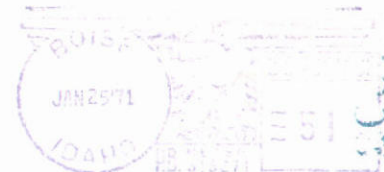


STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse — Annex 2
Boise, Idaho 83707



REASON CANCELLED
(Inclined ☐ Refused ☒
Addressee unknown ☒
Incorrect address ☐
No such street number ☐
Such office in state ☐
No return in this envelope ☐



51

RECEIVED

JAN 28 1971

Department of Water Administration



Virgil E. Hall
Rowland,
NEVADA

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and address where delivered
☐ Deliver ONLY to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. _____
CERTIFIED NO. 30705
INSURED NO. _____
DATE DELIVERED _____
SHOW WHERE DELIVERED (only if requested) _____
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY _____
SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in) _____

630-15-7184S-10 GPO

NAME OF APPLICANT

Virginia E. Hall #12301

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SEC.

SEC.

SEC.

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SEC.

SEC.

7/6 3/17 5E

26



Irr. Only

$Q = .8 \text{ cfs}$

$A = 40 \text{ acres}$

$V = 3 \text{ AF/acre} \times 40 \text{ acres} = 120 \text{ AF}$

Season = Apr. 1 to Nov. 1

Examiners report mentioned no domestic.

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

Notice is hereby given that at 10 a.m. on the 3rd day of October, 1918, at Bruneau, County of Owyhee, State of Idaho, before Charles Pascoe, U. S. Commissioner, proof will be submitted of the application to beneficial use of 1 second foot of the waters of Alder Creek and .4 second feet of the waters of Rattlesnake Spring in accordance with the terms and conditions of Permit No. 12301 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 Virgil E. Hall, Rowland, Nevada.

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

3. The amount applied to beneficial use is 1.4 second feet.

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25, Township 16 South, Range 5 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 Virgil Hall Ditch.

6. The date of the priority which said user is prepared to establish is May 15, 1916.

FRED A. WILKIE,
State Engineer.

First publication September 5, 1918.

Last publication September 26, 1918.

Affidavit of Publication

STATE OF IDAHO }
County of Owyhee } ss

Charles Pascoe

being duly sworn, deposes and says that he is the
Publisher of OWYHEE NUGGET, 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 clipping attached, was published in the regular
and entire issue of said newspaper for 4

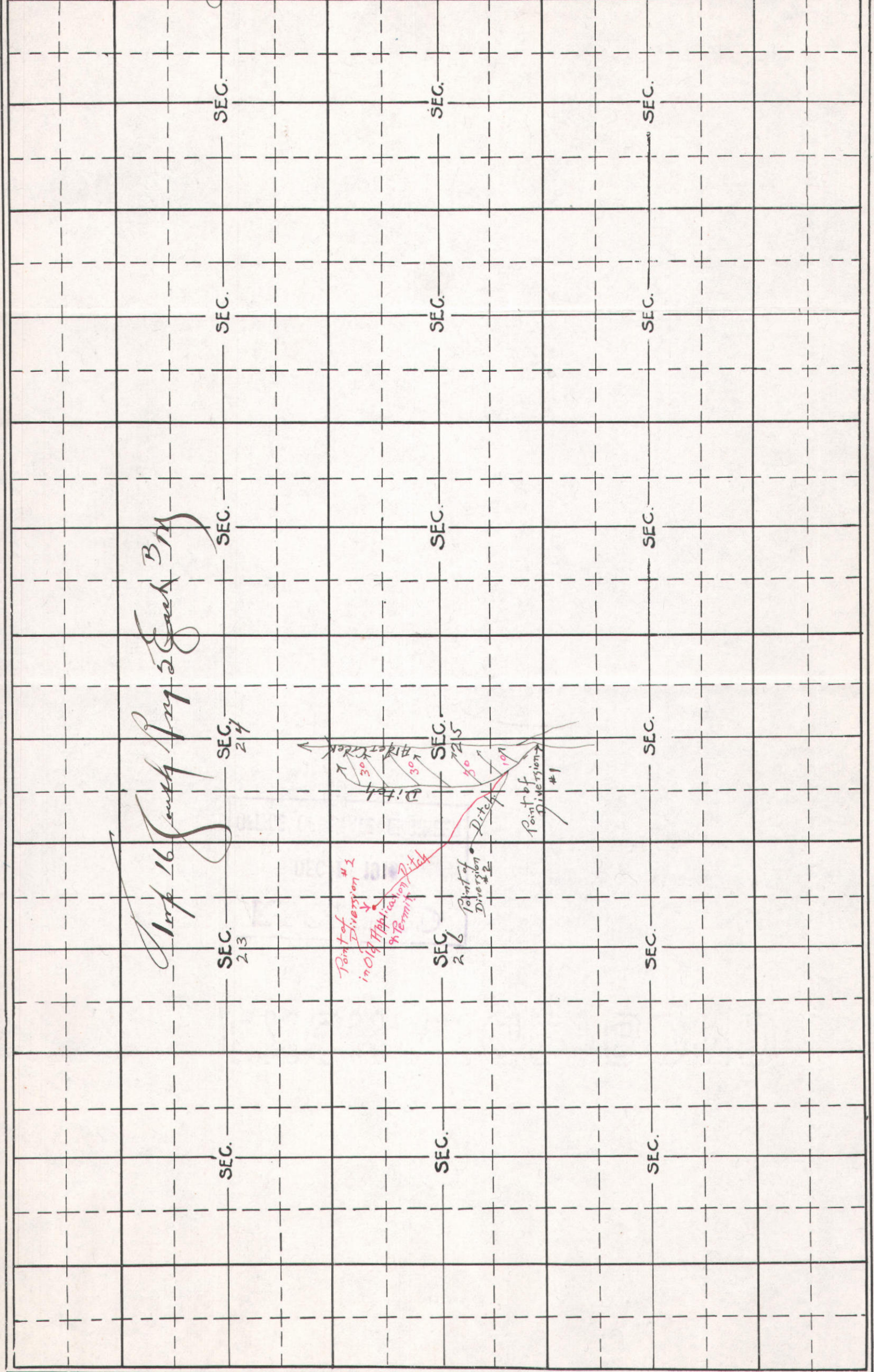
consecutive weeks, beginning with the issue of
Sept 5, 1918, and ending
with the issue of Sept 26 1918

