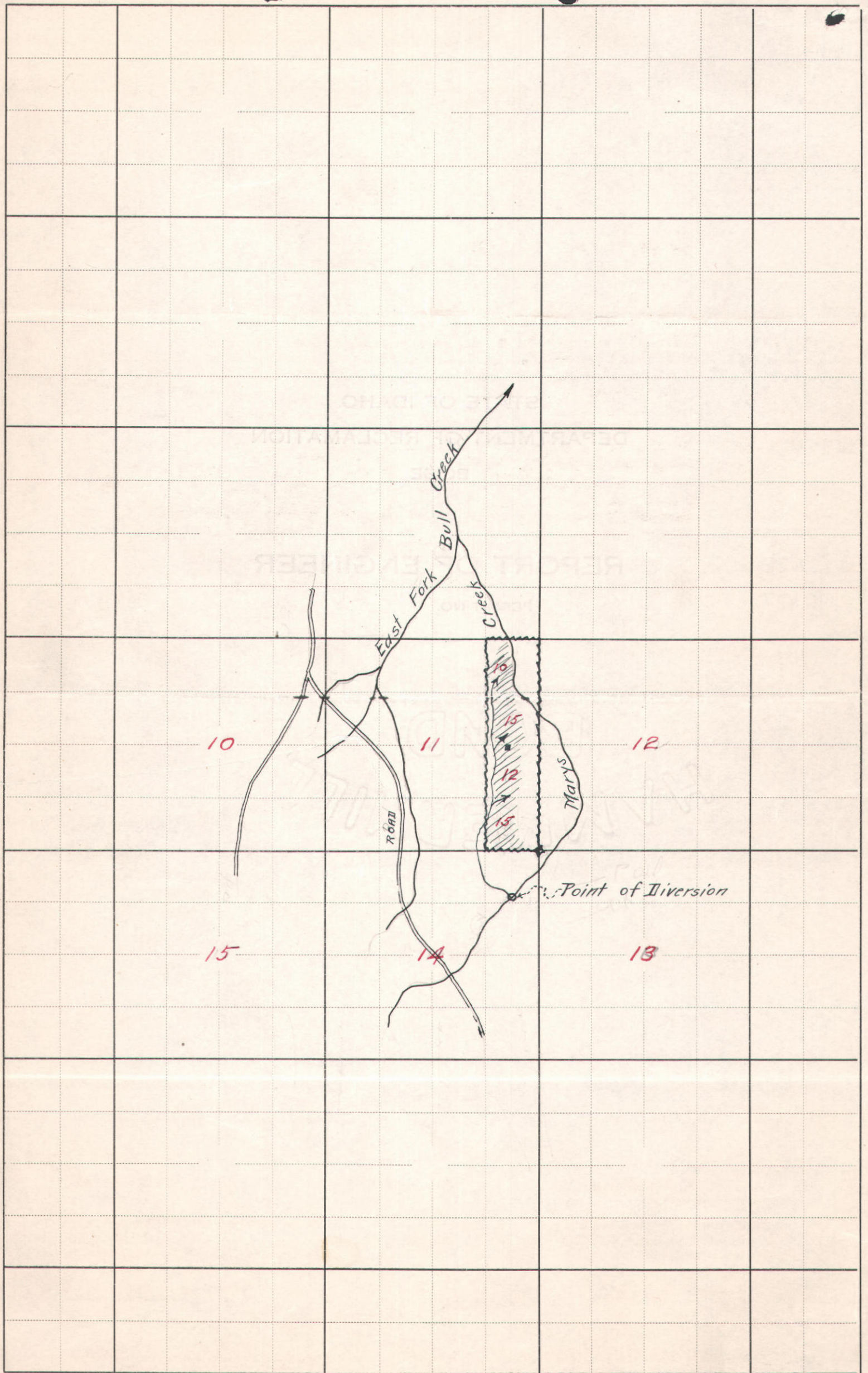




**NOTICE FOR PUBLICATION**  
**Notice of Proof Application of Water**  
**to Beneficial Use**

Notice is hereby given that at 10 a.m. on the 22nd day of April, 1927, at Bruneau, County of Owyhee, State of Idaho, before Charles Pascoe, Notary Public, proof will be submitted of the application to beneficial use of 0.7 cubic feet per second of the waters of Bull Creek, which is a tributary of Marys Creek in accordance with the terms and conditions of Permit No. 15307, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Ada A. Tindall, Bruneau, Idaho.

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

The amount applied to beneficial use is 0.7 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated):

E $\frac{1}{4}$ NE $\frac{1}{4}$  and E $\frac{1}{4}$ SE $\frac{1}{4}$  Section 11,  
Township 16 South, Range 4 E.,  
B.M.

