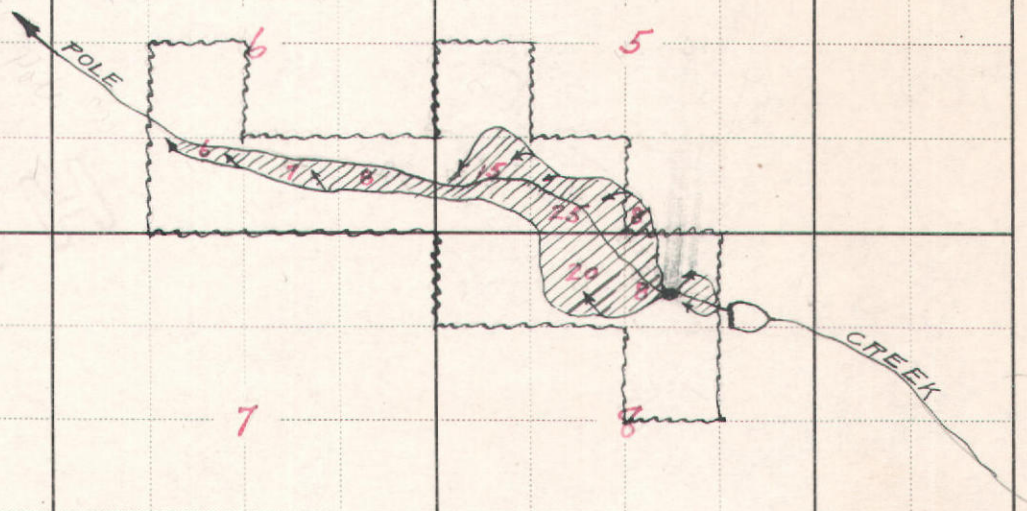


REPORT OF ENGINEER
DEPARTMENT OF RECLAMATION
STATE OF IDAHO



NOTICE FOR PUBLICATION
Notice of Application of Water to
Beneficial Use

Notice is hereby given that at 10 a.m. on the 15th day of November, 1923, at Bruneau, Owyhee County, State of Idaho, before Charles Pascoe, Notary Public, proof will be submitted of the application to beneficial use of 6.4 cubic feet per second of the waters of Pole Creek in accordance with the terms and conditions of Permit No. 13328 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Edith R. Rizzi, Rowland, Nevada.

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

The amount applied to beneficial use is 6.4 second feet.

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

W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5;
E $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 6;
W $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 8,
Township 16 South, Range 6
East.

The date of priority which said user is prepared to establish is November 23, 1917.

W. G. SWENDSEN,

Commissioner of Reclamation.

oct11nov1

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 4 consecutive issues, commencing with the issue dated Oct. 11 1923 and ending with the issue dated Nov. 1 1923

Charles Pascoe

Subscribed and sworn to before me this 15th day of November 1923

George R. Jones
Notary Public

13328

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. Edith R. Rizzi; 40 years; housewife; Rowland, Nevada.

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 only

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

Ans. 13328, November 23, 1917, November 23, 1917.

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

Ans. Pole Creek: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8, T.16 S., R. 6 E., B.M.

Owyhee County, Idaho.

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. Main ditch of earth, rock and sagebrush, of which there are two, each 2 ft. wide at bottom and 5 ft at water line. Depth of water in No. 1, 0.8 ft and length 1 mile; No. 2, depth, 1 ft and length 2.03 miles. Will carry all the water allowed under the appropriation to places of use.

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 cultivate 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 purposes. As follows: 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, 25 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 15 acres, NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres, in Sec. 8; 30 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5, 15 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, all in Twp. 16 S., R. 6 East, B.M. All cultivated land. Three wire fence all around, earthen reservoir with a capacity of 75 acre feet; 2 corrals, one 70 feet in diameter, the other 45 feet in diameter, cottonwood stockades; 20x50 stock shed of rock. 106-6

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

Ans. Irrigation and domestic use only

13328

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

Ans. The quantity allowed by the terms of the permit--6.4 cubic ft.

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 person

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

Ans. For the past thirteen years during the irrigation seasons, which run from April 1st to the middle of July annually all the 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 right claimed thereunder.

Ans. None

(Sign)

Edith R. Rizzi

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 15th day of November A. D. 1923

Charles Pascoe

Notary Public

13328



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. George Rizzi; 28 years; Rowland, Nevada; Farmer; Rowland, Nevada.

Ques. 2. Are you acquainted with Edith R. Rizzi, the holder of Permit No. 13328? How long have you known him and where does he reside?

Ans. Yes; 20 years; Rowland, Nevada

Ques. 3. Have you read or heard read said Permit No. 13328, 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. Pole Creek; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8, T.16 S., R. 6 E., B.M., Owyhee County, Idaho.

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. 6.4 cubic feet; have seen as much safely carried 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 as follows: 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, 25 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; 15 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; 15 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, Twp. 16 S., R. 6 E., B.M. It is all cultivated land. Three wire fence encloses it; earth reservoir with a capacity of 15 acre feet; cottonwood stockade corrals, one 70 feet in diameter, another 45 feet in diameter; rock stock shed 20x50 feet

13328

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

Ans. For irrigation and domestic use 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. It is a sandy loam and requires all the water granted by the terms of 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. Claimant is my wife.

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

Ans. Have seen the water used for the past thirteen years annually during the irrigation seasons, which run from the 1st of April to the middle of July

(Sign) George Riggi

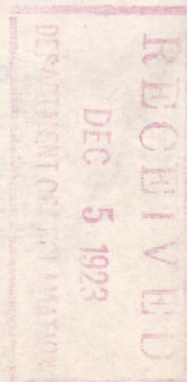
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Brunesu, County of Cwyhee, State of Idaho, on this 15th day of November, A. D. 1923.

Charles Wason

Notary Public.

