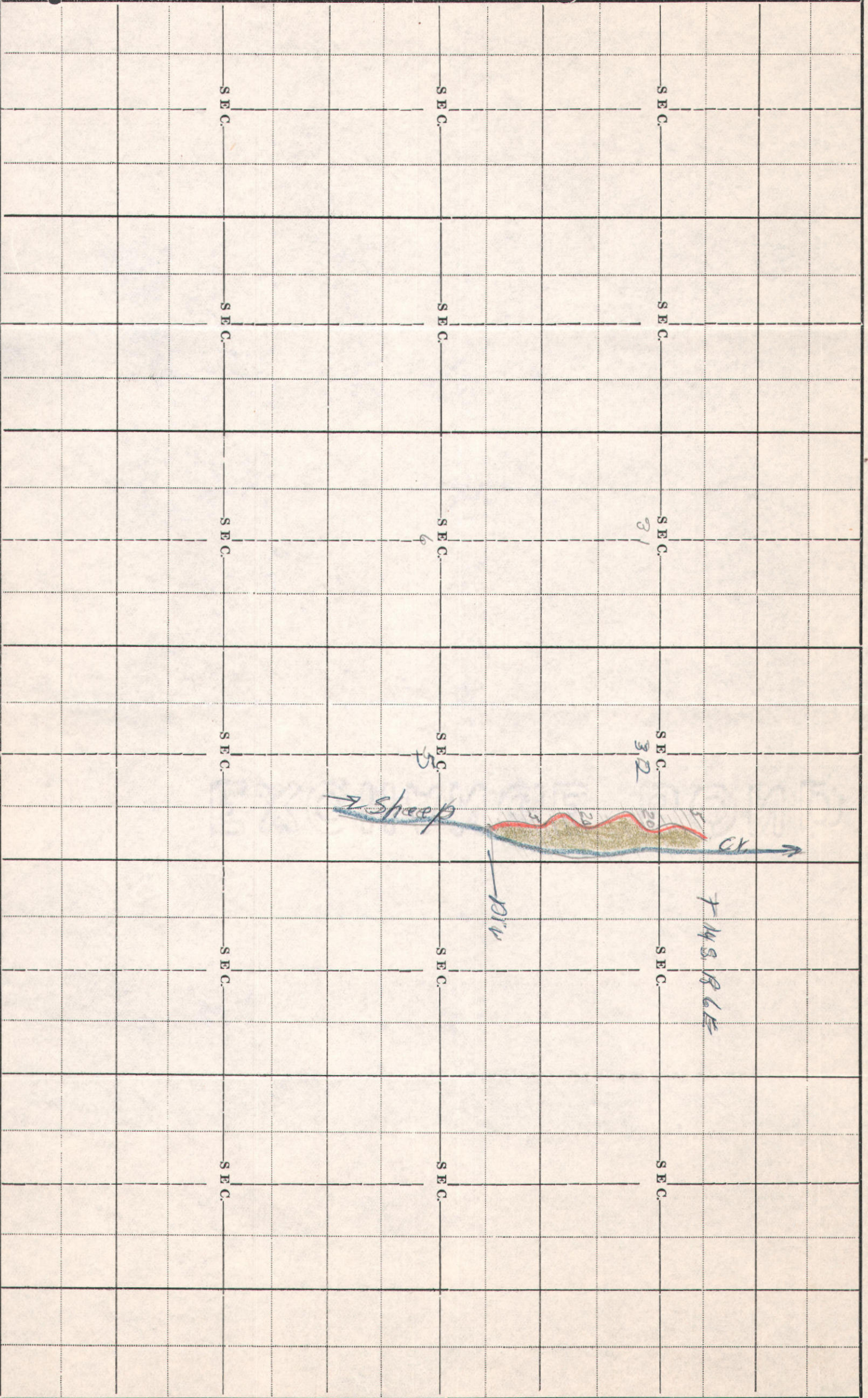


NAME OF APPLICANT

Wm B. Bieroth #14340



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

14 340

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

Notice is hereby given that at 10 a m on the 16th day of April, 1920, at Bruneau, County of Owyhee, State of Idaho, before Charles Pascoe, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of Sheep Creek in accordance with the terms and conditions of Permit No 14340 heretofore issued by the State Engineer of the State of Idaho.