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

The right to take water from such works is based upon Permit No. 15307.

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

The date of the priority which said user is prepared to establish is April 1, 1922.

GEO. N. CARTER,

Commissioner of Reclamation

mar10apr7

**AFFIDAVIT OF PUBLICATION**

I, Charles Pascoe, publisher of THE OWYHEE NUGGET, published weekly at Bruneau, Owyhee County, Idaho, do solemnly swear that a copy of the above notice, as per clipping attached, was published weekly in the regular entire issue of said newspaper, and not in any supplement thereof, for 5 consecutive issues, commencing with the issue dated March 10 1927, and ending with the issue dated April 7 1927; that the said newspaper has been continuously published in said county during a period of seventy eight consecutive weeks prior to the first publication of this notice.

Charles Pascoe

Subscribed and sworn to before me this 22nd day of April 1927

Geo. N. Carter  
Notary Public

15307

15307-

filed Sept 3-1921

app. 24-1921

Prng corr made June 11-1924

corr made " 14-24

O B u. dne 9-24-1926 - not made



Name of Applicant

*Abner Smith*

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

*Point of diversion*

*unnamed stream*

*ditto*

*T. 16 S. R. 4 E. B. M.*

*15307*

State of Idaho  
License and Certificate of Water Right

Water License No. 15307 Amount 0.7 sec. ft.  
Water District No. Priority 4-1-1922.

THIS IS TO CERTIFY that Alfred Smith,  
of Tindall, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated September 3, 1921; that Permit No. 15307  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
0.7 second feet, was issued thereunder on June 14, 1924, showing that said works  
were completed on the 11th day of June, 1924; and that on the 22nd  
day of April, 1927,

Ada A. Tindall,  
of Bruneau, State of Idaho, made proof to the satisfaction of the  
Commissioner of Reclamation of Idaho, of the right to use the waters of Marys Creek, Unnamed in Permit  
, a tributary of, for the purpose of irrigation  
, under Use Permit No. 15307 of the Commissioner of Reclamation,  
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is  
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6  
of Licenses, at page 3444, on the 28th day of July, 1927;

The right hereby confirmed dates from April 1, 1922;

The Point of Diversion is located  
in the NE 1/4 NE 1/4, Sec. 14, Tp. 16 S., R. 4 E., B. M. Owyhee County;

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,  
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.7  
cubic feet per second.

Description and location of use:

| Twp.  | Range | Sec. | Forty-acre Tract                  | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|-------|-------|------|-----------------------------------|----------------------------------|---------------------------------|
| 16 S. | 4 E.  | 11   | NE $\frac{1}{4}$ NE $\frac{1}{4}$ | 5                                | 10                              |
|       |       |      | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | 10                               | 15                              |
|       |       |      | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | 10                               | 12                              |
|       |       |      | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | 10                               | 15                              |
|       |       |      |                                   |                                  | Total 52                        |

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,  
this 28th day of July, 1927.

GEO. N. CARTER.  
Commissioner of Reclamation

(SEAL)

State of Idaho  
License and Certificate of Water Right

Water License No. 15092 Amount 2.2 sec. ft.  
Water District No. 55 Priority 3-12-1921

THIS IS TO CERTIFY that Grace B. Sommerville,  
of Boise, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated March 12, 1921; that Permit No. 15092  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
2.2 second feet, was issued thereunder on February 12, 1924, showing that said works  
were completed on the 11th day of February, 1924; and that on the 13th  
day of December, 1926,  
Grace B. Sommerville,  
of Boise, State of Idaho, made proof to the satisfaction of the  
of Idaho, of the right to use the waters of Star Ranch  
Reservoir, a tributary of, for the purpose of irrigation and  
domestic use, under Use Permit No. 15092, of the Commissioner of Reclamation,  
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is  
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6  
of Licenses, at page 3443, on the 28th day of July, 1927;  
The right hereby confirmed dates from March 12, 1921;  
The Point of Diversion is located  
in the NW 1/4 SE 1/4, Sec. 13, Tp. 11 S., R. 4 W., B. M. Owyhee County;  
That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,  
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.2  
cubic feet per second.

Description and location of use:

| Twp.  | Range | Sec. | Forty-acre Tract | No. Acres Described in Permit | No. Acres Actually Irrigated |
|-------|-------|------|------------------|-------------------------------|------------------------------|
| 11 S. | 3 W.  | 18   | NE 1/4 SW 1/4    | 20                            | 20                           |
|       |       |      | NW 1/4 SW 1/4    | 5                             | 6                            |
|       |       |      | SW 1/4 SW 1/4    | 20                            | 25                           |
|       |       |      | SE 1/4 SW 1/4    | 25                            | 20                           |
|       |       | 19   | NE 1/4 NW 1/4    | 20                            | 20                           |
|       |       |      | NW 1/4 NW 1/4    | 20                            | 15                           |
|       |       |      |                  |                               | Total 106                    |

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,  
this 28th day of July, 1927.  
GEO. N. CARTER.