Charles Pascoe

Subscribed and sworn to before me this 3rd
day of Oct. 1918

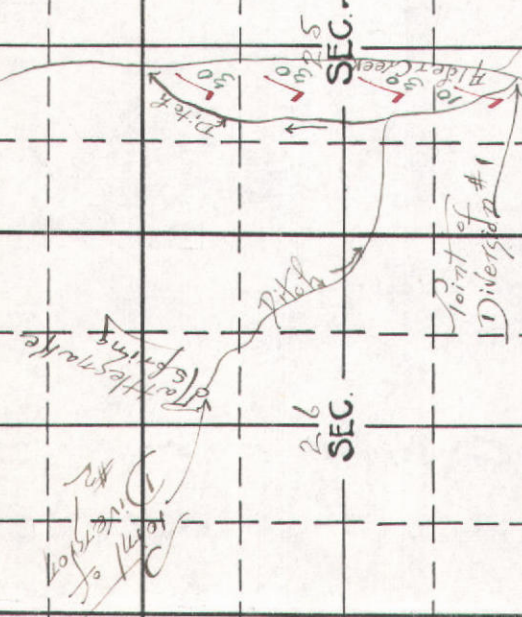
George R. Jones
Notary Public

12301



Name of Applicant *Virgil E. Hall* # *17547*

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12301

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 51-2057 Priority 5-15-16 Amount 0.80 c.f.s.

THIS IS TO CERTIFY, that VIRGIL E. HALL
of Rowland, Idaho, has complied with the terms and conditions of Permit
No. 51-2057 issued pursuant to Application for Permit dated 5-15-16,
and has submitted proof to the Department of Water Administration on 10-3-18,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.80 c.f.s., and that the water has in fact been applied to a
beneficial use; a right to the use of water from Alder Creek and Rattlesnake Spring
tributary of Sheep Creek, is hereby confirmed in the following amounts:
Amount 0.80 c.f.s. for Irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.80 c.f.s. of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26; SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, Twp. 16 S., Rge. 5 E., B.M.
in the county of Owyhee; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 120 acre feet per year or _____
3 acre feet per acre.

Description and location of place of use:

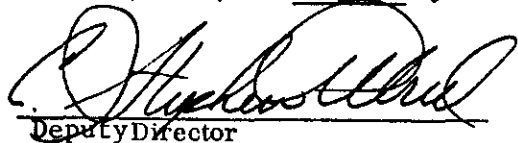
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
16 S	5 E	25									25			15					40

Total number of acres irrigated 40

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 16th day of

March, 19 71.


Deputy Director

51 2057

Application No. 17547
Permit No. 12301.

APPLICATION FOR PERMIT

51-2057

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

District No. 57-C.

1. Name of applicant: Virgil E. Hall,

Postoffice address: Rowland

County: Elko

State: Nev.

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(c) The 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. The quantity of water claimed is #1- 1 sec. ft. Alder Creek. (1.40) cubic feet per second.

#2- .4 " " Rattlesnake Spring.

3. Source of water supply: Alder Creek & Rattlesnake Spring, which are tributary of Sheep Creek.

4. Location of point of diversion: In the #1 SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25; #2- NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, T. 16 S., R. 5 E.B.M.

County of Owyhee.

5. To be used for: Irrigation and Domestic purposes.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 100 acres.

(b) In the following legal subdivisions:

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point:

(b) Amount of power to be generated:

H. P. under ft. head

(c) Is water to be returned to any stream?
point of return:

(d) If so, name stream and locate

6. Estimated cost of works: \$200.

7. Description of works for diversion:

I. Kind of works: Ditch

II. Dimensions of works:

(a) Height of dam feet, length of dam at top feet,

length of dam at bottom feet. Material used in construction:

(b) Capacity of reservoir acres feet. (c) Size of headgate, width feet,

Height feet. (d) ~~Conduit~~ Ditch: width at bottom 1 $\frac{1}{2}$ feet,

width at water line 2 feet, depth of water $\frac{1}{2}$ feet; diameter of pipe

inches; average grade per mile is 10 $\frac{1}{2}$ feet. Length of conduit is 1 $\frac{1}{2}$ miles, and it crosses the following quarter sections:

8. The time required for the completion of the construction of such work is Two years.

9. Time required for the complete application of the water to the proposed use is Two additional years.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

Virgil E. Hall

Applicant.

By Stanton Park.