1 The name and postoffice address of the person or corporation holding said permit are William B. Bieroth; Tindall, Idaho.

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

3 The amount applied to beneficial use is one cubic foot.

4 The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Township 14 South, Range 6 East, and NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5, Township 15 South, Range 6 East, B.M.

5 The right to take water from such works is based upon Permit No 14340.

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

7 The date of the priority which said user is prepared to establish is October 8, 1919.

W. G. SWENDBSEN,
 Commissioner of Reclamation.
 First publication March 4
 Last publication March 25

Affidavit of Publication

STATE OF IDAHO } ss.
 County of Owyhee }

Charles Pascoe

being duly sworn, deposes and says that he is the

publisher of The OWYHEENUGGET,

a weekly newspaper published at Bruneau, Idaho;

that the said newspaper is in general circulation in

Owyhee County; that a copy of the above notice, as

per copy attached, was published in the regular

and entire issue of said newspaper for 4

consecutive weeks, beginning with the issue of

March 4 19 20, and ending

with the issue of March 25 19 20

Subscribed and sworn to before me, his 16th

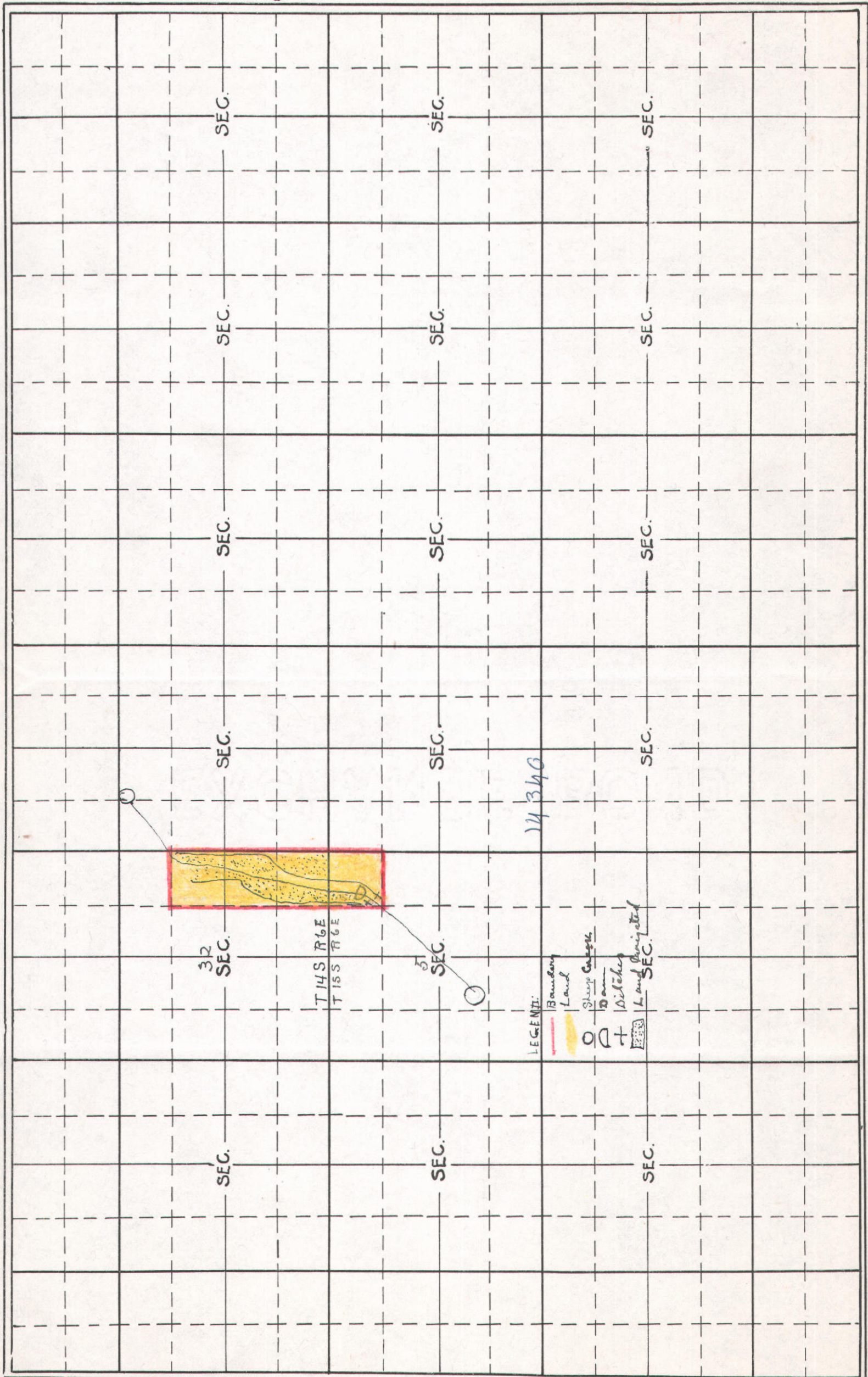
day of April 19 20.

