

AFFIDAVIT OF PUBLICATION

State of Idaho
DEPARTMENT OF
RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42-203, IDAHO CODE.

NOTICE IS HEREBY GIVEN That on the 21st day of October, 1952, the Idaho Fish and Game Department of Boise, Idaho, made application to appropriate Forty-five (45) cubic feet per second of the waters of Riley Creek, a tributary of Snake river, for irrigation and the propagation of fish.

That the point of diversion of said water is described as being located South 56° 30' West 790 feet from the Northeast corner of Section 1, Township 8 South, Range 13 East, B.M., and in the NE¼ NE¼ of said Section 1, Township 8 South, Range 13 East, B.M.

That the point of use of said water is described as being in the NE¼ NE¼ and NW¼ NE¼ Section 1, Township 8 South, Range 13 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objections to the approval of said application.

Dated this 30th day of October, 1952.

MARK R. KULP, State Reclamation Engineer.

SERVICE OF THE FOREGOING, by copy, is hereby acknowledged, this 4th day of November, 1952.

T. B. MURRAY, Director Idaho Fish and Game Dept. 1-3

STATE OF IDAHO }
COUNTY OF GOODING } SS.

I, *Leland G. Burrese*, do solemnly swear that I am the printer and publisher of THE GOODING LEADER, a weekly newspaper of general circulation, published once each week at Gooding, Idaho; that the notice attached hereto was

published in said newspaper *three* consecutive weeks, the first publication having been made on the *13th* day of *Nov*,

195*2*, and the last publication having been made on the *27th* day of *Nov*, 195*2*, that said notice was published in the regular and entire issue of every number of the paper during that period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in *Gooding, Gooding County, Idaho*, for a period of more than 78 weeks prior to the first publication of the attached notice.

Leland G. Burrese

Subscribed and sworn to before me this

3rd day of *June*, 195*4*.

Helmer O. Smith
Notary Public.

27158

AFFIDAVIT OF PUBLICATION

RECEIVED
APR 28 1958

Department of Reclamation

STATE OF IDAHO, }
COUNTY OF GOODING } SS.

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a.m., on the 23rd day of April, 1958, at 518 Front St., Boise, County of Ada, State of Idaho, before Anna Mastro, Notary Public, proof will be submitted of the completion of works for the diversion of 45 cubic feet per second of the waters from Riley Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 27158 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the department holding said permit State of Idaho, Department of Fish and Game, 518 Front St., Boise.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 45 cubic feet per second.

3. The use to which said water has been applied is irrigation and propagation of fish purposes, and the amount applied to beneficial use is 45 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 8S., R. 13 E., B.M.

5. The place where said water is used is NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 8S., R. 13 E., B.M.

6. The date of priority which said user is prepared to establish is October 21, 1952.

Mark R. KULP
22-25 State Reclamation Engineer

I, *Leland G. Burress*, do solemnly swear that I am the printer and publisher of THE GOODING LEADER, a weekly newspaper of general circulation, published once each week at Gooding, Idaho; that the notice attached hereto was

published in said newspaper *Good* consecutive weeks, the first publication having been made on the *3rd* day of *April*, 195*8*,

and the last publication having been made on the *24th* day of *April* 195*8*, that said notice was published in the regular and entire issue of every number of the paper during that period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper; has been printed and published continuously in *Gooding, Gooding County, Idaho*, for a period of more than 78 weeks prior to the first publication of the attached notice.

Leland G. Burress

Subscribed and sworn to before me this

24 day of *April*, 195*8*.

Laonia Scanlon
Notary Public.

27158

Idaho Fish and Game Dept.

27158

Permit Map No.

As Approved

MARK R. KULP

State Engineer

T. 7 S.
T. 8 S.

55° 30' W
790'

Point of Diversion

Point of Return

New Ponds

Irrigation
Housing

Rearing Ponds

Hatchery

Rearing Ponds

Tucker Springs

Black Locust Grove

Black L.

Pipeline crossing

Point of Diversion

Control
Pipeline

Concrete Control

Bass Pond

Stumps

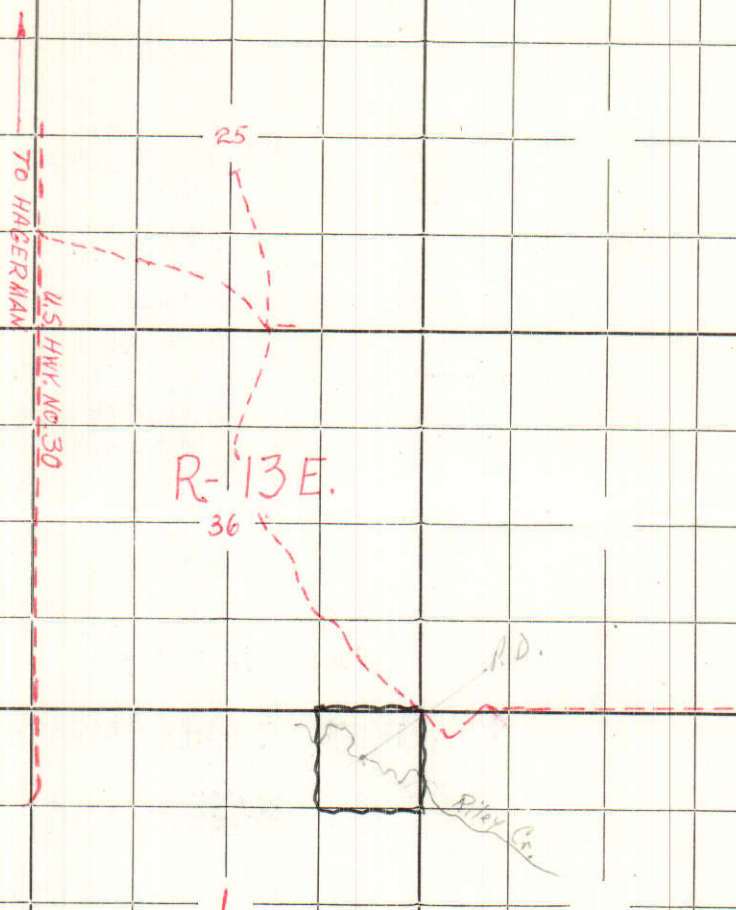
No. 4
1.9 acres

FOUR PRO

Chukar Pens

Scale: 1" = 440'