My commission expires June 27, 1927

13328



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. Hoke S. Blackstone; 30; Riddle; buckeroo; Riddle, Idaho

Ques. 2. Are you acquainted with Edith R. Rizzi, the

holder of Permit No. 13328? How long have you known him and where does he reside?

Ans. Yes; 10 years; Rowland, Nevada

Ques. 3. Have you read or heard read said Permit No. 13328, 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. Pole Creek; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8, T. 16 S., R. 6 E., B.M.,
Owyhee County, Idaho.

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. 6.4 cubic feet; have seen that much carried 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 . 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, 25 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5;
15 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 5; 15 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, Twp. 16 S., R. 6 E., B.M.. All is
cultivated land. Has 3-wire fence; earth reservoir of 75-acre feet
capacity; cottonwood corrals, one 70 and another 45 feet in diameter
and a stone stock shed 20x50 feet

13328

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

Ans. Only 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. Sandy loam; all the water granted by terms of 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. The water has been used for the past ten years to my knowledge annually during the irrigation season, which is from April first to the middle of July

(Sign) John S. Blackstone

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 15th day of November, A. D. 19 23.

Charles Pearson

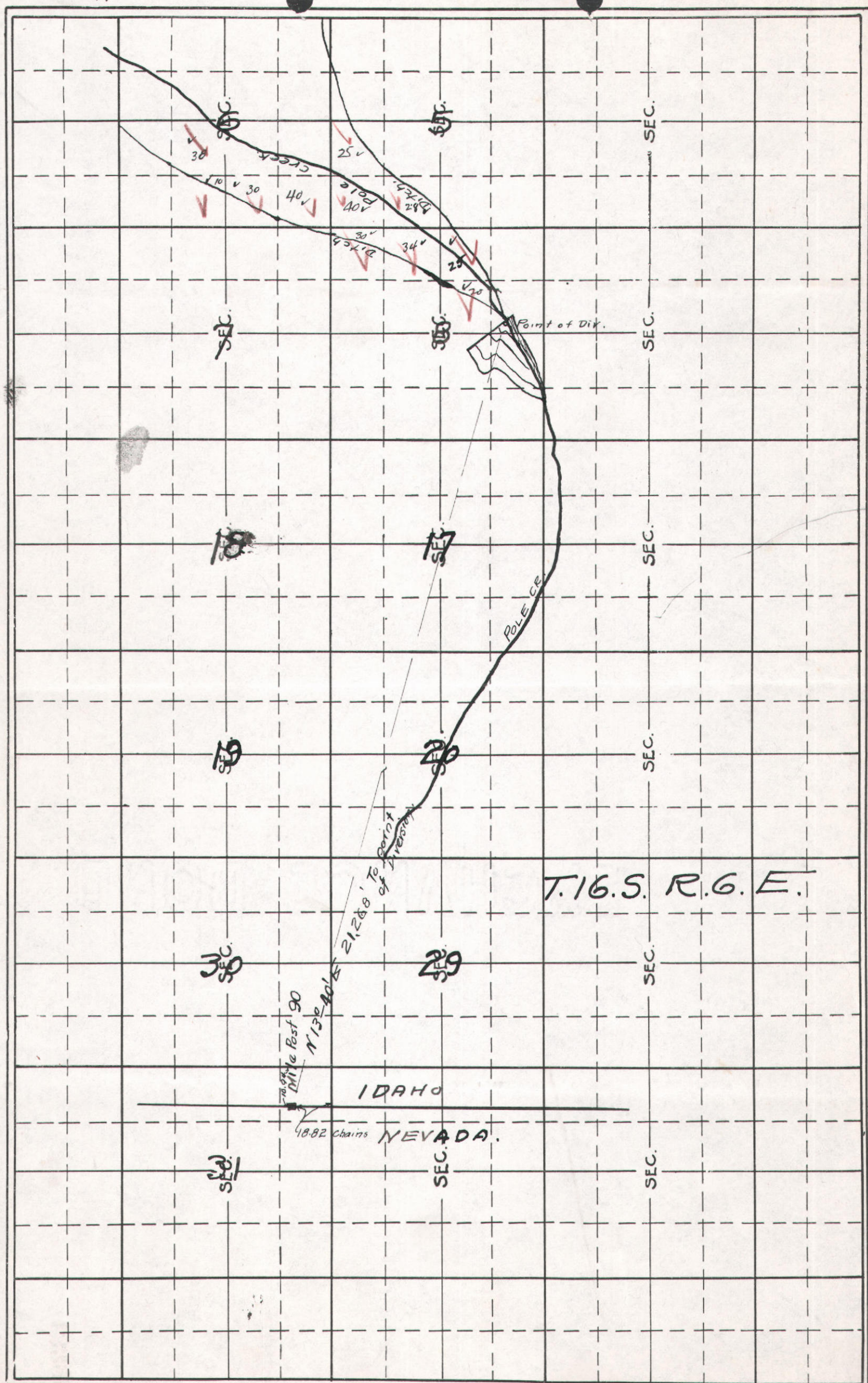
Notary Public.

My commission expires June 27, 1927

13328

Name of Applicant

Edith R. Billings



State of Idaho
License and Certificate of Water Right

Water License No. 13328

Amount 1.78 sec. ft.