M E Ryndal
 Notary Public.

14346

Name of Applicant

William B. Bieroth, Tindall, Idaho



State of Idaho
License and Certificate of Water Right

Water License No. 14340 Amount 1 sec. ft.
Water District No. 57-C Priority 10/8/19

THIS IS TO CERTIFY that **WILLIAM BIEROTH**,
of **Tindall, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **October 8**, 1919; that Permit No. **14340**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of **1**
second feet, was issued thereunder on **May 19**, 1920, showing that said works
were completed on the **16th** day of **April**, 1920; and that on the **15th**
day of **April**, 1920,

WILLIAM B. BIEROTH

of **Tindall** State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation
~~State Engineer~~ of Idaho, of a right to the use of the waters of **Sheep Creek**,
a tributary of **Bruneau River**, for the purpose of **Irrigation & Domestic use.**
under Use Permit No. **14340** of the **Commissioner of Reclamation**
waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the ~~State~~
Commissioner of Reclamation
~~State Engineer~~ of Idaho and entered of record in Volume **5** of Licenses, at page **2735**, on the **8th**
day of **December**, 1920;

The right hereby confirmed dates from **October 8**, 1919;

The Point of Diversion is located
in the **NE 1/4 NE 1/4, Sec. 5**, Twp. **15 S.**, R. **6 E.**, B. M.
County of Owyhee

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 **1** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S.	6 E.	32	SE 1/4 NE 1/4	5	5
			NE 1/4 SE 1/4	20	20
			SE 1/4 SE 1/4	20	20
15 S.	6 E.	5	NE 1/4 NE 1/4	5	5

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**
~~State Engineer~~, affixed at Boise, Idaho, this **8th**
day of **December**, 1920

W. G. SWENDSEN.
Commissioner of Reclamation ~~State Engineer.~~
By **S. T. Maer**,
Deputy.

(SEAL)

51 2009

State of Idaho
License and Certificate of Water Right

Water License No. 12255 Amount 2.1 Sec. ft.
Water District No. 58 Priority 6/10/16

THIS IS TO CERTIFY that **PAUL FROMM**,
of **Riddle, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **June 10**, 19 **16**; that Permit No. **12255**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of **6.4**
second feet, was issued thereunder on **July 2**, 19 **19**, showing that said works
were completed on the **23rd** day of **June**, 19 **19**; and that on the **13th**
day of **December**, 19 **19**,

PAUL FROMM,
of **Riddle**, State of **Idaho**, made proof to the satisfaction of the
~~Commissioner of Reclamation~~ **State Engineer** of Idaho, of a right to the use of the waters of **Fromm Reservoir**, *Hart's Creek*,
a tributary of **Shoo Fly Creek**, for the purpose of **Irrigation & Domestic use**,
under Use Permit No. **12255** of the State Engineer, 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~~
~~Commissioner of Reclamation~~ **Engineer** of Idaho and entered of record in Volume **5** of Licenses, at page **2734**, on the **8th**
day of **December**, 19 **20**;

The right hereby confirmed dates from **June 10**, 19 **16**;

The Point of Diversion is located
in the **NE ¼ SE ¼**, Sec. **21**, Tp. **18 S.**, R. **2 E.**, B. M. **County of Owyhee**

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 **2.1** cubic feet per second.