27158



T.
8
S.

U.S G. S. Measurements on
Riley Cr. at gaging Sta.
in NE 1/4 NE 1/4 Sec. 1. T8S R 13E

Jan 15 1958	-	74.8 c.f.s.
Mar. 2 "	-	68.7 "
Apr. 10 "	-	67.2 "
May 17 "	-	62.3 "
June 15 "	-	58.4 "
July 7 "	-	60.0 "

Amount used = 20 cfs. (est.) for ponds.
Subdivision irrig. = 2

Area = 5 acres
Q = 5 "
1 cfs.

Fish ponds = 44.9
45 cfs.

282

5

Idaho Dept. of Fish & Game
Ross Leonard, Director
518 Front St., Boise, Idaho
Permit No. 27158

4-6' x 530'
2-8' x 530'
2-12' x "
2-12' x "
4-15' x "

check with U.S.G.S. for
gaugings on Riley Cr

1963-1964-1-1-2

Examination for Completion of Works &
Beneficial Use Proof
County Gooding

1-85-13E

Q 45.0 c.f.s.

In Riley Creek

P.D. = NE, NE, Sec. 1, T. 8 S. - R. 13 E.

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 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.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
OCT 2 2 1959
Department of Reclamation

RECEIVED
NOV 2 5 1958
Department of Reclamation

27158

San across Riley
Creek at upper side of bridge
approx 10' w x 8' h (est.)
Steel I beam for center
buttress
4" t. planks 5' l. for
flash bdo.

Whole bridge structure
is the dam cone.
apron downstream

5' d. culvert pipe x 300' est.

1/3 full highest mark (water)

4' per sec. est. flow

12" pipe for same heading
to down.

4 Conc. piers 15' x 500' x 3' h.

Use Irrigation and propo-
sition of fish.

est 15 to 20 cfs used

Filed - Oct. 21, 1952

Dec - Dec. 13, 1962

State of Idaho
License and Certificate of Water Right

Water License No. 27158 Amount 45 c.f.s.
Water District No. Priority October 21, 1952

THIS IS TO CERTIFY that IDAHO FISH AND GAME DEPARTMENT
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 21, 1952; that Permit No. 27158
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
45 second feet, was issued thereunder on November 13, 1959, showing that said works
were completed on the 29 day of April, 1958; and that on the 29
day of April, 1958,

IDAHO DEPARTMENT OF FISH & GAME

of Boise, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Riley Creek
, a tributary of Snake River, for the purpose of fish propagation & irrigation
, under Use Permit No. 27158 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 6803, on the 13 day of November, 1959;
The right hereby confirmed dates from October 21, 1952;

The Point of Diversion is located
in the NE 1/4 NE 1/4, Sec. 1, Tp. 8 S., R. 13 E., B. M. County of Gooding
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 45 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	13 E.	1	NE 1/4 NE 1/4 NW 1/4 NE 1/4 .1 c.f.s. for irrigation 44.9 " for fish propagation Hatchery and rearing ponds in N 1/2 NE 1/4, Sec. 1, T. 8 S., R. 13 E., B. M.	5 0	4 1 5 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 State Reclamation Engineer, affixed at Boise, Idaho, this
13 day of November, 1959.

(SEAL)

State Reclamation Engineer.

State of Idaho

License and Certificate of Water Right

Water License No. 26604Amount 1.4 c.f.s.

Water District No. _____

Priority October 29, 1956

THIS IS TO CERTIFY that **KENNETH E. COLSON**
 of **Lemhi, Idaho**, made application for a permit to appropriate the
 public waters of the State of Idaho, dated **October 29, 1956**; that Permit No. **26604**
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.7 second feet, was issued thereunder on **September 24, 1958**, showing that said works
 were completed on the **22** day of **September, 1958**; and that on the **31**
 day of **October, 1958**,

KENNETH E. COLSON

of **Lemhi**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of **Basin Creek**
 , a tributary of **Hayden Creek**, for the purpose of **irrigation**
 , under Use Permit No. **26604** of the **Department of Reclamation**
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page **6804**, on the **5** day of **November, 1959**;
 The right hereby confirmed dates from **October 29, 1956**;

The Point of Diversion is located
 in the $\text{NE}\frac{1}{4}$ $\text{SW}\frac{1}{4}$ $\frac{1}{4}$ Sec. 33, Tp. 18 N, R. 23 E., B. M. Lemhi 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 **1.4** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
17 N.	23 E.	4	$\text{NE}\frac{1}{4}$ $\text{NE}\frac{1}{4}$ (Lot 1)	40	25
			$\text{NW}\frac{1}{4}$ $\text{NE}\frac{1}{4}$ (Lot 2)	40	25
			$\text{SW}\frac{1}{4}$ $\text{NE}\frac{1}{4}$	40	10
			$\text{SE}\frac{1}{4}$ $\text{NE}\frac{1}{4}$	40	10
			Total number of acres to be irrigated		<u>70</u>

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

5 day of **November, 1959**.

 State Reclamation Engineer.

(SEAL)

Application For Permit

To Appropriate the Public Waters of the State of Idaho

47-2311

36-2706

APPLICATION No. 30961
 PERMIT No. 27158
 DISTRICT No.