Water District No. 57-C

Priority 11-23-1917

THIS IS TO CERTIFY that Edith R. Billings
of Rowland, Nevada made application for a permit to appropriate the
public waters of the State of Idaho, dated November 23, 1917; that Permit No. 13328
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.4 second feet, was issued thereunder on March 6, 1923, showing that said works
were completed on the 22nd day of November, 1922; and that on the 15th
day of November, 1923,

Edith R. Rizzi
of Rowland, State of Nevada, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Pole Creek
, a tributary of Bruneau River, for the purpose of irrigation and
domestic use, under Use Permit No. 13328 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 Commissioner of Reclamation of Idaho and entered of record in
Volume 6 of Licenses, at page 3249, on the 9th day of March, 1925;

The right hereby confirmed dates from November 23, 1917;

The Point of Diversion is located N. 13° 40' E. 21,268' from mile post 90
on South side of the 1/4 Sec. 31, T. 16 S., R. 6 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 1.78 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated	
16 S.	6 E.	5	SE $\frac{1}{4}$ SW $\frac{1}{4}$	28	25	
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	15	
		6	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	8	
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	20	7	
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	10	6	
		8	NE $\frac{1}{4}$ NW $\frac{1}{4}$		20	
			NW $\frac{1}{4}$ NW $\frac{1}{4}$		8	
Total				89 acres		

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 9th day of March, 1925.

W. S. SWANSON
Commissioner of Reclamation

(SEAL)

APPLICATION FOR PERMIT 51-2062

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. **19019**
 Permit No. **13328**
 District No. **57 C.**

1. Name of Applicant: **Mrs. Edith R. Billings,**

Postoffice address: **Tuscarara**

County: **Elko**

State: **Nevada**

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: **6.4** cubic feet per second.

3. Source of water supply: **Billings Reservoir** which is a tributary of **Bruneau River.**

4. Location of point of diversion: **N. 13° 40' E. 21268 ft.** feet distant from the **mile post 90 on Idaho-Nevada Line.**

corner of Section , T. , R. , B. M., and is in the **SE 1/4**

of Section **8** , T. **16 S.** , R. **6 E.** , B. M., County of **Owyhee.**

5. Water is to be used for: **Irrigation.**

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: \$ **2,000.00**

8. Kind of works: **Reservoir, dam and ditches.**

9. Height of dam **20** feet; length of dam at top **806** feet; length of dam at bottom **50**
 feet; material used in dam **earth**

10. Size of headgate: Width **12" wood stave pipe with gate valve.** feet; height

11. Ditch: Width at bottom **2** feet; width at water line **#1- 5.2** feet; depth of water **#2- 5.2** **0.8**

feet; dimensions of flume

Diameter of pipe inches; length of conduit **#1- 1.1** miles.
#2- 2.03

Average grade per mile **5.3** feet.

12. The time required for the completion of such work is **four (4)** years.

13. The time required for the complete application of the water to the proposed use is **two (2)** additional years.

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

- 15 (a) Is reservoir to be used? **Yes** If so, fill in (b) and (c) below.
 (b) Name of reservoir and number of Storage Permit: **Billings Res #R-91**
 (c) Date of filing of Application for Storage Permit and Name of Applicant: **Nov. 23- Edith R. Billings.**

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.

Edith R. Billings.

Applicant.

By **Elmer Bird,**

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. November 23, 1917

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is **13328**

Recorded in Book **46**

Page 13328

Approved

November 30, 1917

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 **January 29, 1918.**

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 **November 30, 1919.**

The whole of said work to be completed on or before **November 30, 1921.** ✓

Beneficial use of water appropriated in accordance herewith, to be made on or before **November 30, 1923.**

Witness my hand this **30th** day of **November, 1917.**

J. H. Smith.

State Engineer.

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.	6 E.	6									38			10			50	40	118
"	"	5										25	40	28			—		93
"	"	8		25	20		34	30											109
Total Number of acres to be irrigated - - - - -																			320

Upon proper request of the holder of the above numbered permit (13328) I have this 11th day of October, 1921, extended the time for Completion of Works to the 30th day of November, 1922.

W. G. SWENDSEN,
Commissioner of Reclamation

By Geo. B. Archibald,
Assistant.

Proof of Completion of Work made November 22, 1922.
Certificate of Completion of Work issued March 6, 1923.

Permit No. 13328

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Edith R. Rizzi of Rowland, County of Elko, and State of Nevada, the holder of Permit No. 13328, issued upon Application No. 19019, bearing date of priority of November 23, 1917, authorizing the diversion of 6.4 second feet of the waters of Pole Creek, County of Owyhee, State of Idaho, for irrigation 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 6.4 second feet of the waters of Pole Creek; that the point of diversion of said waters is North 13° 40' East 21268 feet distant from mile post 90 on Idaho-Nevada line and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: W¹/₂SW¹/₄, SE¹/₂SW¹/₄ Sec. 5, E¹/₂SW¹/₄, S¹/₂SE¹/₄ Sec. 6, W¹/₂NE¹/₄, N¹/₂NW¹/₄ Sec. 8, Township 16 South, Range 6 East, B. M.

Witness my hand this 6th day of March, A. D. 1923.

License issued for 1.75 second feet

W. G. SWENDSEN,
Commissioner of Reclamation
By Geo. N. Carter, Assistant.

51-0252

MEMORANDUM

RECEIVED

SEP 20 1989

TO: FILES

FROM: STEVE LESTER

DATE: SEPT. 20, 1989

Department of Water Resources

RE: APPLICATION 51-07313

Application 51-07313 covers 100 ac-ft of storage on Pole Creek at the Billings Dam, which will be rebuilt. The application was finally revised for processing on 9/19/89. The application will replace the storage water forfeited under 51-02243 and A51-02062.

The acres shown in place of use are the same acres found in 51-02243, 51-02062 (combined under A51-02062), and A51-10302. This area falls within the Trustwater area. The State Office (Tim Luke) will advise the Region about advertising and possible approval of the application.

See file 51-07313 for a complete summary of forfeiture etc. related to this land.