Commissioner of Reclamation

(SEAL)

APPLICATION FOR PERMIT 51-2079  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 21749  
Permit No. 15307  
District No. 57-C

1. Name of Applicant: ALFRED SMITH  
Postoffice address: Tindall, County: Owyhee, State: Idaho.  
I. If applicant is a corporation, give:  
(a) Date and place of incorporation:  
(b) Amount of capital stock:  
(c) Amount paid in:  
(d) Names and addresses of directors:  
II. The financial resources of the applicant are:  
(a) Cash on hand:  
(b) Treasury stock:  
(c) Bonds to be issued:  
(d) Other resources:
2. Quantity of water claimed: 0.7 cubic feet per second.
3. Source of water supply: unnamed stream which is a tributary of Bull Creek
4. Location of point of diversion: feet distant from the  
corner of Section , T. , R. , B. M., and is in the NE<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>  
of Section 14 , T. 16 S. , R. 4 E. , B. M., County of Owyhee
5. Water is to be used for: Irrigation and domestic use.
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: Ditch
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 two feet; width at water line three feet; depth of water 1<sup>1</sup>/<sub>2</sub>  
feet; dimensions of flume  
Diameter of pipe inches; length of conduit one miles.  
Average grade per mile seven feet
12. The time required for the completion of such work is three years.
13. The time required for the complete application of the water to the proposed use is two 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.

Alfred Smith.                      Applicant.

By \_\_\_\_\_ Agent.

Date of first receipt at Department of Reclamation. 9 A. M. September 3, 1921.

Returned to applicant for correction.

Corrected application received.

## APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 15307

Recorded in Book 54 Page 15307 Approved September 24, 1921.

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 November 23, 1921 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 March 24, 1923.

The whole of said work to be completed on or before September 24, 1924.

Beneficial use of water appropriated in accordance herewith, to be made on or before September 24, 1926.

Witness my hand this 24th day of September, 1921.

W. G. SWEIDSEN.

Commissioner of Reclamation.

Remarks:

| 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 |        |
| 16 S.                                 | 4 E.  | 11   | 5   |     |     | 10  |     |     |     |     |     |     |     |     |     | 10  |     | 10  | 35     |
| Total number of acres to be irrigated |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 35     |

Proof of Completion of Works made June 11, 1924.

Certificate of Completion of Works issued June 14, 1924.

Permit No. 15307

# CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Alfred Smith of Tindall, County of Owyhee, and State of Idaho, the holder of Permit No. 15307, issued upon Application No. 21749, bearing date of priority of September 3, 1921, authorizing the diversion of 0.7 second foot of the waters of an unnamed stream, County of Owyhee, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.7 second feet of the waters of an unnamed stream; that the point of diversion of said waters is in the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 14, Township 16 South, Range 4 East, Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: E $\frac{1}{2}$  NE $\frac{1}{4}$ , E $\frac{1}{2}$  SE $\frac{1}{4}$  Section 11, Township 16 South, Range 4 East, B. M.

Witness my hand this 14th day of June, A. D. 1924.

W. G. SWENDSEN,  
Commissioner of Reclamation

By: Geo. N. Carter,  
Assistant.

For value received, I hereby assign all my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. 15307, to Ada A. Tindall.

Dated this 22 day of June, 1926.

ALFRED SMITH.

Witnesses:

J. C. Smith,  
L.C. Louson,

Acknowledged before me this twenty-second day of June, 1926,  
at Farfax, Scotland.

DAVID S. WHITSON,  
The Cross, Farfax, Scotland,  
Notary Public.

Received and filed for record in the Department of Reclamation  
at Boise, Idaho, 9.00 A. M., February 16, 1927.

GEO. N. CARTER,  
Commissioner of Reclamation.

\* Issued for 0.7  
3444

July 28, 1927.

U. S. Land Office,  
Blackfoot, Idaho.  
Gentlemen:

We are mailing herewith, upon request  
of Charles Pascoe, special certificate relative to  
Permit No. 15307, held by Ada A. Tindall.

Very truly yours,

GEO. N. CARTER,  
Commissioner of Reclamation,

By

Chief Clerk.

B:P.

Enc.

15307

July 28, 1927.

Re: Permit No. 15307.--Ada A. Tindall.

Mr. Charles Pascoe,

Bruneau, Idaho.

Dear Sir:

We are enclosing herewith Water License issued under the above numbered permit; also receipt for fees covering license and special certificate. This special certificate went forward today to the U.S.Land Office at Blackfoot, Idaho.