Description and location of uses

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S.	2 E.	21	NE ¼ SE ¼	40	10
			SE ¼ SE ¼	40	20
			NW ¼ SW ¼	40	40
			NE ¼ NE ¼	40	15
		28	SE ¼ NE ¼	40	10
			NE ¼ SE ¼	40	10
			SE ¼ SE ¼	40	--
			NE ¼ NE ¼	40	--
		33			

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**
~~State Engineer~~, affixed at Boise, Idaho, this **8th**
day of **December**, 19 **20**

(SEAL)

W. G. SWENDSEN.
Commissioner of Reclamation **State Engineer.**
By: S. T. Baer,
Deputy.

APPLICATION FOR PERMIT 51-2069

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 20410
Permit No. 14340
District No. 57-C

1. Name of Applicant: William B. Bieroth.

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: 1 cubic feet per second.

3. Source of water supply: Sheep Creek which is a tributary of Bruneau River.

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$
of Section 5 , T. 15 S. , R. 6 E. , B. M., County of Owyhee.

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: \$ 800.00

8. Kind of works: Dam and ditches.

9. Height of dam 6 feet; length of dam at top 35 feet; length of dam at bottom 25
feet; material used in dam Earth and stone.

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

11. Ditch: Width at bottom 2 $\frac{1}{2}$ feet; width at water line 4 feet; depth of water 1 $\frac{1}{2}$
feet; dimensions of flume

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

Average grade per mile 10 feet.

12. The time required for the completion of such work is $\frac{1}{2}$ years.

13. The time required for the complete application of the water to the proposed use is no 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.

William B. Bieroth. Applicant.

By Charles Pascoe. Agent.

Commissioner of Reclamation

Date of first receipt at office of State Engineer 9:00 A. M. Oct. 8, 1919.

Returned to applicant for correction

Corrected application received

COMMISSIONER OF RECLAMATION
APPROVAL OF STATE ENGINEER

The number of this permit is 14340

Recorded in Book 50 Page 14340 Approved October 18, 1919.

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 December 17, 1919 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 18, 1920.

The whole of said work to be completed on or before April 18, 1920.

Beneficial use of water appropriated in accordance herewith, to be made on or before April 18, 1920.

Witness my hand this 18th day of October, 1919.

W. G. Swendsen.

State Engineer
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	
14 S.	6 E.	32				5									20			20	45
15 S.	6 E.	5	5																5

Total number of acres to be irrigated-----50

A Ditch will be taken out on each side of the side from the same Pt. of Diversion.

Proof Completion of Works made: April 16, 1920.

Certificate issued: May 19, 1920.

Permit No. 14340

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that William B. Bieroth, of Tindall, County of Owyhee, and State of Idaho, the holder of Permit No. 14340, issued upon Application 20410, bearing date of priority of October 8, 1919, authorizing the diversion of 1.0 second feet of the waters of Sheep Creek, County of Owyhee, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.0 second feet of the waters of Sheep Creek; that the point of diversion of said waters is in the NE¼NE¼ Sec. 5, T. 15 S., R. 6 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE¼NE¼, NE¼SE¼ and SE¼SE¼ Sec. 32, T. 14 S., R. 6 E., B. M., and NE¼NE¼ Sec. 5, T. 15 S., R. 6 E., B. M. Witness my hand this 19th day of May, A. D. 1920.

W. G. Swendsen,
Commissioner of Reclamation.
By: S. T. Baer.
Deputy.

License issued for 1 second feet

Page 2735

December 21, 1920

Re. Permit No. 14340.