RECEIVED

MAY 19 1989

TO: FILES

FROM: STEVE LESTER

Department of Water Resources

DATE: MAY 18, 1989

SUBJ: ABANDONMENT OF 51-02062, 51-02243, A51-02062

On 1/9/89 the Alzola Brothers of Mtn. Home filed Claim A51-02062 to combine Licenses 51-02062 and 51-02243. The claim included 1.78 cfs and 1600 afa storage for irrigation and stockwater. Also, Application 51-07313 was filed to cover an additional 0.50 cfs and 75 afa storage for 25 acres not described in the adjudication claim.

During staff review of the application, I discovered that the 1600 afa and additional 75 afa are tied to the Billings Dam and reservoir identified as D51-2243. The dam safety file letter of 10/20/81 (copy attached) states that as of at least 10/81 the dam was less than 10' and impounded less than 50 ac-ft. Subsequently, the Billings Dam was removed from the dam safety inventory. In response to a letter of 4/18/89, the applicants' 4/21/89 letter (copy attached) states that they intend to re-work the Billings Dam.

Idaho Code 42-222 addresses forfeiture or abandonment for non-use for five or more years. Because the dam has not impounded the 1600 ac-ft since at least 10/81, the storage rights under the licenses and adjudication claim should be considered as abandoned unless the owners can provide evidence to the contrary.

In my letter of 5/18/89 to the Alzola Brothers, I recommended that they consider amending Application 51-07313 to cover all of the anticipated storage in the re-working of the dam. A response within 30 days was requested.

Copies to 51-02062, 51-02243, A51-02062, 51-07313 (latter two at Region office).



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 334-2190

October 20, 1981

Mr. Mac Hedges
T M Ranch
Grasmere, ID 83625

RECEIVED
MAY 19 1983

Department of Water Resources

RE: D51-2243

Dear Mr. Hedges:

A recent inspection of the Billings (Pole Creek) Dam revealed it to be less than 10 feet in height and store less than 50 acre-feet of water. Therefore, it is too small for our jurisdiction. The dam will be removed from our inventory.

To keep the dam in satisfactory condition for storing water, the following routine maintenance should be done on the dam periodically.

1. Large growth (willows, brush, etc.) should be removed from the dam to eliminate vegetative cover for rodents and to prevent damage to the dam by root penetration.
2. Rodents and burrowing animals should be eliminated from the dam by poisoning and/or trapping them. Any large burrows should be filled in and compacted with good earth material.
3. The cross section of the dam should be maintained and any eroded areas caused by wave action, surface runoff or cattle should be repaired as necessary.

Please let me know if you have any questions.

Sincerely,

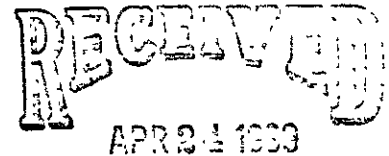
A. MICHAEL STUBBLEFIELD, P. E.
Water Resource Engineer

AMS:nn

cc: IDWR - State Office

Mr. Lester, Agent
April 21, 1989

Steve Lester, Agent
Dept of Water Resources
Western Region, 2735 Airport Way
Boise, Idaho 83705



Dear Mr. Lester,

Department of Water Resources
Western Regional Office

We received your letter referring to Application
for permit 51-07313, and also for information on
the Billings DAM A51-02062.

In answer to your questions:

1- Yes, we do plan to re-work the Billings
DAM either this year 1989 or in 1990 depending
on finding a contractor to do the job and
the funding available. This dam provides needed
storage for the acreage below it. We will
let you know before we do anything and
furnish a plan for construction for your approval.

2- The four additional points of diversion are
headgate locations to supply water to four
separate meadows. These diversions have been
in place since about 1914.

We hope this will give you the information
you requested.

Sincerely,

Edgela Brothers

By Susan V. Edgela



1989

Water Resources

March 9, 1925

Re: Permit No. 13328

Edith R. Rizzi
Rowland, Nevada

Dear Madam:

We enclose herewith Water License
issued under the above numbered permit, to-
gether with receipt for fees paid.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By
Chief Clerk

CB:FK

13328

Rowland, Nev
March 5-1925

N. G. Swendsen
Boise, Idaho.

Dear Sir:-

I received your letter
of Feb 16 - relative to my
permit, No 13328.

Unless there is some
particular reason for adding
the 40 mentioned, I do not de-
sire to include it in the
permit.

I have not my maps with
me, but the ditches were
surveyed before the land
was, and I think this
accounts for the three acres
under the ditch - the ditch
running through this forty
to the land in cultivation.

Will call your attention to
my name - It is now
Edith P. Rizzi -

Yours Truly

Edith P. Rizzi.

13328

February 16, 1925

Re: Permit No. 13328

Mrs. Edith A. Billings
Rowland, Nevada

Dear Madam:

We are today in receipt of fees
in the sum of \$16.00 for proof of beneficial
use of water under the above numbered permit.

In checking the lands described
in the permit preparatory to issuing license,
we find that the report of our engineer shows
three acres under irrigation in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$
of Section 5, but this subdivision is not included
in your permit. If you desire to include this
land in the license it will be necessary for you to
complete the application for amendment herewith
enclosed and return same to this office, together
with duplicate maps showing your entire land list.
No further action will be taken in the matter of
proof until we are advised as to this additional
40 acre tract.

Very truly yours,

A. C. SWENDBEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:EK
Enc.

13328

STATE OF IDAHO
C. C. MOORE, GOVERNOR
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER
BOISE

January 27, 1925

Re: Permit No. 13328

Mrs. Edith R. Rizzey
Rowland, Nevada

Dear Madam:

We would respectfully refer you
to our letter of October 9, 1924, advising
you that upon receipt of fees in the sum of
\$16.00 license would be granted under the
above numbered permit.

Please may we have an early reply.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By Ed Brown
Chief Clerk

CB:EK

Commissioner of Reclamation

Feb. 10 - 1925.