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. May 15, 1916.
Returned to applicant for correction May 16, 1916.
Corrected application received June 28, 1916.

APPROVAL OF STATE ENGINEER

The number of this permit is 12301
Recorded in Book 42 Page 12301 Approved July 15, 1916.
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of to be filed on or before
Work to begin on or before September 13, 1916, 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 July 15, 1917
The whole of said work to be completed on or before July 15, 1918
Beneficial use of water appropriated in accordance herewith, to be made on or before July 15, 1920.
Witness my hand this 15th day of July, 1916.
J.H. Smith.
State Engineer.

Remarks:

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

Twp. Range Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals.
16 S. 5 E. 25	30-	-30-	30	-10-	100
Total Number of Acres to be Irrigated - - - -					100

15(a) Is reservoir to be used? No.
Rattlesnake Spring, from which water is sought to be appropriated is situate on Unreserved, Unappropriated Public Land.

STATE OF IDAHO,)
)ss.
County of Elmore.)

Virgil E. Hall, being first duly sworn, upon his oath deposes and says:
That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 12301.
That he intends to change the point of diversion #2, as described in said permit to the following described point: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 26, Tp. 16 South, Range 5 East, B.M.
That such change will be made for the following reasons, to-wit: Original Application was in error. Spring is in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 26, T. 16 S. R. 5 E. in ~~change of work on the ground~~ ~~NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 26, T. 16 S. R. 5 E. is Unappropriated Unreserved Gov't Land.~~
That no one will be injured by such change and that deponent will make such change at his own risk.
And further deponent saith not.
Virgil E. Hall.
Subscribed and sworn to before me this 13th day of December, 1916.
Stanton Park,
Notary Public.
(SEAL) My commission expires Jan. 2nd, 1919.

Received and filed for record in the office of the State Engineer, at Boise, Idaho, at 9:00 A.M. Dec. 15, 1916.
J.H. Smith,
State Engineer.

Proof C. W. made 5-28-18

Permit No. 12301

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that VIRGIL E. HALL of Rowland, County of Elko, and State of Nevada, the holder of Permit No. 12301, issued upon Application No. 17547, bearing date of priority of May 15, 1916, authorizing the diversion of one (1) second foot of the waters of Alder Creek and four-tenths (.4) of 1 second foot of the waters of Rattlesnake Spring, 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 1.4 second feet of the waters of Alder Creek and Rattlesnake Spring; that the points of diversion of said waters are as follows: from Alder Creek in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25; from Rattlesnake Spring in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 16 S. R. 5 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, T. 16 S. R. 5 E.B.M.

WITNESS my hand this 15th day of June, A. D. 1918.

FRED A. WILKIE
State Engineer of the State of Idaho

LICENSE NO. 12301 FOR 0.80 SEC. FT.
LICENSE PAGE NO. _____

March 17, 1971

Re: Permit No. 51-2057 (12301)

Mr. Virgil E. Hall
c/o Bruneau Sheep Company
P.O. Box 2777
Boise, Idaho 83701

Attention: R. N. Graves

Dear Mr. Hall:

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

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:kh

Enclosure

51 2057

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215

January 29, 1971



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

Bruneau Sheep Company
% Virgil E. Hall
P. O. Box 2777
Boise, Idaho 83701

Dear Mr. Hall:

Returned herewith is Departmental Receipt No. 5563 in the amount of

\$4.00 for Licensing fee No. 51-2057,

which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

51 2057

RECEIVED
JAN 28 1971

Department of Water Administration

GENERAL OFFICES

I.R. SIMPLOT COMPANY

805 IDAHO STREET

BOX 2777

BOISE, IDAHO

83701

January 28, 1971

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. 12301/51-2057
Virgil E. Hall

Gentlemen:

Reference is made to your letter of January 25, 1971 concerning the above referenced permit. Enclosed is Bruneau Sheep Companies check in the amount of \$4.00 covering the licensing fee.

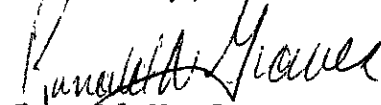
We would appreciate your forwarding the original license to:

Virgil E. Hall
c/o Bruneau Sheep Company
P. O. Box 2777
Boise, Idaho 83701

Attn: R. N. Graves

If there is anything further you need, please advise.