Mr. William B. Bieroth,
Tindall, Idaho

Dear Sir:

Enclosed herewith is water license issued
under the above numbered permit, with receipt for
fees paid.

Yours very truly,

W. G. Swendsen.
Commissioner of Reclamation

By _____

WL. R- 6257.

14340

September 17,

1920

Re Permit No. 14340 -
Mr. William B. Bieroth

Mr. Charles Pascoe
Bruneau, Idaho

Dear Sir:

Upon receipt of fees in the sum of \$8.00
water license will be issued under the above num-
bered permit.

Very truly yours,

W. G. SWENDSEN

Commissioner of Reclamation

By _____

14340

REPORT OF ENGINEER

This proof is for Beneficial Use

In Water District No. 57-0

1. State name of applicant and number of permit: William B. Bieroth- Permit 14340
2. State source of water supply: Sheep Creek
3. Location of point of diversion: NE¹/₄ Sec. 5, T. 15 S., R. 6 E., B.M.
4. Describe works as they exist, giving dimensions and capacities of same:

L.R. dam, 3' H. 50' Long.
Wood H.G. 2' x 2'
Ditch, 2' B. 1' D. Cap. 3 S.F.
5. State whether or not water has been turned into works of diversion: Yes.
6. Give exact location 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): SE¹/₄ NE¹/₄, NE¹/₄ SE¹/₄, SE¹/₄ SE¹/₄ Sec. 32, T. 15 S., R. 6 E. and NE¹/₄ NE¹/₄ Sec. 5, T. 15 S., R. 6 E., B.M.
SE¹/₄ NE¹/₄, 5 A. cult. NE¹/₄ SE¹/₄, 20 A. SE¹/₄ SE¹/₄ 20 A. (Sec. 32)
NE¹/₄ NE¹/₄ Sec. 5, 5 A. cult.
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? One.
9. Give names and amount of each right:
10. What large stream would the water here appropriated finally reach? Snake River.
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: From land to Sheep Creek, to Bruneau River, to Snake River.

Remarks:

This examination was made on the 30th day of July 1920.

(Signed)

L. R. Annett.
L. R. Annett,

Examiner.

Mr. B. J. [unclear]

State of Idaho

Permit 14360

5-15-11

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same
3. Find out how many parties own right in the ditch or canal and give their names and amount of right
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same
5. 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
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. 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

(This report must be sworn to when not made by an attache of the office.)

STATE OF IDAHO,

ss.