Inclosed is \$16.00 for license
E. R. Rizzey

13328

January 27, 1925

Re: Permit No. 13328

Mrs. Edith R. Rizzey
Rowland, Nevada

Dear Madam:

We would respectfully refer you
to our letter of October 9, 1924, advising
you that upon receipt of fees in the sum of
\$16.00 license would be granted under the
above numbered permit.

Please may we have an early reply.

Very truly yours,

W. C. SWENDESEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:EK

13328

October 9, 1924

Re: Permit No. 13328

Mrs. Edith R. Hizzey
Rowland, Nevada

Dear Madam:

Upon receipt of fees in the
sum of \$16.00 license will be issued
you under the above numbered permit.

These fees are based upon
the number of 40 acre tracts or fraction
under irrigation, being \$2.00 for each
40 or fraction thereof.

Very truly yours,
W. C. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

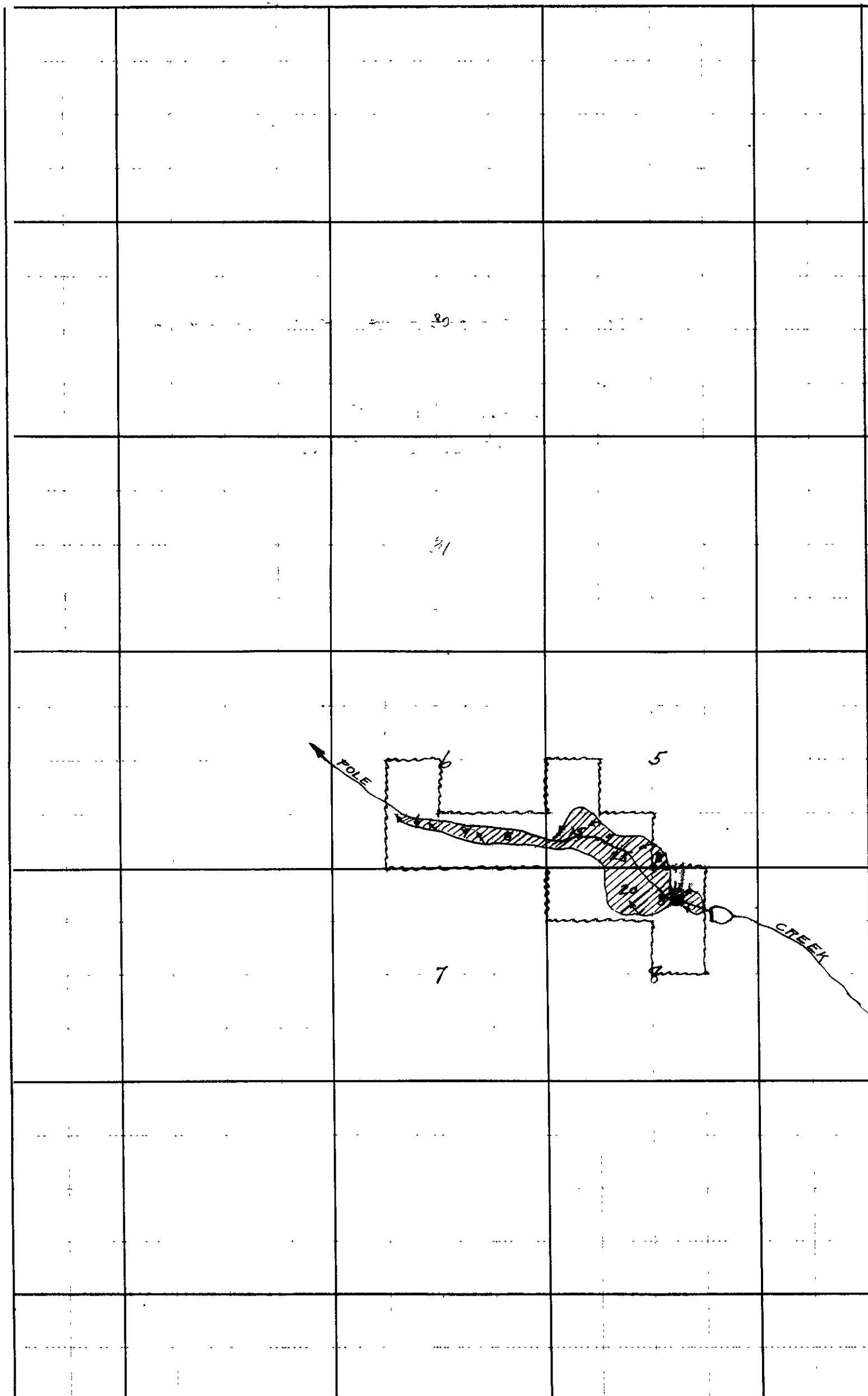
13328

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 13528

REPORT ON PROOF OF IRRIGATIONAL USE WATER



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

13328

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

Permit No. 13328This proof is for BEN. USEIn Water District No. 57-C

1. Name of applicant: Edith R. Rissi
2. Source of water supply: Pole Creek
3. Location of point of diversion: Is in the N. 15°40' E. 21268' from mile post 90 on Idaho-Nevada line. of Section

T. County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same: Reservoir, dam of earth 20 ft high (max) 6 ft wide on top 1-1 slope on down stream 3/4 1 1/2 - 1 on upstream face. Area of reservoir about 5 acres. Outlet pipe 8' diameter

5. Water is used for: irrigation of hay & grain
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): N 1/4, S 1/4, Sec. 5, N 1/4, S 1/4, Sec. 6, N 1/4, S 1/4, Sec. 8, Twp. 16 S.

Range 6 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? Burnian River

Remarks:

This examination was made on the 28th day of Sept. 19 20

(Signed)

13328

Examiner.

Permit No **13328**.....

Examination for **GEN. USE WATER**.....

County **OWAYHEE**.....

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.
-

RECEIVED

OCT 8 1924

RECORDS

December 5, 1923.

Re: Permit #13328-Edith R. Rissi.