Idaho Fish & Game Dept.
 518 Front Street
 Boise, Idaho
 Ross Leonard, Director

1. Name of Applicant: IDAHO FISH AND GAME DEPARTMENT

Postoffice address: 518 Front Street, Boise County: Ada State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: 45 cubic feet per second.

3. Source of water supply: Riley Creek which is a tributary of Snake River

4. Location of point of diversion: S 56° 30' West 790 feet distant from the NE corner of Section 1, T. 8 S., R. 13 E., B.M., and is in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of section 1, T. 8 S., R. 13 E., B. M., County of Gooding

5. Water is to be used for Irrigation and propagation of fish

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 NE $\frac{1}{4}$ NE $\frac{1}{4}$ & NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section of 1, T. 8 S., R. 13 E., B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to Riley Creek at a point feet

~~distance from the~~ NW $\frac{1}{4}$ NE $\frac{1}{4}$ corner of Section 1, T. 8 S., R. 13 E., B.M., in the of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 40,000.00

8. Kind of works: Concrete and earth diversion dam, pipe lines, concrete and earth fish ponds.

9. Height of dam 12 feet; length of dam at top 80 feet; length of dam at bottom 10 feet; material used in dam: Earth and concrete

10. Size of headgate: Width 4 feet; height 4 feet.

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

Diameter of pipe 12 and 42 inches; length of conduit 500 Feet. notes.

Average grade per mile ---- feet.

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

13. The time required for the complete application of the water to the proposed use is None additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: See the Decree in the case of NEW INTERNATIONAL MORTGAGE BANK vs. IDAHO POWER CO., March 12, 1932, File No. 512.

- BE IT KNOWN THAT** The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

/s/ T. B. Murray
Agent.

Corrected application received:

The number of this permit is 27158
Recorded in Book 96 Page 27158 Approved December 13, 1957
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 February 13, 1958 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 June 13, 1960
The whole of said work to be completed on or before December 13, 1962
Beneficial use of water appropriated in accordance herewith, to be made on or before December 13, 1962

/s/ Mark R. Kulp
State Reclamation Engineer.

STATE OF IDAHO

By /s/ ROBERT E. SMYLLIE
Governor.

14.

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 $\frac{1}{4}$	
8 S.	13 E.	1	5																5
Permit No. 27158 CERTIFICATE OF COMPLETION OF WORKS ✓																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that IDAHO FISH AND GAME DEPARTMENT of Boise, County of Ada, and State of Idaho, the holder of Permit No. 27158, issued upon Application No. 30961 bearing date of priority of October 21, 1952, authorizing diversion of 45 second feet of the waters of Riley Creek County of Gooding, State of Idaho, for propagation of irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the completion of the works of diversion set out and described in said Permit; that said works are adequate for and conveying to the place of intended use 45 second feet of the waters of Riley Creek, a tributary of Snake River, that the point of diversion of said waters NE$\frac{1}{4}$NE$\frac{1}{4}$, Sec. 1, T. 8 S., R. 13 E., B.M. and that the lands proposed irrigated by the use of said water are described as follows, to-wit: 5 acres in NW$\frac{1}{4}$NE$\frac{1}{4}$, NE$\frac{1}{4}$NE$\frac{1}{4}$, Sec. 1, T. 8 S., R. 13 E., B.M. Hatchery and rearing ponds in NE$\frac{1}{4}$NE$\frac{1}{4}$, Sec. 1, T. 8 S., R. 13 E., B.M. Witness my hand this 13 day of November, A.D. 1959 /s/ GEO. N. CARTER State Reclamation Engineer Proof of Completion of Works Made: April 29, 1958 Certificate of Completion of Works Issued: November 13, 1959																			
																		LICENSE ISSUED FOR 45.0 SEC. FL. Page 6803	

May 8, 1958

Re: Permit No. 27158

State of Idaho
Department of Fish & Game
Ross Leonard, Director
518 Front St.,
Boise, Idaho

Dear Mr. Leonard:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Gooding Leader, all submitted in Proof of Completion of Works and Application of Water to Beneficial Use, on Permit No. 27158.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time the examination is made so that arrangements maybe made to show him over the grounds.

Very truly yours,

MARK E. KULP
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:lw

27158

October 30, 1952

RE: Application No. 30961

Idaho Fish & Game Department
518 Front Street
Boise, Idaho

Gentlemen:

Your application for permit to appropriate 45 second feet of water from Riley Creek has been placed on file, but before it can be approved the statutes require publication of a notice once a week for 3 weeks in a county newspaper.

We enclose two copies of said notice and request that you acknowledge service on the original and return to this department together with Form 11 which is authorization for us to have the notice published at your expense in the designated county newspaper.

The duplicate notice may be retained in your own files.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

Aifg
Enc.

27158

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 4, 1952

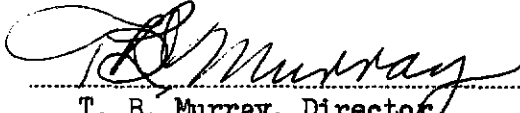
(P. O.) Idaho Fish and Game Department, 518 Front Street, Boise, Idaho

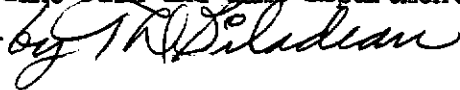
TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

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


T. B. Murray, Director
Idaho Fish and Game Department



(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.

27158

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO
IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42-203, IDAHO CODE.

NOTICE IS HEREBY GIVEN That on the 21st day of October, 1952, the Idaho Fish and Game Department of Boise, Idaho, made application to appropriate Forty-five (45) cubic feet per second of the waters of Riley Creek, a tributary of Snake River, for irrigation and the propagation of fish.

That the point of diversion of said water is described as being located South 56° 30' West 790 feet from the Northeast corner of Section 1, Township 8 South, Range 13 East, B.M., and in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 1, Township 8 South, Range 13 East, B.M.