Sincerely,

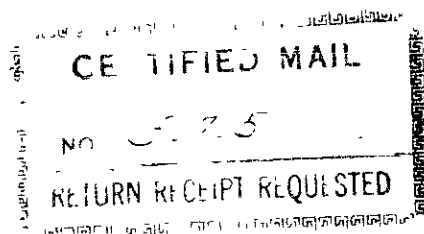


Ronald N. Graves
Assistant General Counsel

RNG:vh
Encl. \$4.00

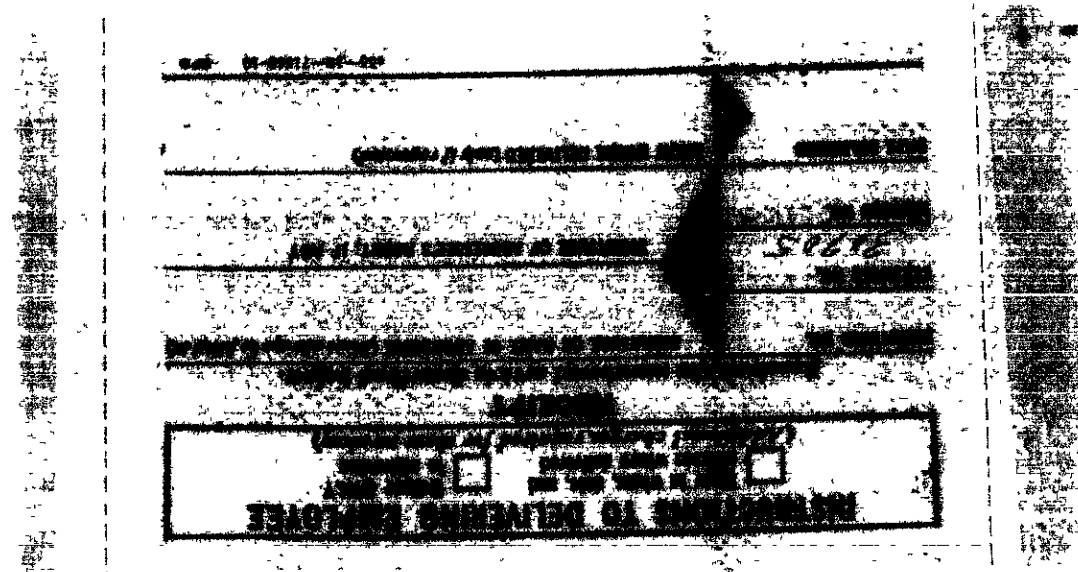
51 2057

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse — Annex 2
Boise, Idaho 83707



Virgil E. Hall
Rowland,
NEVADA

51 00



STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

January 25, 1971 CERTIFIED MAIL

Re: Permit No. 12301 (New No. 51-2057)

Virgil E. Hall
Rowland,
Nevada

Dear Mr. Hall:

It appearing to the Department of Water Administration that the terms and conditions of Permit 12301/51-2057 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee of \$4.00

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before March 6, 1971, why said permit should not be cancelled.

Permit 12301/51-2057 claims the use of 1.4 cubic feet per second of water, the point of diversion was to be located within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 16S,
R. 5E, B.M. and the permit was approved July 15, 1916.


R. KEITH HIGGINSON
Director

cc: Bruneau Sheep Co., Grandview, Idaho

51 2057

January 25, 1971

Re: Permit No. 12301/51-2057 - Virgil E. Hall

C Bruneau Sheep Company
Grandview,
Idaho 83624

Gentlemen:

P We have been advised by the Owyhee County Assessor's office that you are the present owner of land covered under the above referenced permit as follows:

E₁NE₁, E₁SW₁, Sec. 25, T. 16S, R. 5E, B.M.

P Enclosed you will find a copy of the pre-cancellation notice that is on this date being forwarded to the permit holder of record. If you are interested in acquiring the water right for this property, please contact this office within the limits of the pre-cancellation order enclosed.

Very truly yours,

Y Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enclosure

51 2057

January 25, 1971

CERTIFIED MAIL #30705

Re: Permit No. 12301 (New No. 51-2057)

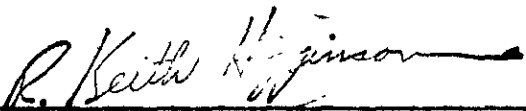
Virgil E. Hall
Rowland,
Nevada

Dear Mr. Hall:

It appearing to the Department of Water Administration that the terms and conditions of Permit 12301/51-2057 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee of \$4.00

you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before March 6, 1971, why said permit should not be cancelled.

Permit 12301/51-2057 claims the use of 1.4 cubic feet per second of water, the point of diversion was to be located within the NW 1/4, Sec. 26, T. 16S, R. 5E, R.M. and the permit was approved July 15, 1916.


R. KEITH HIGGINSON
Director

51 2057

cc: Bruneau Sheep Co., Grandview, Idaho

September 17.
1920

Re Permit No. 12301 -
Virgil E. Hall

Mr. Chas. Pascoe
Bruneau, Idaho

Dear Sir:

Upon receipt of fees in the sum of \$4.00
water license will be issued under above numbered
permit.

Very truly yours,

W. G. SWENDSEN

Commissioner of Reclamation

By _____

12301

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 12-01

1. State name of applicant and number of permit: Virgil E. Hall- Permit 12301
2. State source of water supply: Alder Creek; Rattlesnake spring.
3. Location of point of diversion: Alder Cr.- SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, T. 16 S., R. 5 E., B.M.
Rattlesnake Spring- NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, T. 16 S., R. 5 E., B.M.
4. Describe works as they exist, giving dimensions and capacities of same:
Alder Creek, Earth and rock Dam, 3' H. 30' L. No H.G.
Ditch, 1' x 1' Cap. 1 S.F.
Rattlesnake Spring, Ditch, 0.5 x 0.5 Cap. 0.5 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): NE $\frac{1}{4}$ SW $\frac{1}{4}$ & SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, T. 16 S., R. 5 E., B.M.
NE $\frac{1}{4}$ SW $\frac{1}{4}$, 25 A. Cult. SE $\frac{1}{4}$ SW $\frac{1}{4}$, 15 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 Alder Creek, to Bruneau River to Snake River.

Remarks:

This examination was made on the 31 st day of July 1920.

(Signed)

L. R. Annett.

Examiner.

OVER

12301

(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.