Mr. Charles Pascoe,
Bruneau, Idaho.

Dear Sir:-

We are today in receipt of depositions and affidavit for proof of beneficial use of water under the above permit. The rights of the holder have not been jeopardized in any way by the delay in sending in the proof papers.

No action can be taken on the proof until the report of our examining engineer can be made. This will probably not be made before next season as weather conditions are now uncertain.

Very truly yours,
W. G. SWENDBERG,
Commissioner of Reclamation.

By _____
Chief Clerk.

13328

CHARLES PASCOE
United States Commissioner
BRUNEAU, IDAHO

December 5th, 1923

The Commissioner of Reclamation
Boise, Idaho.

Dear Sir:

Am herewith submitting the proof of application to beneficial use of Edith R. Rizzi, which should have been forwarded more than two weeks ago, and for which the writer is alone to be blamed, as proof was submitted upon the advertised date. Through unexampled carelessness the completed proof was laid aside and was only unearthed this day.

Of course, the writer doesn't care to have Mrs. Rizzi penalized in any manner for his failure to forward the testimony. I should also add that any penalty should be imposed upon him.

Trusting this late submission will not be permitted to operate unfavorably to the claimant, and fervently thanking the department for any mercy shown, I am, very truly yours,

Charles Pascoe

P.S.--Please address any communication bearing upon the above to the writer.--C.P.

13328

NOTICE OF PUBLICATION
Application of Water to
Beneficial Use

Notice is hereby given that at 10 a.m. on the 15th day of November, 1923, at Bruneau, Owyhee County, State of Idaho, before Charles Pascoe, Notary Public, will be submitted of the application to beneficial use of 64 cubic feet per second of the waters of Pole Creek in accordance with the terms and conditions of Permit No. 13328 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Edith B. Rizzi, Rowland, Nevada.

The use in which said water has been applied is irrigation.

The amount applied to beneficial use is 64 second feet.

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

N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5,
SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 6,
SW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 8,
T $\frac{1}{2}$ South, Range 6

The date of priority which said user is claimed to establish is November 15, 1923.

W. G. SWENDSEN,
Commissioner of Reclamation.

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 1 consecutive issues, commencing with the issue dated Oct. 11 1923 and ending with the issue dated Nov. 1 1923

Charles Pascoe

Subscribed and sworn to before me this 15th day of November 1923

Notary Public

13328

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. Edith R. Fizzi; 46 years; housewife; Rowland, Nevada.

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 only

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

Ans. 13328, November 23, 1917. November 23, 1917.

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

Ans. Cole Creek; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8, T.16 S., R. 6 E., B.M.

Owyhee County, Idaho.

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. Main ditch of earth, rock and sagebrush, of which there are two, each 2 ft. wide at bottom and 5 ft at water line. Depth of water in No. 1, 0.8 ft and length 1 mile; No. 2, depth, 1 ft and length 2.03 miles. Will carry all the water allowed under the appropriation to places of use.

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 cultivate 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 purposes. As follows: 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, 25 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$ 15 acres, NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20 acres, in Sec. 8; 20 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 5. 15 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, all in Twp. 16 S., R. 6 East, B.M. All cultivated land. Three wire fence all around, earthen reservoir with a capacity of 50 acre feet; 2 corrals, one 70 feet in diameter, the other 45 feet in diameter, cottonwood stockades; 20x50 stock shed of rock.

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

Ans. Irrigation and domestic use only

13328

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

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

Ans. The quantity allowed by the terms of the permit--6.4 cubic ft.

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 person

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

Ans. For the past thirteen years during the irrigation seasons, which run from April 1st to the middle of July annually all the water has been used

Deposition of Holder

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 right claimed thereunder.

Ans. None

(Sign)

Edith R. Pegg

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 Blaine, County of Owyhee

State of Idaho, on this 15th day of November A. D. 1933

Charles Pavee

Notary Public

13328

Ques. 12. State for what purpose water is used and describe place of use. (If for irrigation, name each tract in which used and number of acres in each subdivision that have actually been irrigated and state whether irrigated or not in method used and the nature of all improvements which have been made in the tract irrigated.)

Ques. 13. If for other than for irrigation purposes, state how applied, amount of horse power generated.

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. George Rizzi; 28 years; Rowland, Nevada; Farmer; Rowland, Nevada.

Ques. 2. Are you acquainted with Edith R. Rizzi, the

holder of Permit No. 13328? How long have you known him and where does he reside?

Ans. Yes; 20 years; Rowland, Nevada

Ques. 3. Have you read or heard read said Permit No. 13328, 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. Pole Creek; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8, T.16 S., R. 6 E., B.M.,
Owyhee County, Idaho.

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. 6.4 cubic feet; have seen as much safely carried 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 as follows: 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, 25 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; 15 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5; 15 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, Twp. 16 S., R. 6 E., B.M. It is all cultivated land. Three wire fence encloses it; earth reservoir with a capacity of 15 acre feet; cottonwood stockade corrals, one 70 feet in diameter, another 45 feet in diameter; rock stock shed 20x50 feet

13328

STATE OF IDAHO

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

Ans. For irrigation and domestic use only

PERMIT No.

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

Ans. It is a sandy loam and requires all the water granted by the terms of 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. Claimant is my wife.

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

Ans. Have seen the water used for the past thirteen years annually during the irrigation seasons, which run from the 1st of April to the middle of July

(Sign) George Rugg

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 15th day of November A. D. 1923.

Charles Wason
Notary Public.

My commission expires June 27, 1927

13328

RECEIVED
NOV 5 1923

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

3, 9123

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. Hoke S. Blackstone; 50; Riddle; buckaroo; Riddle, Idaho

Ques. 2. Are you acquainted with _____ Edith R. Rizzi _____, the holder of Permit No. 13328? How long have you known him and where does he reside?