That the point of use of said water is described as being in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, Township 8 South, Range 13 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objections to the approval of said application.

Dated this 30th day of October, 1952.

Mark R. Kulp
MARK R. KULP
State Reclamation Engineer

SERVICE OF THE FOREGOING, By copy, is hereby acknowledged, this 4th day of November, 1952.

T. B. Murray
T. B. Murray, Director
Idaho Fish and Game Dept.

Date of first publication:
Date of last publication:
Last Date for protest: December 9, 1952.

27158

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO
IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42-203, IDAHO CODE.

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That the point of diversion of said water is described as being located South 56° 30' West 790 feet from the Northeast corner of Section 1, Township 8 South, Range 13 East, B.M., and in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 1, Township 8 South, Range 13 East, B.M.

That the point of use of said water is described as being in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, Township 8 South, Range 13 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objections to the approval of said application.

Dated this 30th day of October, 1952.

Mark R. Kulp
MARK R. KULP
State Reclamation Engineer

SERVICE OF THE FOREGOING, By copy, is hereby acknowledged, this ____ day of November, 1952.

Date of first publication:
Date of last publication:
Last Date for protest: December 9, 1952.

27158

November 7, 1952

RE: Application No. 30961

Gooding Leader
Gooding
Idaho

Gentlemen:

We enclose copy of notice of application for permit, by the Idaho Fish and Game Department, which please publish once a week for three (3) consecutive weeks, commencing with your next issue.

The cost of publication is to be paid by the Idaho Fish and Game Department, to whom please send affidavit of publication together with statement of costs. Their address is 518 Front St., Boise, Idaho.

Please acknowledge receipt of this notice and furnish this department with a copy of the first issue containing same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

27158

✓
November 17, 1952

RE: Application No. 30961

Idaho Fish and Game Department
518 Front Street
Boise, Idaho

Gentlemen:

Notice of your application for permit to appropriate 45 second feet of water from Riley Creek, has been sent to the Gooding Leader with instructions to publish it once a week for three weeks, commencing with their current issue.

They have also been instructed to send you the affidavit of publication together with statement of costs.

If no protest is filed, the application will be approved and permit issued upon receipt of the affidavit of publication. Should there be any protest, you will be duly notified.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

27158

May 25, 1954

RE: Application No. 30961

State Fish and Game Department
BUILDING

Gentlemen:

In checking our pending files we find that no Permit has been issued under the above numbered application to appropriate 45 second feet of water from Riley Creek.

According to our records, notice of this application was sent to the Gooding Leader for publication and you were advised that upon receipt of the affidavit of publication that the application would be approved and permit issued, providing no protests had been filed. There seem to have been no protests filed but we have not received the affidavit of publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

per

s

27158

May 28, 1954

RE: Application No. 30961

Gooding Leader
Gooding
Idaho

Gentlemen:

On November 7, 1952, we sent you notice of application for permit by the Fish and Game Department to be published once a week for three weeks commencing with your next issue.

In that letter we asked you to acknowledge receipt of the notice but we do not seem to have received any acknowledgment.

Please advise if this notice was published and if so, please send us two affidavits of publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

27158



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, RECLAMATION ENGINEER

BOISE

May 28, 1954

RE: Application No. 30961

RECEIVED
JUN 4 1954
Department of Reclamation

Gooding Leader
Gooding
Idaho

Gentlemen:

On November 7, 1952, we sent you notice of application for permit by the Fish and Game Department to be published once a week for three weeks commencing with your next issue.

In that letter we asked you to acknowledge receipt of the notice but we do not seem to have received any acknowledgment.

Please advise if this notice was published and if so, please send us two affidavits of publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Jaime L. Anderson
Chief Clerk

A:hll

27158

✓
June 4, 1954

RE: Application No. 30961

State Fish and Game Department
BUILDING

ATTENTION: Mr. Biladeau

Dear Mr. Biladeau:

In reply to our letter addressed to the Gooding Leader we have received duplicate affidavits of publication in connection with your application for permit to appropriate water from Riley Creek and we enclose one such affidavit for your own files.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1

Enc.

27158

✓
January 20, 1955

RE: Application No. 30961

State Fish and Game Department
B U I L D I N G

ATTENTION: Mr. Biladeau

Dear Mr. Biladeau:

We are still holding your application for permit to appropriate 45 second feet of water from Riley Creek which was filed October 21, 1952.

~~We had some correspondence regarding this during the summer of 1954~~ but we are still not clear as to whether you wish to proceed with this filing or if you wish to withdraw it.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1

27158

December 19, 1957

Re: Permit No. 27158
Idaho Fish & Game Department

State of Idaho
Department of Fish & Game
518 Front Street
Boise, Idaho

Attention: Ross Leonard
Director

Dear Mr. Leonard:

We enclose Permit No. 27158 in the name of the Idaho Fish and Game Department, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

EPR:lw
Encl.

27158

STATE OF IDAHO

ROBERT E. SMYLLIE
GOVERNOR

COMMISSION

GLENN STANGER IDAHO FALLS
R. J. HOLMES TWIN FALLS
RAY BINS BONNERS FERRY
ARLIE JOHNSON BOISE
TOM FELTON MOSCOW

ROSS LEONARD
DIRECTOR

Department of Fish and Game

March 24, 1958

Hagerman, Riley Creek

RECEIVED
MAR 25 1958

Department of Reclamation

Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Sir:

Enclosed herewith is authorization to publish the enclosed Notice of Proof of Completion of Works and Application of Water to Beneficial Use, in duplicate, pertaining to Permit No. 27158.

Very truly yours,

Ross Leonard
Ross Leonard, Director

Enclosures

27158

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED
MAR 25 1958

Department of Reclamation

(Date) March 24, 1958

(P. O.) 518 Front St., Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

The Gooding Leader

of

Gooding, Idaho

published in

the county in which the works are situated.