Dist. 57-0

Virgil E. Hall

Rowland, Nevada

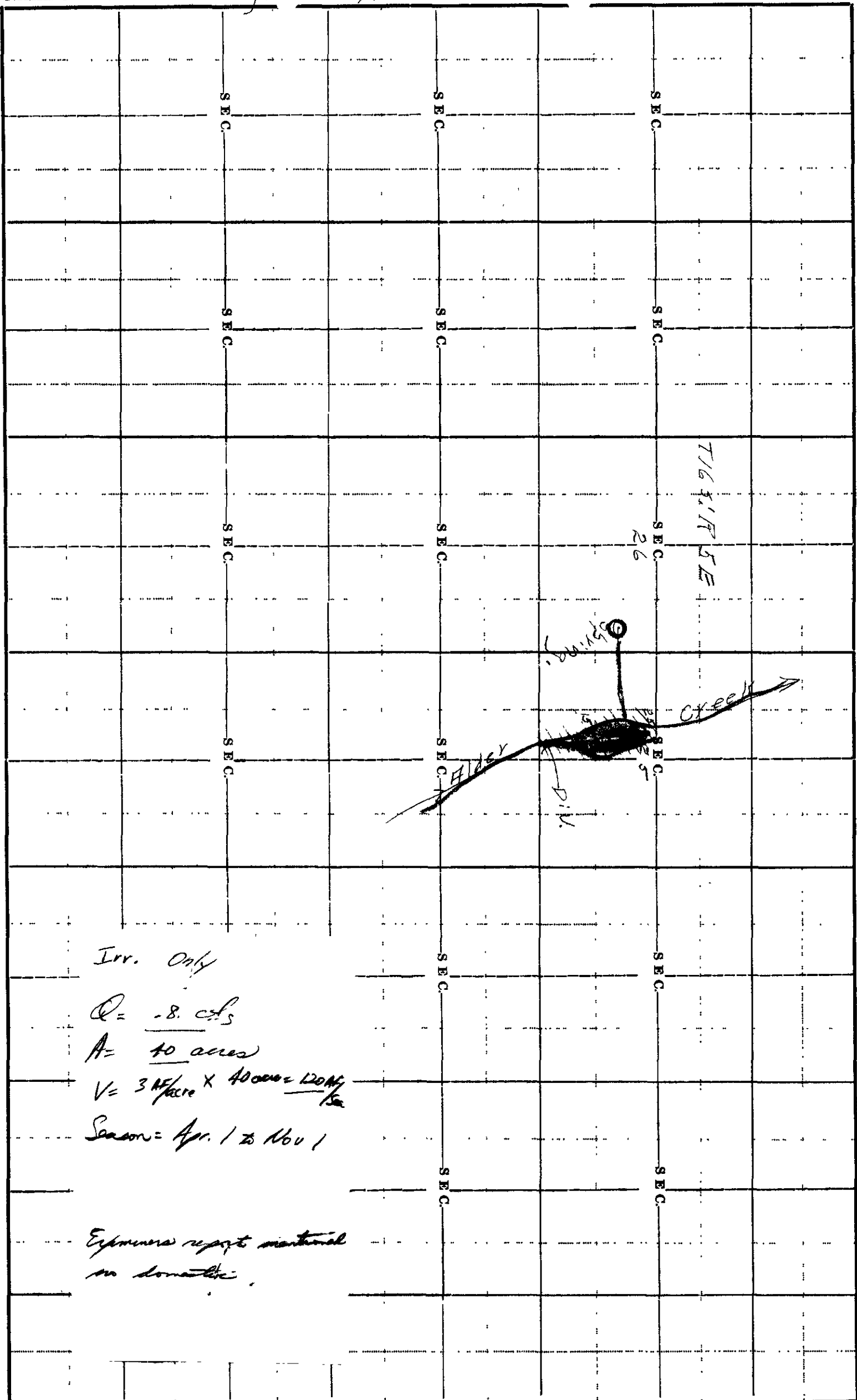
Permit 12301

258 23, 1, 5 SE

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

NAME OF APPLICANT V. Y. Hall # 1301



Irr. Only

$Q = .8 \text{ cfs}$

$A = 40 \text{ acres}$

$V = 3 \text{ AF/acre} \times 40 \text{ acres} = 120 \text{ AF}$

Season = Apr. 1 to Nov. 1

Examiner report material
on domestic.

October 5th, 1918.

Re Permit 12301-Virgil E.Hall.

Mr. Chas. Pascoe,
Bruneau, Idaho.

Dear Sir:--

We are today in receipt of depositions and affidavit of publication for proof of beneficial use of water under above permit, with check for fees in the sum of \$4.00. As it will be some time before the examination can be made, the check is herewith returned to you. As soon as the report is made, the holder will be further advise as to fees.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By _____

Ch\$4

12301

THE OWYHEE NUGGET

CHARLES PASCOE, EDITOR AND OWNER

BRUNEAU, IDAHO

Oct. 3, 1918

The State Engineer
Boise, Idaho.

My Dear Mr. Wilkie: I do not know whether the remittance enclosed is correct, but it is what I interpret to be so; if it be more or less I presume I shall be advised.

If it be more, will you kindly advise me at your earliest convenience.

Very truly yours

Charles Pascoe

RECEIVED

OCT 5 1918

12301

OFFICE OF THE STATE ENGINEER

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. Virgil E. Hall, 35 years, farmer & stockman, Rowland, Nevada

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. Am acting for myself alone

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

Ans. Dec. 15, 1916; date of priority May 15, 1916; No. 12301

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

Ans. Alder Creek, in SE1/4SW1/4 Sec. 25, T. 16 S., R. 5 E., and

Rattlesnake Creek in the NE1/4NE1/4 Sec. 26, T. 16, R. 5 E.