Yours very truly,

GEO. N. CARTER,  
Commissioner of Reclamation,

By

Chief Clerk.

B:P

Enc.

15307

CHARLES PASCOE  
United States Commissioner  
BRUNEAU, IDAHO

July 26th, 1927

Geo. M. Carter  
Commr. Reclamation  
Boise, Idaho.

Dear Mr. Carter:

Herewith find money order for Ada A. Findell's fee precedent to issuance of license to water under Permit No. 15307, in the sum of \$8 for the license and 50 cents for a certificate of continued ownership of this water right to accompany her desert land final proof submitted this day before me. If you will kindly do so, please forward the said certificate to the register of the land office at Blackfoot, whither her proof papers will be sent this day.

Thanking you for compliance with this letter, I am  
very truly,

15307 20188

15307

July 21, 1927.

Re: Permit No. 15307

Mrs. Ada A. Tindall,  
Bruneau, Idaho.

Dear Madam:-

The report of our field engineer for proof of beneficial use of water under your above numbered permit is now on file here. Upon receipt of fees in the sum of \$8.00, the license will be issued you.

Very truly yours,  
GEO. N. CARTER,  
Commissioner of Reclamation.

By \_\_\_\_\_  
Chief Clerk.

15307

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

Permit No. 15307This proof is for Beneficial Use

In Water District No. ....

1. Name of applicant: Ada A. Tindall
2. Source of water supply: Marys Creek
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 14  
T. 16 S R. 4 E.B.M. County of Owyhee
4. Describe works as they exist, giving dimensions and capacities of same: Rock and dirt diversion 15' long x 3' high, no head gate needed. Litch 2 ft wide & 1 ft deep. 1 1/4 miles long
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes

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): E $\frac{1}{4}$ NE $\frac{1}{4}$  & E $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 11, Twp. 16 S., R. 4 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? .....

Remarks: Water is used to irrigate native pasture grass

This examination was made on the 13<sup>th</sup> day of July 1927  
15307 (Signed) Edw. A. Johnson Examiner.