Gooding, Id.

STATE OF IDAHO, Department of Fish and Game

By

Ross Leonard
Ross Leonard, Director

(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.

27158

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
MAR 25 1958
Department of Reclamation

Notice is hereby given that at 10:00 A. M., on the 29th
day of April, 1958, at 518 Front St., Boise, County
of Ada, State of Idaho, before
Anna Mastro, Notary Public, proof will be submitted of the completion
of works for the diversion of 45 cubic feet per second of ~~subsequent~~ Riley Creek
waters from ~~the~~, and of the application to beneficial use of said water, in
accordance with the terms and conditions of Permit No. 27158 hereto-
fore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the ~~per~~ department holding
said permit State of Idaho, Department of Fish and Game, 518 Front St., Boise

2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of
conveying to the place of use is 45 cubic feet per second.

3. The use to which said water has been applied is irrigation and
propagation of fish purposes, and the amount applied to beneficial use is
45 cubic feet per second.

4. The point of diversion of said water is
NE 1/4 NE 1/4, Sec. 1, T. 8 S., R. 13 E., B.M.

5. The place where said water is used is
NE 1/4 NE 1/4, Sec. 1, T. 8 S., R. 13 E., B.M.

6. The date of priority which said user is prepared to establish is
October 21, 1952.

MARK R. KULP
State Reclamation Engineer

27158

APR

March 28, 1950

RE: Permit Nos. G-23789 & 27158
North Lake-wall and Hagerman, Riley Creek

Mr. Ross Leonard
Director
Department of Fish and Game
518 Front Street
Boise, Idaho

Dear Sir:

This acknowledges receipt of the Notice of proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-23789- North Lake - wall, and Permit No. 27158- Hagerman, Riley Creek, both to be made at Boise, at 10:00 A.M. on the 29th day of April, before Anna Mastro, Notary Public.

As of this date we have mailed the Notices to The Rigby Star and The Gooding Leader with instructions to publish them once a week for four consecutive weeks prior to the date set for final proof and then to mail three (3) copies of the Affidavit of Publication and statement of costs to you.

The depositions to be used for the making of final proof were handed Mr. Ted Biladeau, when he was in the office.

Very truly yours,

MARSH A. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs)
Chief Clerk

Rvm

27158

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. 27158
State of Idaho-Dept. of Fish & Game

First Publication: 4/3/58
Date: March 28, 1958

The Gooding Leader
Gooding, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **April 29th, 1958** the date set for proof; the expense of the publication is to be paid by the applicant, ^{Game} State of Idaho, Department of Fish & / of 518 Front St., Boise, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

R:vm
Encl. 1
P.S.

The Department of Fish & Game requests that 3 copies of the affidavit of publication be mailed to them.

vm

note rec'd - 4/2/58 - on file in permit # 22517.

27158

April 2, 1958

RE: Permit Nos. 22516, 22517 and 27158
State of Idaho, Fish and Game Dept.

The Gooding Leader
Gooding, Idaho

Gentlemen:

Please mail us a copy of each of the Legal Publications on Permit
Numbers 22516, 22517 and 27158, all in the name of the State of
Idaho, Fish and Game Department mailed you March 31st.

Your acknowledgment received April 2nd, stated that they would be
published in your April 3rd issue.

Thank you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

R:vm

27158

April 22, 1958

RE: Permit Nos. 22516, 22517 & 27158

State of Idaho
Department of Fish and Game
518 Front Street
Boise, Idaho

Attention: Ross Leonard, Director

Gentlemen:

We received the three copies of Affidavit of Publication and statement of cost on each of the above captioned Permits from the Gooding Leader, which we requested that they mail to you.

Enclosed are two copies of the Affidavits and the three copies of the statement of cost for your files. We retained one copy of each of the affidavits for our files.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:vm
Enclosures

27158

March 24, 1958

Hagerman, Riley Creek

Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Sir:

Enclosed herewith is authorization to publish the enclosed Notice of Proof of Completion of Works and Application of Water to Beneficial Use, in duplicate, pertaining to Permit No. 27158.

Very truly yours,

Ross Leonard, Director

Enclosures

C
O
P
Y

27158

AFFIDAVIT OF PUBLICATION

State of Idaho
DEPARTMENT OF
RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42-203, IDAHO CODE.

NOTICE IS HEREBY GIVEN That on the 21st day of October, 1952, the Idaho Fish and Game Department of Boise, Idaho, made application to appropriate Forty-five (45) cubic feet per second of the waters of Riley Creek, a tributary of Snake river, for irrigation and the propagation of fish.

That the point of diversion of said water is described as being located South 58° 30' West 790 feet from the Northeast corner of Section 1, Township 8 South, Range 13 East, B.M., and in the NE¼ NE¼ of said Section 1, Township 8 South, Range 13 East, B.M.

That the point of use of said water is described as being in the NE¼ NE¼ and NW¼ NE¼ Section 1, Township 8 South, Range 13 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protests must state the name and address of the protestant, and shall clearly set forth the objections to the approval of this application.

Filed this 30th day of October, 1952.

W. R. KULP, State Reclamation Engineer.

SERVICE OF THE FOREGOING, by copy, is hereby acknowledged, this 4th day of November, 1952.

T. B. MURPHY, Director Idaho Fish and Game Dept. 1-3

STATE OF IDAHO }
COUNTY OF GOODING } ss.

I, Leland G. Burrese, do solemnly swear that I am the printer and publisher of THE GOODING LEADER, a weekly newspaper of general circulation, published once each week at Gooding, Idaho; that the notice attached hereto was

published in said newspaper three consecutive weeks, the first publication having been made on the 13th day of Nov,

1952, and the last publication having been made on the 27th day of Nov, 1952, that said notice was published in the regular and entire issue of every number of the paper during that period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in Gooding, Gooding County, Idaho, for a period of more than 78 weeks prior to the first publication of the attached notice.