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. At Alder Creek an earthen dam, about 40 inches can be conveyed to place of use; at Rattlesnake Spring no works and about ten inches can be conveyed to place 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 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 purposes; for irrigation of the NE1/4 SE1/4 and SE1/4SW1/4 Sec. 25, T. 16 S., R. 5 E. Used on cultivated land, the result being a vast increase in hay-production and garden truck

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

Ans. Irrigation and domestic purposes only

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

Ans. 50 inches

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

Ans. I am the original holder of permit

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

Ans. 1916, 1917, 1918, through ditches, all the water has been used

DEFINITION 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 rights claimed thereunder.

Ans. Have no other water than mentioned in permit.

(Sign)

Virgil E. Hall

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

Twyhee, State of Idaho, on this 3rd day of October A. D. 1918.

Charles Pearce

U. S. Commissioner.

12301

RECEIVED

OCT 5 1918

OFFICE OF STATE ENGINEER

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. Cecil Christianson, 26, farmer, Bruneau, Idaho

Ques. 2. Are you acquainted with _____ Virgil R. Hall _____, the holder of Permit No. 12301? How long have you known him and where does he reside?

Ans. Yes. All my life. Rowland, Nevada

Ques. 3. Have you read or heard read said Permit No. 12301, 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. SE1/4SW1/4 Sec. 25, T. 16 S., R. 5 E.--Alder Creek, and Rattlesnake Spring in NE1/4SE1/4 Sec. 26, T. 16 S., R. 5 E. Earth dam at Alder Creek from which a ditch conveys water to place of use; no dam or other works at Rattlesnake Spring, but water is carried to place of use by ditch

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. 50 inches, all there is, and have seen that much used

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. For irrigation of the NE1/4SW1/4 and SE1/4SW1/4 Sec. 25, T. 16 S., R. 5 E.. Used on cultivated land and has increased the same materially; that is, has materially increased production

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

Ans. Used for domestic and irrigation purposes alone

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. Black heavy soil, used for hay and all the water obtainable from sources mentioned is used for its proper cultivation

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

Ans. No

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

Ans. In 1916 and 1917, all of the water was used beneficially to
my knowledge.

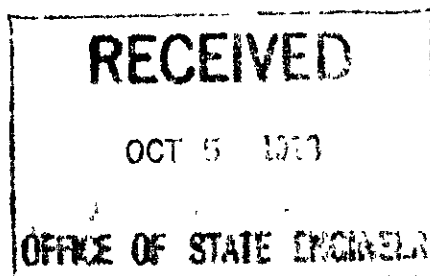
(Sign) Cecil Christensen

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 Bureau, County of Owyhee, State of Idaho, on this 3rd day of October A. D. 1918

Charles P. Jones
U.S. Commissioner ~~Notary Public~~

My commission expires _____

12301



Permit No. _____

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Jk
400

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

Ans. Fred B. Hall, 37 years, stockman; Bruneau, Idaho

Ques. 2. Are you acquainted with Virgil E. Hall, the

holder of Permit No. 12301? How long have you known him and where does he reside?

Ans. Yes. Since his birth; Rowland, Nevada

Ques. 3. Have you read or heard read said Permit No. 12301, 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. Alder Creek in SE1/4SW1/4 Sec. 25, T. 16 S., R. 5 E. and

Rattlesnake ~~Creek~~ Spring NE1/4SE1/4 Sec. 26, T. 16 S., R. 5 E.

Alder Creek has earthen dam and water is conveyed to place of use by small ditches; Rattlesnake Spring has no dam and the water is conveyed in same way.

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. 50 inches and have seen that much so used

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; irrigation of the NE1/4SW1/4 and SE1/4SW1/4 Sec. 25, T. 16 S., R. 5 East. Increased production of hay and grain and of garden products. It is cultivated land.

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

Ans. Not used for other than irrigation and domestic purposes

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. Black heavy soil, used for hay chiefly and all the water used or filed upon by claimant is necessary for its profitable cultivation

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

Ans. No

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

Ans. In 1916 and 1917, all of the water upon the subdivisions referred to in my above answer--by diversion through ditches

(Sign)

Fred. B. Hall

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 3rd day of October, A. D. 1918.

U.S. Commissioner

Notary Public

My commission expires

12301

RECEIVED

OCT 5 1918

Affidavit of Publication

STATE OF IDAHO }
County of Owyhee } ss

Charles Pascoe

being duly sworn, deposes and says that he is the
Publisher of OWYHEE NUGGET, 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 clipping attached, was published in the regular
and entire issue of said newspaper for *4*
consecutive weeks, beginning with the issue of
Sept 5, 19*18*, and ending
with the issue of *Sept 26* 19*18*

Charles Pascoe

Subscribed and sworn to before me this *3^d*
day of *Oct.* 19*18*

George R. Jones
Notary Public

12301

September 9th, 1918.

Re Permit No. 1²301-- Virgil Hall.

Mr. Charles Pascoe,
Brunson, Idaho.

Dear Sir:--

Replying to yours of the 5th inst. would say that, under the circumstances, the proof under above permit may be made in advance of the date specified in the notice. I take it the notice has already been published once with date of October 3rd, leaving only three publications before September 26th. However, the proof may be made on the 26th but the depositions should be held until the 3rd and an affidavit filed by you on that date, setting forth the facts in the matter and that you were in your office on October 3rd and that no one appeared to contest the proof.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By _____

DBV

12301

(P. O.) Brian Ida

(Date) Sept 5 1/8

State Engineer, Boise.