Ada A. Tindall

Bruneau

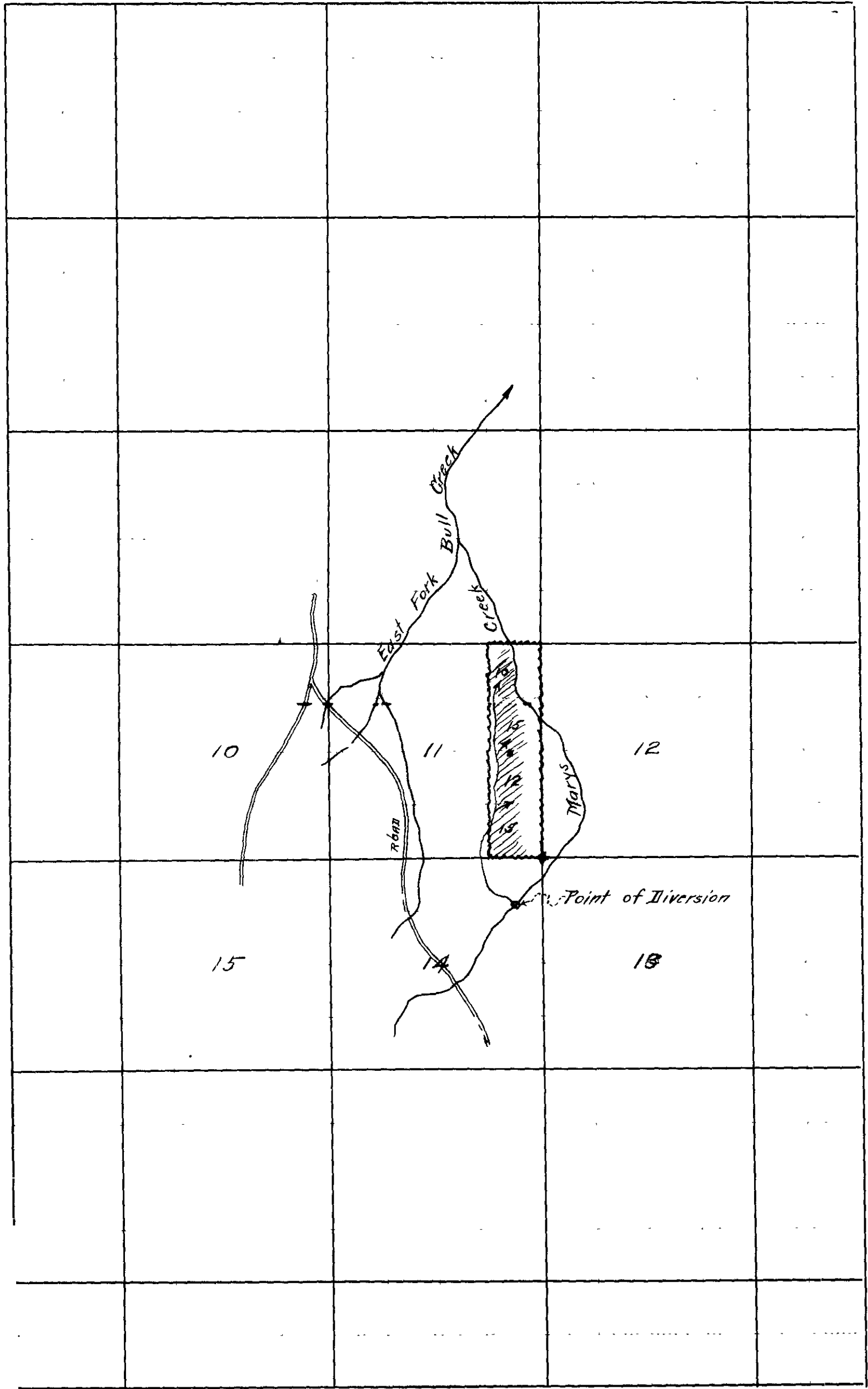
Permit No. 15307

Examination for Beneficial Use

County Owyhee

INSTRUCTIONS TO EXAMINERS

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



STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. \_\_\_\_\_

REPORT ON PROOF OF \_\_\_\_\_

April 25, 1927.

Re: Permit No. 15307.

Mrs. Ada A. Tindall,  
Bruneau, Idaho.

Dear Madam:

We are today in receipt of depositions of yourself and two witnesses in the matter of proof of beneficial use of water under the above numbered permit. These are in proper form and will be held without further action until the examination can be made by our field engineer, at which time you will be further advised as to fees before issuing license.

Very truly yours,

GEO. N. CARTER,  
Commissioner of Reclamation,

By

Chief Clerk.

B:P

15307

# NOTICE FOR PUBLICATION

## Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 10 a.m. on the 22nd day of April, 1927, at Bruneau, County of Owyhee, State of Idaho, before Charles Pascoe, Notary Public, proof will be submitted of the application to beneficial use of 0.7 cubic feet per second of the waters of Bull Creek, which is a tributary of Marys Creek in accordance with the terms and conditions of Permit No. 15307, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Ada A. Tindall, Bruneau, Idaho.

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

The amount applied to beneficial use is 0.7 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated):

E $\frac{1}{2}$ N $\frac{1}{2}$ E $\frac{1}{2}$  and E $\frac{1}{2}$ S $\frac{1}{2}$ E $\frac{1}{2}$  Section 11, Township 16 South, Range 4 E., B.M.

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

The right to take water from such works is based upon Permit No. 15307.

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

The date of the priority which said user is prepared to establish is April 1, 1922.

GEO. N. CARTER,

Commissioner of Reclamation

mar10apr7

## AFFIDAVIT OF PUBLICATION

I, Charles Pascoe, publisher of THE OWYHEE NUGGET, published weekly at Bruneau, Owyhee County, Idaho, do solemnly swear that a copy of the above notice, as per clipping attached, was published weekly in the regular entire issue of said newspaper, and not in any supplement thereof, for 5 consecutive issues, commencing with the issue dated March 10 1927, and ending with the issue dated April 7 1927; that the said newspaper has been continuously published in said county during a period of seventy eight consecutive weeks prior to the first publication of this notice.

Charles Pascoe

Subscribed and sworn to before me this 3rd day of April, 1927

Geo. N. Jones  
Notary Public

15307

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO.

PERMIT NO. \_\_\_\_\_

## Proof of Application of Water to Beneficial Use

### Deposition of Holder

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

Ans. Ada A. Tindall, 37, Bruneau, housewife, Bruneau, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Acting for self

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

Ans. No. 15307; Sept. 3, 1921; April 1, 1922

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

Ans. North<sup>west</sup> prong of Bull creek, tributary of Marys creek which in turn is a tributary of Sheep creek, a statement which might differ with facts, but that's the way it looks to me

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. Dirt dam, rocks and dirt; .7 cubic foot; Smith Ditch; solely carries all the water allowed under the permit.

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

Ans. Irrigation; each forty acres in the E<sup>1</sup>/<sub>4</sub> of Sec. 11, T.16 S., R. 4 E., has approximately an equal number of acres under irrigation, about 9 acres, or a total of say 35 acres. Natural meadow. Frequent irrigations have rendered it such.