Leland G. Burrese

Subscribed and sworn to before me this

3rd day of June, 1954.

Helena P. Smith
Notary Public.

27158

AFFIDAVIT OF PUBLICATION

RECEIVED
APR 2 1958

U.S. DEPARTMENT OF RECLAMATION

STATE OF IDAHO, }
COUNTY OF GOODING } SS.

**NOTICE OF PROCEEDING OF
COMPLETION OF WORKS
APPLICATION OF WATER TO
BENEFICIAL USE**
Notice is hereby given that at 9:00
a.m., on April 2, 1958, at 518 P.
State of Idaho, Notary Public,
Notary Public, admitted
of the State of Idaho, for
the diversion of water from
second of the Snake River
Creek, and of the application of
use of said water, in accordance with
the terms and conditions of Permit No.
27158 heretofore issued by the Depart-

ment of Reclamation of the State of
Idaho.

1. The name and postoffice address
of the department holding said
State of Idaho, Notary Public,
Game, 518 P., St. Boise.

2. Said works of diversion will be
fully completed on the 24th day of
such completion, and the amount of
water which said works are capable of
conveying to the place of use is 45
cubic feet per second.

3. The use to which said water has
been applied is irrigation and propa-

gation of fish purposes, and the amount
applied to beneficial use is 45 cubic
feet per second.

4. The amount of diversion of said
water is 45 cubic feet per second, Sec. 1, T. 8S., R.

5. The place where said water is
used is 13 E., Sec. 1, T. 8S., R.
13 E., E.M.

6. The date of payment which said
user is prepared to establish is October
21, 1952.

Mark R. KULP
22-25 State Reclamation Engineer

I, *Leland G. Burress*, do solemnly swear
that I am the printer and publisher of THE
GOODING LEADER, a weekly newspaper of general
circulation, published once each week at Good-
ing, Idaho; that the notice attached hereto was

published in said newspaper *Good*
consecutive weeks, the first publication having
been made on the *3rd* day of *April*,
195*8*, and the last publication having been

made on the *24th* day of *April* 195*8*,
that said notice was published in the regular
and entire issue of every number of the paper
during that period and time of publication, and
that the said notice was published in the news-
paper proper, and not in the supplement thereof.

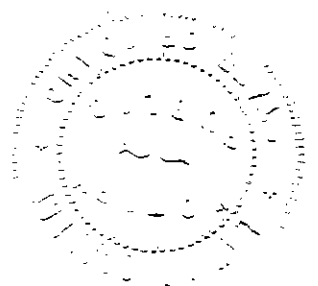
That said newspaper; has been printed and
published continuously in *Gooding, Gooding*
County, Idaho, for a period of more than 78
weeks prior to the first publication of the at-
tached notice.

Leland G. Burress

Subscribed and sworn to before me this

24 day of *April*, 195*8*.

Laonia Scanlon
Notary Public.



27158

RECEIVED
MAY 11 1958
Department of Reclamation

April 29, 1958

Hagerman Water Right
Fish Rearing Ponds

Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Sir:

Enclosed herewith are Deposition of Holder, Proof of Completion of Works, and Depositions of Witnesses pertaining to Permit No. 27158, and Deposition of Holder and Depositions of Witnesses in the matter of Proof of Application of Water to Beneficial Use, Permit No. 27158.

Very truly yours,

Ross Leonard, Director

Enclosures

C
O
P
Y

27158

STATE OF IDAHO

ROBERT E. SMYLIE
GOVERNOR

COMMISSION
GLENN STANGER IDAHO FALLS
R. J. HOLMES TWIN FALLS
RAY SIMS BONNERS FERRY
ARLIE JOHNSON BOISE
TOM FELTON MOSCOW

ROSS LEONARD
DIRECTOR

Department of Fish and Game

April 29, 1958

RECEIVED
MAY 1 1958

Hagerman Water Right
Fish Rearing Ponds
Department of Reclamation

Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Sir:

Enclosed herewith are Deposition of Holder, Proof of Completion of Works, and Depositions of Witnesses pertaining to Permit No. 27158, and Deposition of Holder and Depositions of Witnesses in the matter of Proof of Application of Water to Beneficial Use, Permit No. 27158.

Very truly yours,

Ross Leonard

Ross Leonard, Director

by THB

Enclosures

27158

PERMIT NO. 27158

RECEIVED
MAY 11 1958
Department of Reclamation

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Ross Leonard, Boise, Director of the Idaho Dept. of Fish and Game,
518 Front Street.

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

Ans. Acting for and in behalf of the State of Idaho Dept. of Fish and Game
as its Director and in compliance with State law.

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

Ans. No. 27158, ^{Priority Date} Oct. 21, 1952, 45 c.f.s. waters of Riley Creek, NE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 1, T. 8 S., R. 13 E. B.M. ¹²⁻¹³⁻⁵⁷

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

Ans. Irrigation and propagation of fish. Five acres are irrigated for lawns
around buildings and fish ponds and raceways. ^{in NE 1/4, S. 1-SS-135}

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

Ans. Yes, May 1957 in the amount of 45 c.f.s.

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

Ans. Yes. They do comply with or exceed terms of the permit.

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

Ans. Conduit is 60" in diameter rather than 42"

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

Ans. A concrete and earth diversion dam 12' high, 30' in depth, and 80' in length.
Headgate 12' high of concrete, control gate steel, 5' diameter pipe 260' in length, 400'
open ditch and raceways-concrete 30' X 600', 5 in number and 6" and 12" pipe for carriage
of irrigation waters. Cost: \$53,400.00.

(Sign here.)

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 Boise,

County of Ada, State of Idaho, on this 29th
day of April A. D. 1957.

My Commission expires June 1, 1958

Anna Masters
Notary Public.