Dear Sir:

I have your letter of Aug. 27 enclosing Notice of Proof
of ~~Completion of Work~~ and Beneficial Use of Water under Permit No. 12301 which
will be published as you request, beginning with our issue of Sept 5

Charles Poscoe

OFFICE OF STATE ENGINEER

12301

THE OWYHEE NUGGET
CHARLES PASCOE, EDITOR AND OWNER

BRUNEAU, IDAHO

Sept, 5, '18

The State Engineer
Loise, Idaho.

Dear Sir: Publication of notice of proof of beneficial use of water for Virgil Hall, who likewise desires to make final proof upon his homestead, can be completed in time for both to be upon the same date. His land proof is advertised for Sept. 26, and as he lives 100 miles in the interior, he requests me to present the matter that you may, if possible, fix his water proof at the same time. Of course, you needn't be told that this is asked of you because of the enormous expense to which he will be put in making two journeys over that vast stretch of country. If it can be done, I trust you will so advise me at your earliest convenience.

Very truly yours,

Charles Pascoe

August 29, 1918.

Re Permit 12301. Virgil E. Hall.

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

Dear Sir:--

Am in receipt of yours of the 24th inst.,
enclosing notices for final proof under above permit.
The date for making proof has been changed to September
third in order to allow for the required four weeks
publication of the notice. Deposition blanks will
be mailed to you later.

The fees will be \$2.00 for each forty acre tract or
fraction to which water has been beneficially applied.
This, however, should not be sent until the report of
our engineer has been made, at which time you will be
notified.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By _____

12301

CHARLES PASCOE

U. S. COMMISSIONER

BRUNEAU, IDAHO

Aug. 24, '18

Fred A. Wilkie
State Engineer,
Boise, Idaho.

Dear Sir: I am returning letter and duplicate copy and original of notice of publication of application of water to beneficial use of Virgil E. Hall for signature, I suppose. This is all new to me and I hope if any instructions are needful they will be given. I suppose the fee to your office in this instance will be \$2, and if I am interpreting right or otherwise, please advise me. I shall remit, too, I presume, when proof is taken?

Very truly yours,

Charles Pascoe

RECEIVED

AUG 26 1918

OFFICE OF STATE ENGINEER

12301

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 23 1918

(P O.) Bruneau, Idaho

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, Idaho, published in the
county in which the works are situated.

Virgil E. Hall

(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.

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 30th day of September, 1918,
 at Aruneau, County of Lwyhee, State of Idaho,
 before Charles Pascoe, U.S. Commissioner, proof will be submitted
 of the application to beneficial use of 1 second foot of the waters
of Alder Creek & .4 second ~~feet~~ of the
 waters of Rattlesnake Springs in accordance with the terms and conditions of
 Permit No. 12301 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
Virgil E. Hall, Rowland, Nev.

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

3. The amount applied to beneficial use is 1.4 second feet

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) the NE1/4 SW1/4 Sec. 25, township 16 South, Range 5 East, B.M.
NE1/4 SW1/4, NE1/4 & SW1/4, Sec. 25, T. 16 S., R. 5 E., 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 Virgil Hall Ditch

6. The right to take water from such works is based upon Permit No. 12301

7. The source of supply from which such water is diverted is Alder Creek and Rattlesnake Spring

8. The date of the priority which said user is prepared to establish is June 28, 1918

May 15, 1916

FRED A. WILKIE,

State Engineer.

37 C L

NE NW - SE NW - NE NW 10 SE SW
25 - 165 - 5E

NE NW - 25 - 165 - 5E
NE NW - 25 - 165 - 5E

August 20, 1918.

Re Permit 12301. - Virgil E. Hall.

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

Dear Sir:—

Per your request the 17th inst.,
I am enclosing herewith blank notices for
proof of use of water under above permit,
also, manual of instructions for filing
upon water.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By _____

Enc.

12361

12301

CHARLES PASCOE

U. S. COMMISSIONER

BRUNEAU, IDAHO

Aug., 17, 1918

The State Engineer
Loise, Idaho.

Dear Sir: Virgil E. Hall wishes to make proof by publication of the application to beneficial use of the waters of the following creeks:
1 second foot of the waters of Alder Creek and Idaho
.4 " " " " " " Rattlesnake Spring "
and asks me to request from you the needful form for the purpose at the earliest moment to square with your convenience.

Mr. Hall left here this morning for his ranch in the interior, and hoped the necessary information would be on hand by the time he returns, which will be early in the coming week.

On my own behalf, I should like very much to have a copy of your manual of instructions for Water Right Applications.

Very truly yours,

Charles Pascoe

P.S.--Kindly send Mr. Hall's mail in my care--his request

16-11

C. P.

12301

June 21, 1918.

Re Permit No. 12301-

Virgil E. Hall,
Bewland, Nevada.

Dear Sir:—

Enclosing herewith certificate of completion
of works issued under above permit, with receipt for
fee.

Very truly yours,

FRED A. WILKIE,

State Engineer.

CCV-R2020

By _____

12301

Permit No. 12301

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Owyhee

} SS.