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

Ans. for irrigation only

15307

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

Ans. 35 miner's inches

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

Ans. The water right was assigned to me by Alired Smith

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

Ans. May, June, July and August annually since 1922; all the water annually used since that date

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. None

(Sign)

Ada A. Tindall

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Bruneau, County of Owyhee State of Idaho, on this 22nd day of April A. D. 1927.

Charles Pascoe

Notary Public

My commission expires June 27, 1927

15307

RECEIVED  
APR 25 1927  
DEPT. OF IRRIGATION

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO.

PERMIT NO. \_\_\_\_\_

**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. Tellie Robertson, laborer, reside at Bruneau, Idaho

Ques. 2. Are you acquainted with Aug A. Tindall, the holder of Permit No. 15307? How long have you known him and where does he reside?

Ans. Yes; ten years; Bruneau, Idaho

Ques. 3. Have you read or heard read said Permit No. 15307, 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. I believe it is in the NE<sub>1</sub>NE<sub>4</sub> Sec. 14, T. 16 S., R. 4 E., and is taken out of Bull creek, tributary of Marys creek first and then on Sheep creek; there's an earth and rock dam and an earth and rock ditch carrying the water to place of use

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. 55 miner's inches; I have seen this quantity safely 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 improvements which have been made as a direct result of said use.

Ans. Irrigation; and about the same amount of acreage is irrigated in each of the four subdivisions, a total of 55 acres. It is natural meadow, is never cut, but is pastured; could be cut though.

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

Ans. Just for irrigation

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

Ans. Volcanic ash; all the water given by the permit is necessary

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. All the water during the months of May, June, July, and August annually for the past five years

(Signed)

*Lillie Robertson*

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 Bruneau, County of Owyhee, State of Idaho, on this 22nd day of April, A. D. 1927.

*Charles Pascoe*

Notary Public:

My commission expires June 27, 1927

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO.

PERMIT NO. \_\_\_\_\_

**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. W. A. Tindall; 46 years, Bruneau, stockman, Bruneau, Idaho

Ques. 2. Are you acquainted with Ada A. Tindall, the holder of Permit No. 15307? How long have you known him and where does he reside?

Ans. Yes. 24 years, Bruneau, Idaho

Ques. 3. Have you read or heard read said Permit No. 15307, 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. Bull creek, tributary of Marys creek and this creek a tributary of Sheep creek, NE 1/4 Sec. 14, and the dam and ditch are both of earth and rock

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. .. cubic feet; I have seen so much safely carried

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 improvements which have been made as a direct result of said use.

Ans. Irrigation; the E 1/2 Sec. 11 has all the forties lying in a straight line, and in each about the same quantity of land is under the ditch--a total of 35 acres. It is natural meadow, growing wild hay and grass, which isn't harvested, but pastured.

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

Ans. For irrigation only

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. Volcanic ash; all the water granted by the permit

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. Months of May, June, July and August annually have seen all the water applied to beneficial use for the past five years

(Signed) W. A. Tindall

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 Bruneau, County of Owyhee, State of Idaho, on this 22nd day of April, A. D. 1927.

Charles Pascoe

Notary Public.

My commission expires June 27, 1927

15307

1927

*State of Idaho*  
DEPARTMENT OF RECLAMATION  
BOISE  
INSTRUCTIONS  
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

April 7, 1927.

Ada A. Tindall,  
c/o Charles Pascoe, Notary Public,  
Bruneau, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 15307.

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 April 10, 1927, 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 Bruneau, Idaho, before Charles Pascoe, 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,

GEO. N. CARTER.

Commissioner of Reclamation.

15307

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Date . **March 7, 1927**

**The Owyhee Nugget,**  
**Bruneau, Idaho.**

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **April 22, 1927**, the date set for proof, the expense of the publication to be paid by the applicant, **Ada A. Tindall, of Bruneau**, 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,

**GEO. H. CARTER,**

Commissioner of Reclamation.

15 307

# NOTICE FOR PUBLICATION

## NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 22nd day of April, 1927,  
at Bruneau County of Owyhee, State of Idaho,  
before Charles Jascoe, Notary Public, proof will be submitted  
of the application to beneficial use of 0.7  
~~seven tenths of a~~ cubic feet per second of the  
waters of Marys Creek in accordance with the terms and conditions of  
Permit No. 15307 heretofore issued by the Commissioner of Reclamation  
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Ada A. Tindall,  
Bruneau, Idaho

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

The amount applied to beneficial use is 0.7 cubic feet per second.  
~~seven tenths of a cubic foot per second~~

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) E 1/2 NW 1/4, E 1/2 SE 1/4, Sec. 11, Twp. 12 N, R. 4 E, S. 1 W.

The name of the canal or ditch or other works by which said water is conducted to such place of use  
is Alfred Smith ditch

The right to take water from such works is based upon Permit No. 15307

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

The date of the priority which said user is prepared to establish is April 1, 1922.  
~~September 1, 1923~~

Geo. N. Carter,  
Commissioner of Reclamation.