27158 JMM

PERMIT No. 27158

RECEIVED
MAY 1 1958
Department of Reclamation

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. T.D. Biladeau, Boise, Employee of the State of Idaho, 2802 Bannock St.

Ques. 2. Are you acquainted with Ross Leonard, the

holder of Permit No. 27158 authorizing the diversion of 45 second-feet of the waters of Riley Creek, at Hagerman Valley, for irrigation and propagation of fish purposes? How long have you known him, and where does he reside?

Ans. Ten years. He resides at Boise.

Ques. 3. Have you read or heard read said Permit No. 27158, and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans. Yes. Waters are used to irrigate lawns and gardens around the buildings and ponds. Five inches per acre.

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

Ans. Yes. May, 1957.

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. Concrete and earth diversion dam. Headgate is concrete with 5-foot steel control gate. 260 feet of 5-foot conduit and 400 feet of ditch, convert and convey waters to fish pond raceways in amount of 45 c.f.s. 6" and 12" pipes convey waters to place of use for irrigation.

(Sign here.) T.D. Biladeau

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of

Ada, State of Idaho, on this 29th day of April, A. D. 1958.

My Commission expires June 1, 1958. Anna Maestro Notary Public.

27158

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

PERMIT No. 27158

RECEIVED
MAY 11 1958

Proof of Completion of Works

Department of Reclamation

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. I. E. Sies, Boise, Employee of the State of Idaho, 4317 Holmes St.

Ques. 2. Are you acquainted with..... Ross Leonard....., the

holder of Permit No. 27158.....authorizing the diversion of.....45.....second-feet of the waters
of Riley Creek....., at Hagerman Valley.
for irrigation/and propagation of fish
purposes? How long have you known him, and where does he reside?

Ans. Ten years. He resides at Boise.

Ques. 3. Have you read or heard read said Permit No. 27158....., and are you familiar with
its terms and conditions?

Ans. Yes.

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

Ans. Yes... Waters are used to irrigate lawns and gardens around the buildings
and ponds... Five inches per acre.

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

Ans. Yes... May, 1957.

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question
5, and give your estimate of their capacity on that date.

Ans. Concrete and earth diversion dam. Headgate is concrete with five-foot steel
control gate... 260 feet of 5-foot conduit and 400 feet of ditch, convert and convey
waters to fish pond raceways in amount of 45 c.f.s. 6" and 12" pipes convey waters
to place of use for irrigation.

(Sign here.)

I. E. Sies

I hereby certify that the foregoing testimony was read to the above subscriber before its signing,
that I believe him to be the person he represents himself to be, and that said testimony was subscribed
and sworn to before me, at my office in Boise....., County of

Ada....., State of Idaho, on this 29th day of
April..... A. D. 1958.

My Commission expires June 1, 1958.

Anna Masters
Notary Public.

27158

R. 13 E

Permit Map No.
As Approved DEC 13 1957
MARK R. KULP

T. 7 S
~~T. 8 S~~

Rearing Ponds

Rearing Ponds

Housing

2014

100

No. 4
1.9 acres

FOUR PR

27158

Chukar Peng

Scale: 1" = 440'

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHORECEIVED
JUL 11 1958
Department of ReclamationPERMIT NO. 27158**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. T. D. Biladeau, of legal age, Boise, employee of the State of Idaho,
2802 Bannock St.

Ques. 2. Are you acquainted with Ross Leonard, the holder of Permit No. 27158? How long have you known him and where does he reside?

Ans. 10 years. He resides at Boise

Ques. 3. Have you read or heard read said Permit No. 27158, 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. Riley Creek, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 8 S., R. 13 E.B.M.; concrete and earthfill dam, concrete headgate with 5-foot steel gate 360' - 5' pipe, 400-foot open ditch, concrete diversions to five concrete ponds or raceway 30' by 600' and two smaller pipes of 6" and 12" diameters for irrigation.

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. 45 c.f.s. and I have observed the same being conveyed.

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. Water is used for irrigation of lawns and gardens; and for propagation of game fish. Five acres are irrigated in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 8 S., R. 13 E., B.M. For improvements refer to Question 4.

27158

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

Ans. Fish propagation in the amount of 45 c.f.s.

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 soil has been reclaimed for lawns and gardens. Five inches per acre appears to be needed.

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

Ans. None

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 May of 1957 waters were diverted in the amount of 45 c.f.s. and I have observed their conveyance frequently since that date.

(Signed)

T. D. Siladeau

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 Boise

County of Ada, State of Idaho, on this 29th day of April, A. D. 19 58.

Anna Mastro

Notary Public.

My commission expires June 1, 1958

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 11 1958
Department of Reclamation

PERMIT NO. 27158

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. I. E. Sies, of legal age, Boise, Employee of the State of Idaho,
4317 Holmes St.

Ques. 2. Are you acquainted with Ross Leonard, the holder of Permit No. 27158? How long have you known him and where does he reside?

Ans. 10 years. He resides at Boise

Ques. 3. Have you read or heard read said Permit No. 27158, 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. Riley Creek, NE¹/₄NE¹/₄, Sec. 1, T. 8 S., R. 13 E.B.M.; concrete and earthfill dam, concrete headgate with 5-foot steel gate 360' - 5' pipe, 400-foot open ditch, concrete diversions to five concrete ponds or raceways 30' by 600' and two smaller pipes of 6" and 12" diameters for irrigation

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. 45 c.f.s. and I have observed the same being conveyed.

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. Water is used for irrigation of lawns and gardens; and for propagation of game fish. Five acres are irrigated in the NE¹/₄NE¹/₄, Sec. 1, T. 8 S., R. 13 E., B.M. For improvements refer to Question 4.

27158

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

Ans. Fish propagation in the amount of 45 c.f.s.

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 soil has been reclaimed for lawns and gardens. Five inches per acre appears to be needed.