Ans. Yes; 10 years; Rowland, Nevada

Ques. 3. Have you read or heard read said Permit No. 13328, 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. Pole Creek; SE-NE $\frac{1}{4}$ Sec. 8, T. 16 S., R. 6 E., B.M.,
Owyhee County, Idaho.

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. 6.4 cubic feet; have seen that much carried 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 . 10 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, 25 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5;
15 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 8; 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 5; 15 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, Twp. 16 S., R. 6 E., B.M. All is
cultivated land. Has 3-wire fence; earth reservoir of 35-acre feet
capacity; cottonwood corrals, one 70 and another 45 feet in diameter
and a stone stock shed 20x50 feet

13328

STATE OF IDAHO

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

Ans. Only for irrigation

PERMIT No.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water applied for each acre of land.

Ans. Sandy loam; all the water granted by terms of permit

Deposition of Witness

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. The water has been used for the past ten years to my knowledge annually during the irrigation season, which is from April first to the middle of July

(Sign) John B. Blachet

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 15th day of November, A. D. 1923

Charles Pearson
Notary Public.

My commission expires June 27, 1927

13328

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

~~PROOF OF COMPLETION OF WORKS~~
~~AND~~
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, ~~October~~ 30, 1923.

Edith R. Rissi,
c/o Charles Pascoe,
Notary Public,
Bruneau, Idaho.

DEAR ~~SIR:~~ ~~Mrs. Rissi~~;

I enclose herewith the following forms to be used in connection with proof of ~~completion of~~ works and beneficial use of water under Permit No. **13328**.-----

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

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

1. On-----~~November 15, 1923~~--, the date set for proof, the enclosed forms (~~one~~ for permit holder and ~~two~~ each for two disinterested 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 the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

-----~~W. J. SANDERS,~~
Commissioner of Reclamation.
~~State Engineer.~~

13328

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

DATE October 3, 1923.

Oryhee Nugget,
Brunson, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to November 15, 1923, the date set for proof, the expense of the publication to be paid by the applicant, Edith R. Rissi, of Bowland, Nevada, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

13328

September 18, 1923.

Re; Permit No. 13328.

Mrs. Edith R. Rissi,
Rowland, Nevada.

Dear Sir:-

We are today in receipt of notices for proof of use of water under the above numbered permit. One copy of the notice will be mailed to the Owyhee Nugget for the required four weeks publication prior to November 15 and deposition blanks, one for the holder and one each for two witnesses, will be mailed to the notary public, Charles Pascoe, at Brunson.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation.

By
Cjler Clerk.

13328

(Must be some paper printed in county in which lands are located)

FORM NO 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) September 8 - 1923
(P. O.) Rowland, Nevada

TO THE STATE ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Owyhee Nugget of Bruneau, published in
the county in which the works are situated.

Edith P. Rizzi

(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

13328

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 15 day of Nov, 1923,
at Bruneau, County of Curry, State of Idaho,
before Charles Pascoe, proof will be submitted
of the application to beneficial use of 6.4 cubic feet per second of the
waters of Pole Creek in accordance with the terms and conditions of
Permit No. 13328 heretofore issued by the State Engineer
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

Eduick P. Rizzi, Rowland, Nevada

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 6.4 sec. ft.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) N $\frac{1}{2}$ S $\frac{1}{4}$, S.E. $\frac{1}{4}$ S $\frac{1}{4}$, Sec 5 - E $\frac{1}{2}$ S $\frac{1}{4}$,
S $\frac{1}{2}$ S.E. $\frac{1}{4}$ Sec 6 - N $\frac{1}{2}$ N.E. $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{4}$ Sec 8
Township 16 South Range 6 East

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

The right to take water from such works is based upon Permit No. 13328

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

23 The date of the priority which said user is prepared to establish is November
15, 1917

N. 13° 40' E. 21268' dist.
from spill point to
on delay - New E. -
- Curry 57-C

W. G. Svendsen,
Commissioner of Reclamation.

13328

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

August 1, 1923.

Edith R. Rizzi,
Rowland, Nevada.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **13328**, 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.

2

13328

March 7, 1923.

Re: Permit No. 13328

Mrs. Edith R. Rizzi,
Rowland, Nevada.

Dear Madam:

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

Very truly yours,

W. G. SWENDBSEN,

Commissioner of Reclamation

By

Chief Clerk.

13328

Portland, Oregon
Feb 7-1923.

H. G. Swenson
Commissioner of Reclamation
Boise, Idaho.

Dear Sir:-

This is to certify
that Edith R. Rizzi
and Edith R. Pillings
are one and the same
person-

Yours respectfully
Edith R. Rizzi.

13328

January 25, 1923.

Re: Permit No. 13328.

Mrs. Edith R. Rissi,
Howland, Nevada.

Dear Madam:-

On November 27, 1922, we wrote you relative to filing a statement showing that Edith R. Rissi and Edith R. Billings are one and the same person. As yet we have received no reply to our letter. Kindly give this your early attention in order that the certificate of completion of works may be issued.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By

Chief Clerk.

13328

November 27, 1922.

Re: Permit No. 13328.

Mrs. Edith R. Rissi,
Howland, Nevada.

Dear Madam:-

Your affidavit for proof of completion of works under the above permit, with fee of \$5.00, received. The proof is satisfactory and certificate will be issued in due course. I would say, however, that you should file a statement, in a form to be recorded under the permit, showing the two names to represent one and the same person.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By
Chief Clerk.

P. S. - Am enclosing herewith blank notices for proof of use of water. These should be filled out and returned to us in time for notice of this proof to be advertised four full weeks, five publications, prior to the date upon which you intend to make proof. The proof may be made before any one authorized to administer oaths within the State of Idaho. You may authorize some one to act for you in making the proof in case it is not convenient for you to appear in person.

W.G.S.