County of _____

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

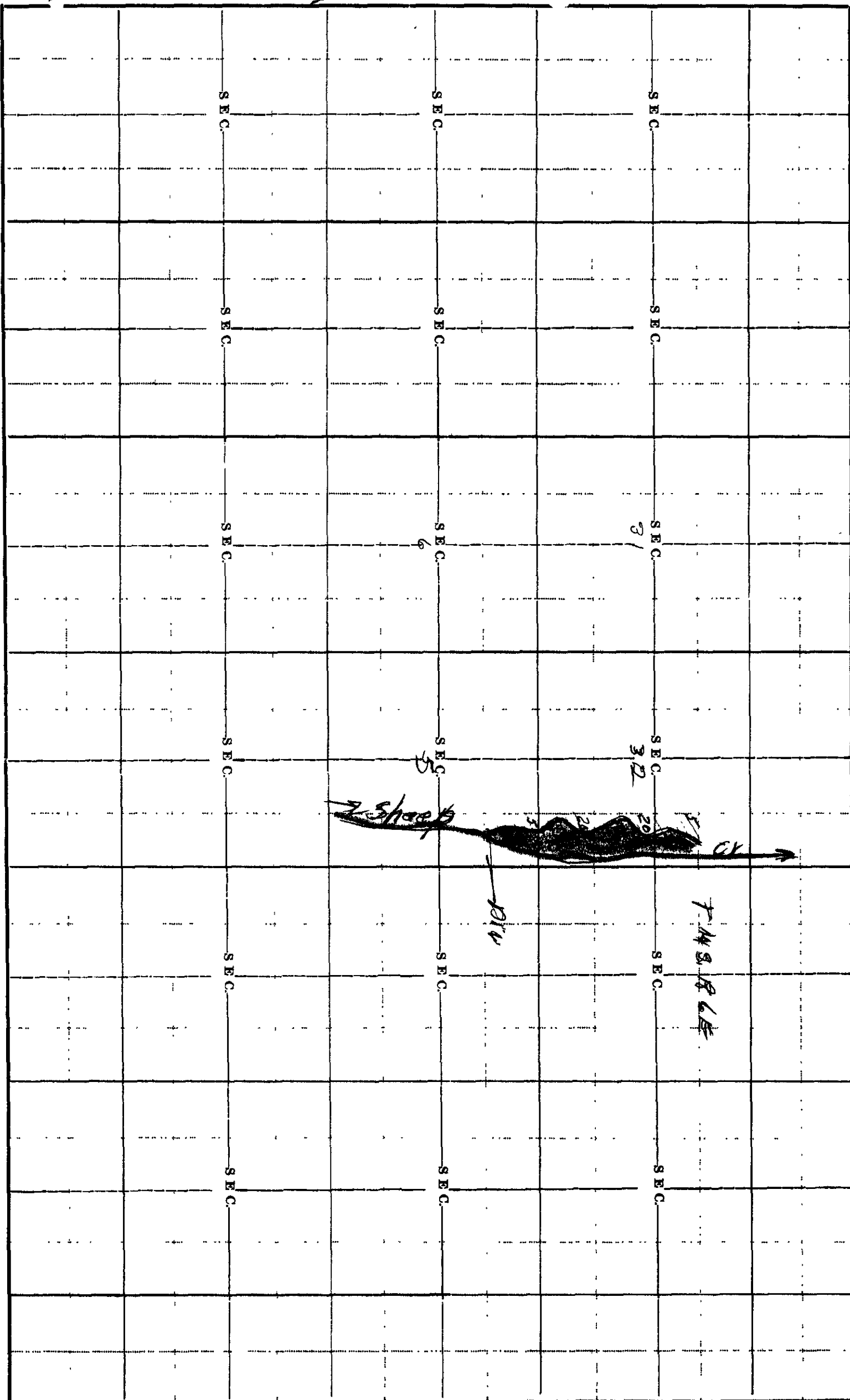
Subscribed and sworn to before me this _____ day of _____ 19____

My commission expires _____

Notary Public.

NAME OF APPLICANT

W. J. Gierath # 14-10



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

14 340

May 26, 1920.

Re: Permit 14340.

William B. Bieroth,
Tindall, Idaho.

Dear Sir:--

Am enclosing herewith certificate of completion
of works issued under above permit, with receipt for fees.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By _____

CCW-R5060

14340

April 17, 1920.

Re Permit 14340- Wm. B. Bieroth.

Mr. Charles Pascoe,
Bruneau, Idaho.

Dear Sir:—

We are today in receipt of your letter of the 16th inst., enclosing affidavit of holder, with fee of five dollars, for proof of completion of works, also, depositions for proof of use of water under the above permit. The certificate of completion of works will be issued and mailed to you soon.

As soon as our engineers make the required examination for the proof of beneficial use of water, you will be further advised as to fees required before issuing license.

Very truly yours,

W. G. SWENDEEN,

Commissioner of Reclamation.

By _____

14340

CHARLES PASCOE

U. S. COMMISSIONER

BRUNEAU, IDAHO

April 16th, 1920.

The Commissioner of Reclamation
Boise, Idaho.

Dear Sir: Enclosed find Proof of Completion of Works and Proof of Application of Water to Beneficial Use of William B. Bieroth, Rowland, Nevada, with my check for \$5.00 accompanying Proof of Works; also affidavit of publication of Notice.

Very truly yours,

Charles Pascoe

14346

Affidavit of Publication

STATE OF IDAHO }
County of Owyhee } ss.