ME ME-14-163-48  
Amplified  
5/7-C

15307

B. U. due - Sept 24-1926  
3/8 2-2-1987 - 7 ms

April 1 - 1922

March 7, 1927.

Re: Permit No. 15307-Ada A. Tindall

Mr. Charles Pascoe,  
Bruneau, Idaho.

Dear Sir:-

We are today in receipt of notice of proof of beneficial use of water under the above numbered permit. This has been completed from the record of the permit in this office and one copy is herewith enclosed for the required four weeks publication.

In view of the fact that this proof is being made seven months, lacking two days, later than the date specified in the permit for such proof, the date of priority has been brought down to April 1, 1922.

Deposition blanks for holder and two witnesses will be mailed to you in time for proof to be made on the date set.

Very truly yours,  
GEO. W. CARTER,  
Commissioner of Reclamation.

By \_\_\_\_\_  
Chief Clerk.

Encl.

15307

CHARLES PASCOE  
United States Commissioner  
BRUNEAU, IDAHO

March 5th, 1927

Geo. H. Carter  
Commr. of Reclamation.

Dear Sir:

I am enclosing the within forms completed as far as I can, for Ada A. Tindall hasn't the data for filling in the acreage as could be done if the original permit had not been mislaid or if not completely lost, and my records do not disclose this, either; although I have record of his annual proofs and the sums expended; but the acreage and location I haven't. I hope you can fill this omission, for which many thanks are due and given now.

Very respectfully yours,

*Charles Pascoe*

15307

February 28, 1927

Re: Permit No. 15307  
Ada A. Tindall

MR. CHARLES PASCOE  
Bruneau, Idaho

Dear Sir:

Reference is made to your letter of  
February 26, 1927.

The amount of water claimed under  
Permit No. 15307 is seven-tenths of a cubic foot  
per second or 35 miners' inches.

The date set for proof of beneficial  
use of water should be set far enough ahead to al-  
low for the required four weeks publication.

Very truly yours,

GEO. N. CARTER  
Commissioner of Reclamation

By  
Chief Clerk

15307

15307  
100 1 11 10 11  
**The Owyhee Nugget**

OFFICIAL PAPER FOR OWYHEE COUNTY

CHARLES PASCOE, EDITOR AND OWNER  
BRUNEAU, IDAHO

February 26, 1927

Geo. N. Carter,  
Commr. of Reclamation,  
Boise, Idaho.

Dear Sir:

Am in receipt of blanks--notice of application of water to beneficial use, in the matter of the proof of Mrs. Ada A. Tindall. Mrs. Tindall isn't in town at the present time, but will be within the next few days, when these forms will be prepared and forwarded. In this connection, however, I shall ask you to advise me what volume of water is claimed in the permit granted this area, as Mr. Smith, to whom the permit originally ran, has never yet advised us where the permit can be found--and he's in Scotland. If you will do this, nothing will be left to chance in the application to be made, as the volume can be stated in response to the question contained in the form. Another thing, what period of time can be granted within which to make this proof of application to beneficial use? Thanking you for the information herein respectfully requested, I am, very truly,

Charles Pascoe

15307

February 16, 1927.

Re: Permit No. 15307.

Mr. Charles Pascoe,  
U. S. Commissioner,  
Bruneau, Idaho.

Dear Sir;

We are returning herewith the assignment  
of Alfred Smith to Ada A. Tindall, the same having  
been duly recorded.

Yours very truly,

GEO. N. CARTER,  
Commissioner of Reclamation,

By

Chief Clerk.

CP.

Enc.

15307

CHARLES PASCOE  
United States Commissioner  
BRUNEAU, IDAHO

February 16, 1927

Geo. M. Carter  
Commr. of Reclamation  
Baise, Idaho.

Dear Sir:

Herewith assignment of Alfred Smith to Ada A. Tindall of Permit No. 15307, as directed to be forwarded to your office in your instructions of the 14th inst.

Very truly yours,

*Charles Pascoe*

P.S.--I shall have to see Mrs. Tindall, to whom I have sent, word, before I can prepare notice of proof of water application to beneficial use under the terms of the permit.--C.P.

15307

CHARLES PASCOE  
United States Commissioner  
BRUNEAU, IDAHO

February 11th, 1927

Geo. N. Carter,  
Commr. of Reclamation,  
Boise, Idaho.