Virgil E. Hall

, 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. 12301 and that his postoffice address is Rowland
State of Nevada

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

Creek (1) and Rattlesnake Spring (2)

Third: That the point of diversion of said water is (1) SE 1/4 SW 1/4, (2) NE 1/4 SE 1/4
Sec. 26 T. 16 S., R. 5 E. B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 15, 1918.

Fifth: That the use for which said water is intended is Irrigation & 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: Ditches

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

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

(d) Conduit Ditches width at bottom 1 1/2' * 2 = 1 feet, width at water

(State whether ditch, flume or pipe)

line 3' feet, depth of water 1/2 feet; diameter of pipe _____ inches;
average grade per mile is 10 1/2 feet. Length of conduit is 1 1/2 miles.

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

Eighth: That water appropriated under said permit is available for 70 acres of land described as follows: SE 1/4 SW 1/4, 10a., NE 1/4 SW 1/4 30a., SE 1/4 NW 1/4 10a., NE 1/4 NW 1/4 15a. all in Sec. 26, T 16 S R. 5 E B. M. Idaho.

Ninth: Remarks: That the ditches from the creek and Spring are completed and have carried the 1.4 acc. ft. of water safely.

Virgil E. Hall
(Sign here)

Subscribed and sworn to before me this 28 day of May, 1918.

D. A. Utter
Notary Public.

My commission expires July 1st

Residing at Burman, Ida.

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Virgil E. Hall,
Roland, Ida. Nev.
 Dear Sir:—

Boise, Idaho, **May 1, 1918**

Under the terms of your Permit No. **12301**-----, you are required to complete your diversion works on or before **July 15, 1918**. 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,

FRED A. ILKIE

J. H. SMITH,
~~XXXXXXXXXX~~
State Engineer.

12301

December 23, 1916.

Re Permit 12301- Hall.

Mr. Stanton Park,
Mountain Home, Idaho.

Dear Sir:--

Am returning herewith affidavit for change
or point of diversion under above permit, with one copy
of the map, the same having been placed on record in this
office.

Very truly yours,

J. H. SMITH,

State Engineer.

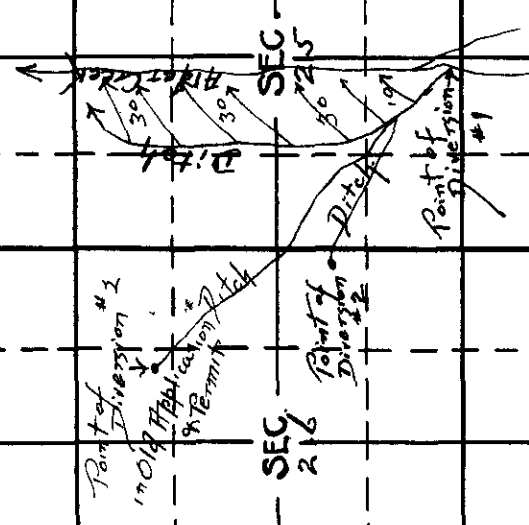
APDCM

By _____

12301

Name of Applicant Virgil E. Hall Permit 12306

Top 16 South Dry Creek Bm



October 4, 1946.

Re Permit 12301.

Mr. Virgil E. Hall,
Rowland, Nevada.

Sir:--

At the request of Mr. W.C. Howie, of Mountain Home,
I enclose herewith affidavit form for proof of completion of works, together with blank notices for final proof under above permit.

Very truly yours,

J. H. SMITH,

State Engineer.

F5-6-2F10-F11

By _____

12301

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit #12301- Hall.

**Mr. Stanton Park,
Mountain Home, Idaho.**

Boise, Idaho,

July 15, 1916.

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

12301

W C HOWE
ATTORNEY AT LAW
MOUNTAIN HOME IDAHO

October 3, 1916.

State Engineer,

Boise, Idaho,

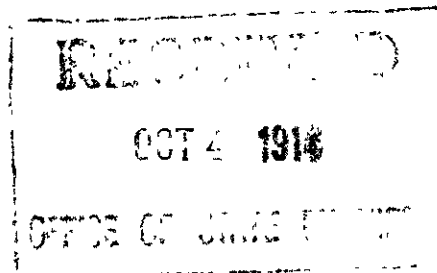
Messrs:

Mr. Virgil E. Hall, who holds permit No. 12301, wishes to make proof of completion of works, also proof of application ^{of} beneficial use, and the quantity of water appropriated permits him to simply make affidavit, rather than publishing notice of completion of works, so he wants you to send to him blank for affidavit for completion of works; also blanks for giving notice of intention to make proof of application ^{of} ~~of~~ beneficial use, and mail ^{them} ~~it~~ to him at his address. Rowland, Elko County, Nevada.

Yours truly,

W C Howe

27,000 - 75-6



12301

August 14t , 1916.

Rel-Permit No. 12301

Virgil W. Hall,
Rowland, Nevada.

Dear Sir:-

The envelope it was received this
morning without any letter to ~~the~~ when
same was forwarded, we are therefore re-
turning same herewith.

Very truly yours,

J.E. SMITH,

State Engineer.

By

RE.*NL

Encl-Permit.12301.

12301

Name of Applicant Virgil E. Hall # 172547

23 SEC. 16 Class of 1894-5

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Point of
Divergence #1

Idaho
Nevada

1231

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

May 16, 1916.

17527

Virgil E. Hall,
Rowland, Nevada.

Transfer application to the enclosed form per enclosed instructions.

12391

RB.

17547- FFR #11388-