Charles Pascoe

being duly sworn, deposes and says that he is the
publisher of The OWYHEENUGGET,
a weekly newspaper published at Bruneau, Idaho,
that the said newspaper is in general circulation in
Owyhee County; that a copy of the above notice, as
per copy attached, was published in the regular
and entire issue of said newspaper for 4
consecutive weeks, beginning with the issue of
March 4 19 20, and ending
with the issue of March 25 19 20

Subscribed and sworn to before me his 16th
day of April 19 20.

W. E. Hyma
Notary Public

14346

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 William B. Biereth; 28 years; Tindall; stock man and rancher;Tindall, Idaho

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and 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. 14340; October 18, 1919; October 8, 1919

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

Ans. Sheep Creek; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 5, Township 15 South, Range 6 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. Dam of earth and rock 5 ft high; top length 30 feet, at bottom 20 feet;size of headgate 2 $\frac{1}{2}$ feet wide and 3 feet high; ditch 2 $\frac{1}{2}$ feet wide at bottom, 4feet at water line and 1 $\frac{1}{2}$ miles long

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

Ans. Irrigation and domestic; 5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 20 acres inSE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 32, and 5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 5, Township 15 South, Range 6 East, B.M.Cultivated land. 2 log houses, 1 is 18x24, the other 14x16; 4-wire fence all
around the place; barn of willow 17x40.

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

Ans. None

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

Ans. 1 cubic foot

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

Ans. I am the same person14340

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

Ans. During the irrigation seasons of the past seven years, the irrigation season
being May, June, July and August, and 1 cubic foot of water has been used.

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) William B. Buroth

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 Braman County of

Owyhee State of Idaho, on this 14th day of April
A. D. 19 20

Charles Passow
Notary Public

14340

Permit No. _____

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. **Homer Bedell; 47 years; rancher and stockman, Rowland, Nevada**Ques. 2 Are you acquainted with **William B. Biereth**holder of Permit No. **143440** How long have you known him and where does he reside?Ans. **Yes; 15 years; Tindall, Idaho**Ques. 3 Have you read or heard read said Permit No. **14340**, 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. **Sheep Creek; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 5, Township 15 South, Range 6 East, B.M.****From the dam of earth and rock, which is 5 feet high, 30 feet long on top and 20 feet on bottom a ditch 2 $\frac{1}{2}$ feet wide on bottom, 4 feet at water line and 1 $\frac{1}{2}$ miles long carries the water to the 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. **I cubic feet, and I have seen it conveyed to place of use**

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

Ans. **Irrigation and domestic; 5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 32, and 5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 5, Township 15 South, Range 6 East, B.M.****Cultivated land; two good log houses, a large willow barn, the place is entirely fenced with a 4-wire fence and produces annually a profitable hay harvest.**

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

Ans. **Only for irrigation and domestic use**

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. **Sandy loam, formerly sagebrush; 1 cubic feet at least.**

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. During the past seven years he has used all the water--1 cubic foot--during the irrigation season, which is May, June, July and August.

(Sign) Harmon Beckett

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 16th day of April, A. D. 19 20

Charles Pascoe
Notary Public.

My commission expires June 27, 1925

14 346

Permit No.

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. **Sammuel B. Bieroth; 62 years; Rowland, Nevada; stockman and rancher; Rowland, Nevada.**

Ques. 2. Are you acquainted with **William B. Bieroth**, the holder of Permit No. **14340**? How long have you known him and where does he reside?

Ans. **Yes; all his life; Tindall, Idaho.**

Ques. 3. Have you read or heard read said Permit No. **14340**, 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. **Sheep Creek; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 5, Township 15 South, Range 6 East, B.M. An earth and rock dam 5 feet high, 30 feet long on top and 20 feet long on bottom, ditch 2 $\frac{1}{2}$ feet wide on bottom, 4 feet at water line, 1 $\frac{1}{2}$ miles long, carries water to the 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. **1 second foot, which I have seen conveyed to the place of use**

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

Ans. **Irrigation and domestic; 5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 32, and 5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 5, Township 15 South, Range 6 East, B.M.**

Cultivated land; two very substantial log houses; the place is all fenced with 4 wire fence; willow barn 17x40 feet. Annual profitable hay crop.