Dear Sir:

Under date of January 4, 1927, your favor advised the writer, repponding to my request for information, that Alfred Smith, holder of Permit No. 15307, had made proof of completion of works under said permit, but that proof of beneficial use of water had not. Now, the situation is that Smith has assigned both the Desert Entry to which this water has been diverted as well as the water permit, to Mrs. Ada A. Tindall, who desires to be advised what steps can be taken for reinstatement, said advice to be addressed to the writer. Will you kindly forward the needful information and any blank forms provided for such an emergency?

Thanking you, I am very truly yours,

*Charles Pascoe*

15307

*Jan 10-11-  
2-14-27*

Jan. 4, 1927.

Re: Permit 15307.

Mr. Charles Pascoe,  
Bruneau, Idaho.

Dear Sir:

Referring to your letter of the 31st ult., would say that the above numbered permit was issued to Alfred Smith upon application filed September 3, 1921. Proof of completion of works was made June 11, 1924, and certificate of completion of works issued. Proof of beneficial use of water, however, has not been made. This proof was due September 24, 1926.

Very truly yours,

GEO. N. CARTER,  
Commissioner of Reclamation,

By

Chief Clerk.

B:P

15307

CHARLES PASCOE  
United States Commissioner  
BRUNEAU, IDAHO

December 31, 1926.

Geo. N. Carter,  
Commr. of Reclamation  
Boise, Idaho.

Dear Sir:

Will you kindly advise me of the status of Alfred Smith's water right? His desert filing calls for E~~1/4~~ Sec. 11, T. 16 S., R. 4 E., the permit for which has been mislaid, and we want the number, date, priority, and what, if anything, yet remains to be done to perfect his right. It seems to me that he made both proof of completion of works and of application to beneficial use. I shall be deeply obliged for the information lacking.

Very sincerely yours,

*Charles Pascoe*

15307

2-192  
24-1921

made June 11-1921  
at 14-24

line 9-24-1921 - not made

RECEIVED  
JUN 15 1927  
BOSTON

**State of Idaho**  
**DEPARTMENT OF RECLAMATION**  
BOISE

**Mr. Alford Smith**

**June 7, 1926**

**Tindall, Idaho**

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. ....**15307**...., which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

**W. G. SWENDSEN**  
Commissioner of Reclamation.

15307

ne 18, 1924.

Re: Permit No. 15307-Alford Smith

Mr. Charles Pascoe,  
Bruneau, Idaho.

Dear Sir:

We are enclosing herewith Certificate of Completion of Works, issued to the above numbered Permit, together with receipt for fees.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation

By  
Chief Clerk.

E.  
Encls.

15307

Permit No.....

STATE OF IDAHO  
Department of Reclamation

## Proof of Completion of Works

### AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Canyon } ss.... Alfred Smith ..., being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 15307, and that his postoffice address is Windfall State of Idaho.

Second: That the name of the stream from which said water is to be diverted is tributary of Bull Creek.

Third: That the point of diversion of said water is NE 1/4 NE 1/4 Sec. 14 T. 16 S. R. 4 E. B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept. 24, 1924.

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

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

I. Kind of works: ditch  
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work: One mile

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

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir..... acre feet.

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

(d) Conduit ditch..... width at bottom 2 1/2 feet, width at water line 3 1/2 feet, depth of water 1 1/2 feet; diameter of pipe.....

inches, average grade per mile is 7 1/2 feet. Length of conduit is 1 mile miles.

Seventh: That said works are capable of conducting to the place of intended use 0.4 second feet of water.

Eighth: That water appropriated under said permit is available for 3.5 acres of land described as follows: 10 Acres in SE 1/4 NE 1/4 - 10 Acres in NE 1/4 SE 1/4 T. 16 S. R. 4 E. B. M.

Ninth: Remarks: That.....

Alfred Smith  
(Sign here)

Subscribed and sworn to before me this 11th day of June, 1924

My commission expires June 27, 1927

Charles Pascoe  
Notary Public.

**State of Idaho**  
DEPARTMENT OF RECLAMATION  
BOISE

INSTRUCTIONS  
PROOF OF COMPLETION OF WORKS

Mr. Alford Smith,  
Tindall, Idaho.

Boise, Idaho,  
June 2, 1924.

Dear Sir:—

Under the terms of your permit No. ~~1530~~ 7....you are required to complete your diversion works on or before ~~Sept. 24, 1924~~. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of 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.

Yours truly,

W. G. SWENDSEN.

Commissoner of Reclamation.

15307

State of Idaho  
DEPARTMENT OF RECLAMATION  
BOISE

Permit 15307

Mr. Alfred Smith,  
Tindall, Idaho.

Boise, Idaho,

September 28, 1921.

Dear Sir:

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

W. G. SWENDSEN.  
Commissioner of Reclamation.

15307

Name of Applicant

*Orville L. Smith*

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

T. 16 S. R. 4 E. B. M.

11

ditch

Point of Divers. on

Wagon Creek

15307