13328

Powell Co., Nevada.
No 20, 1922.

H. G. Swendsen
Boise, Idaho.

Dear Sir:-

Inclosed is \$5.00 fee and
affidavit filled out as required.

Will state that work is in
progress at present on my
reservoir, and may run on
into next month. But I thought
best to fill out blank and have a
Notary sign it while I ~~am~~ where
one is available - as I live some
distance from one.

If this proof is satisfactory,
please send information
regarding final proof.-

Yours truly
Edith R. Rizzi
Formerly Edith R. Billings

13328

Permit No. 13328STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Elmore } ss.Edith P. Rizzi, 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. 13328, and that his postoffice address is Powland State of Nevada.Second: That the name of the stream from which said water is to be diverted is Pole Creek.Third: That the point of division of said water is N 13° 40' E 21268 ft.
distant from mile post 90 on Idaho, Nevada lineFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Nov. 30, 1922.Fifth: That the use for which said water is intended is Irrigation and domestic.

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

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

II. Dimensions of work:

(a) Height of dam 20 feet, length of dam at top 806 feet, length of dam at bottom 52 feet. Material used in constructionEarth
(State whether wood, earth, stone or concrete)(b) Capacity of reservoir 75 acre feet.(c) Size of headgate: Width 12" pipe with valve feet, height 1 feet.(d) Conduit ditch width at bottom 2 feet, width at water line 2.5 feet, depth of water 1.0 feet; diameter of pipe 12" inches, average grade per mile is 5.3 feet. Length of conduit is 2-203 miles.Seventh: That said works are capable of conducting to the place of intended use 6.4 second feet of water.Eighth: That water appropriated under said permit is available for 320 acres of land described as follows: Trwp 16 S Range 6 E. Sec 5 - (25 acres in N 1/4 S 1/4, 40a. in S 1/4 S 1/4, 28a. in SE 1/4 S 1/4, Sec 6 - (38a. NE 1/4 S 1/4, 10a. SE 1/4 S 1/4, 20a. S 1/4 SE 1/4, 40a. in SE 1/4 SE 1/4, Sec 8 - (25a. in NW 1/4 NE 1/4, 34a. NE 1/4 NW 1/4, 20a. in S 1/4 NE 1/4, 24a. in NE 1/4 NW 1/4, 34a. NE 1/4 NW 1/4, 30a. NW 1/4 NW 1/4)

Ninth: Remarks: That

Edith P. Rizzi
(Sign here)Subscribed and sworn to before me this 22 day of NOVEMBER, 1922.W. O. Plummer
Notary Public.My commission expires 2/12/2413328

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mrs. Edith R. Billings,
Pinebluff, Nevada,

Boise, Idaho,

Aug. 2, 1922.

Dear Sir:—

Under the terms of your permit No. ~~13328~~..... you are required to complete your diversion works on or before ~~Nov. 30, 1922~~. 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. SWENDBSEN,
Commissioner of Reclamation.

13328

Permit No. 13328

Application for Extension of Time

FOR COMPLETION OF WORKS

Edith R. Rizzi, of Rowland

State of Nevada, being first duly sworn, upon ~~his~~ oath deposes and says:

~~He~~ is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 13328

Under the terms and conditions of said permit, construction work thereunder was required to be completed by Nov. 30, 1921.

That ~~he~~ has heretofore performed the following work described under said permit.

Laid the pipe, made the ditches and completed sixteen feet of earthwork of the dam.

costing \$ 16.00

THAT ~~he~~ is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

Completion was delayed first by high cost of labor. - Lack of water now to do the work properly. Earth to be moved is too hard to be planned without difficulty.

WHEREFORE, ~~he~~ asks that the Commissioner of Reclamation extend the time for the completion of works under said permit to Nov. 30, 1922

Subscribed and sworn to before me this 20th day of September, 1921

My commission expires 2/12/24

Notary Public.

Date of receipt at office of Department of Reclamation OCT. 11, 1921.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, W. G. Swendsen, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 13328, to November 30, 1922

Witness my hand this 11th day of October, 1921

By Geo B. Smith Assistant.

W. G. Swendsen,
Commissioner of Reclamation

13328

August 29, 1921.

Re: Permit 13328.

Edith R. Rizzi,
Rowland, Nevada.

Dear Madam:

Replying to yours of the 20th inst. regarding extension of timewithin which to complete the works of diversion under Permit 13328, will state that you may be allowed an extension to November 30, 1922 if application for same is made upon the enclosed blank.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

Chief Clerk.

MB
Encl.

13328

Portland, Nev.
Aug 2nd 1921.

Commissioner of Reclamation
Boise, Idaho -

Dear Sir:-

I received the thanks
and letter relative to the com-
pletion of my reservoir, permit
No. 3328.

I intend finishing the
dam by the required time
if it is necessary. However
if I am entitled to any
extension of time without
getting a new permit I should
like to have it for the
reason that the spring is
the best time to work on
the dam because of the water.
At present the stream is dry
~~and I~~ may have 6 mos. or
apr. extension on my present
permit, I wish it.

Yours Truly,

Edwin R. Biggs
formerly
Edwin R. Billings
Portland, Nev.

9-11-11
Aug 2-1921

1-1-1921

13328

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mrs. Edith R. Billings,
Toscarara, Nevada.

Boise, Idaho,
Aug. 1, 1921.

Dear Sir:—

Under the terms of your permit No. **13328**.....you are required to complete your diversion works on or before **Nov. 30, 1921**. 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

Commissioner of Reclamation.

13328

State of Idaho

ENGINEERING DEPARTMENT

Permit No. 13328- Billings. BOISE
Elmer Bird,
Boise, Idaho.

Boise, Idaho,
Nov. 30, 1917.

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.

J. H. SMITH,
State Engineer.

13328

Name of Applicant Edith R. Billings