Ques. 7. If for other 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. **Sandy loam; 1 cubic foot**

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

Ans. **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. **For the past seven years he has used the amount of water called for in his permit during the months of May, June, July and August annually, which I have witnessed**

(Sign)

Manuel B. Bieroth

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 **16th** day of **April** A. D. 19**20**

Charles Pascoe
Notary Public.

My commission expires **June 27, 1925**

14346

Permit No

STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Owyhee
William B. Bieroth

ss.

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. 14340, and that his postoffice address is Tindall
State of Idaho

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

Sheep Creek

Third: That the point of division of said water is NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 5

Township 15 South, Range 6 East, B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by April 18th, 19 20

Fifth: That the use for which said water is intended is

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: Earth and rock dam and ditches
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work

(a) Height of dam 5 feet, length of dam at top 30 feet, length of dam at bottom 20 feet. Material used in construction earth and rock

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

(b) Capacity of reservoir 0 acre feet.

(c) Size of headgate: Width 2 $\frac{1}{2}$ feet, height 3 feet.

(d) Conduit Ditch width at bottom 2 $\frac{1}{2}$ feet, width at water line 4 feet, depth of water 1 $\frac{1}{2}$ feet; diameter of pipe 00 inches, average grade per mile is 10 feet. Length of conduit is 1 $\frac{1}{2}$ miles.

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

Eighth: That water appropriated under said permit is available for 50 acres of land described as follows: 5 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, 20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 32, 5 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 5, Township 15 South, Range 6 East

Ninth: Remarks: That

William B. Bieroth
(Sign here)

Subscribed and sworn to before me this 16th day of April, 19 20

Charles Waco
Notary Public.

My commission expires June 27, 1923

14340

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF BENEFICIAL USE

BOISE, IDAHO, **April 2, 1920**

Wm. B. Bieroth,
c/o Charles Pascoe,
Bruneau, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. **14340** -----

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 **April 16, 1920** -----, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to at **Bruneau, 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 examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

----- **W. G. SWENDSEN,** -----
State Engineer.

14340

NOTICE FOR PUBLICATION

NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 16th day of April, 1920,
at Bruneau, County of Owyhee, State of Idaho,
before Charles Pascoe, Notary Public, proof will be submitted
of the application to beneficial use of one ^{foot} cubic ~~feet~~ per second of the
waters of Sheep Creek in accordance with the terms and conditions of
Permit No. 14340 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are.....
William B. Biereth, Tindall, Idaho
2. The use to which said water has been applied is irrigation and domestic
3. The amount applied to beneficial use is one cubic foot
4. The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) SE¹NE¹, NE¹SE¹, SE¹SE¹ Section 32, Township 14 South, Range 6 East,
and NE¹NE¹ Section 5, Township 15 South, Range 6 East, B.M.
5. The name of the canal or ditch or other works by which said water is conducted to such place
of use is
6. The right to take water from such works is based upon Permit No. 14340
7. The source of supply from which such water is diverted is Cat Creek
8. The date of the priority which said user is prepared to establish is October 8, 1919

W. G. Swenson,
Commissioner of Reclamation
State Engineer---

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14340

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 14340
Charles Pascoe.
Bruneau, Idaho.

Boise, Idaho,

October 21, 1919.

Dear Sir:

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

W. G. Swendsen.

Commissioner of Reclamation.

14 346

William R. Bieroth, Tindall, Idaho



THE OWYHEE NUGGET

CHARLES PASCOE, EDITOR AND OWNER

BRUNEAU, IDAHO

October 7, 1919

The Commissioner of Reclamation
Boise, Idaho.

Gentlemen: Herewith the application of William Bieroth for water permit as described. He also desires to take the necessary steps to complete his right by making affidavit of Completion of Works and notice of Publication of Application of Water to Beneficial Use.

Very truly yours

Charles Pascoe

14346