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

Ans. None

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 May of 1957 waters were diverted in the amount of 45 c.f.s. and I have observed their conveyance frequently since that date.

(Signed)

Joe Liew

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 Boise, County of Ada, State of Idaho, on this 29th day of April, A. D. 19 58.

Anna Mastro

Notary Public.

My commission expires

June 1, 1958

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 1 1958
Department of Reclamation

Permit No. 27158

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Ross Leonard, Boise, Director, Idaho Department of Fish and Game, 518 Front St.

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 and in behalf of the Idaho Dept. of Fish and Game, as its Director

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

Ans. 27158, ¹²⁻¹³⁻⁵⁷ Oct 21, 1952 Priority date: Oct. 21, 1952

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

Ans. Riley Creek, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 8 S., R. 13 E.B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Diversion dam, concrete and earth. Concrete and steel headgate 12' with 5' steel gate. Will divert and convey 45 c.f.s. 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. For irrigation of lawns around hatchery buildings and ponds, and for propagation of game fish. Five acres are irrigated and are located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 8 S., R. 13 E.B.M. Lawns and gardens.

27158 *Ans*

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

Ans. Diverted to fish ponds and raceways for propagation of game fish.

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

Ans. 45 c.f.s.

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. By succeeding applicant as Director of the Idaho Dept. of Fish and Game

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

Ans. In May of 1957 by diversion through the headgate. 45 c.f.s. of the waters of Riley Creek were used beneficially.

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. Waters can also be diverted into the pond area from Tucker Springs. Permit Nos. 20188 in the amount of 64 c.f.s. and 20189 in the amount of 3 c.f.s.

(Sign)

Frank Pearson

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 Boise, County of Ada

State of Idaho, on this 29th day of April, A. D. 1958.

Anna Mustro

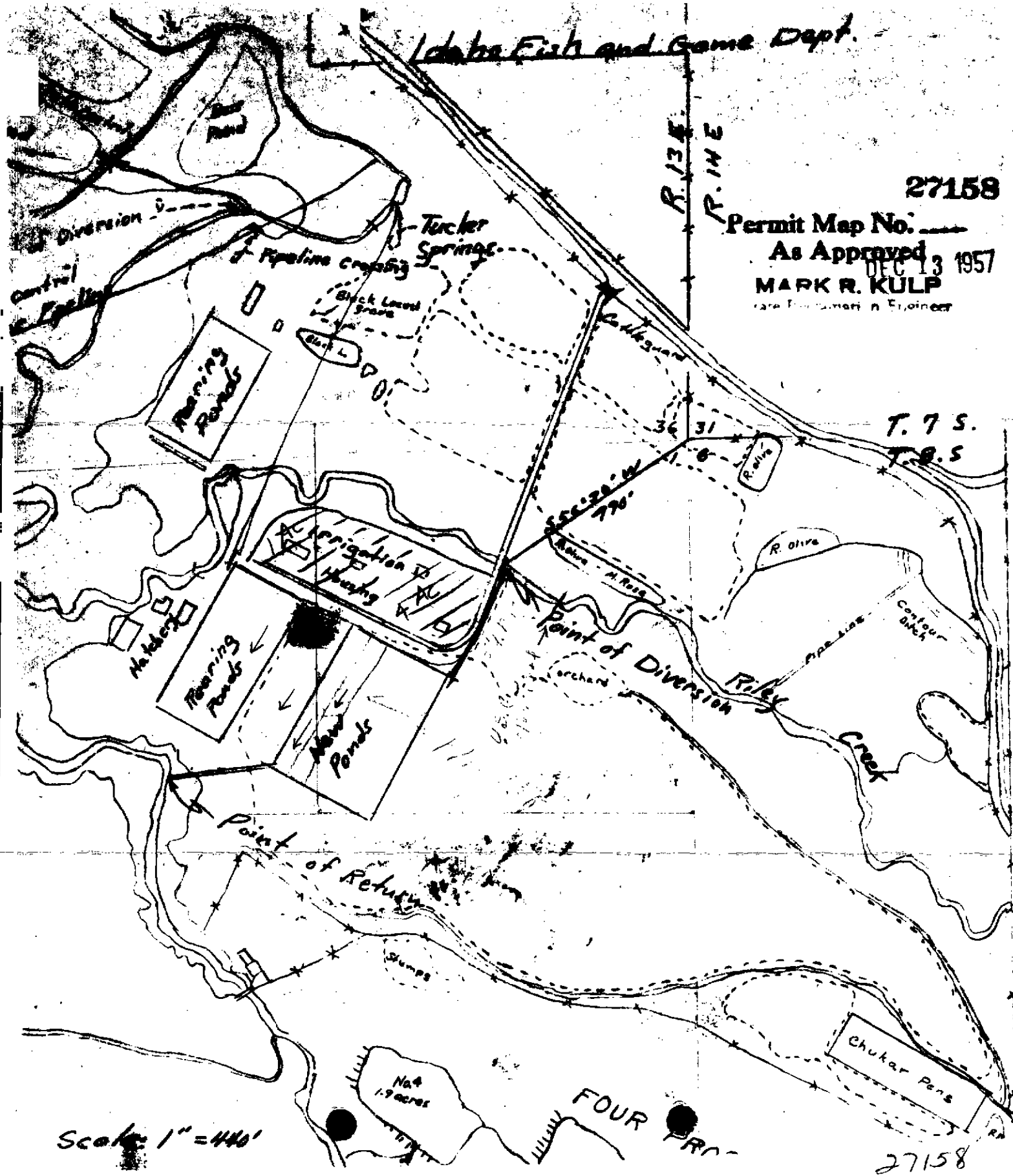
My commission expires June 1, 1958

27158

Idaho Fish and Game Dept.

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Permit Map No. _____
As Approved DEC 13 1957
MARK R. KULP
State Engineer in Charge



Scale: 1" = 440'

FOUR PRO

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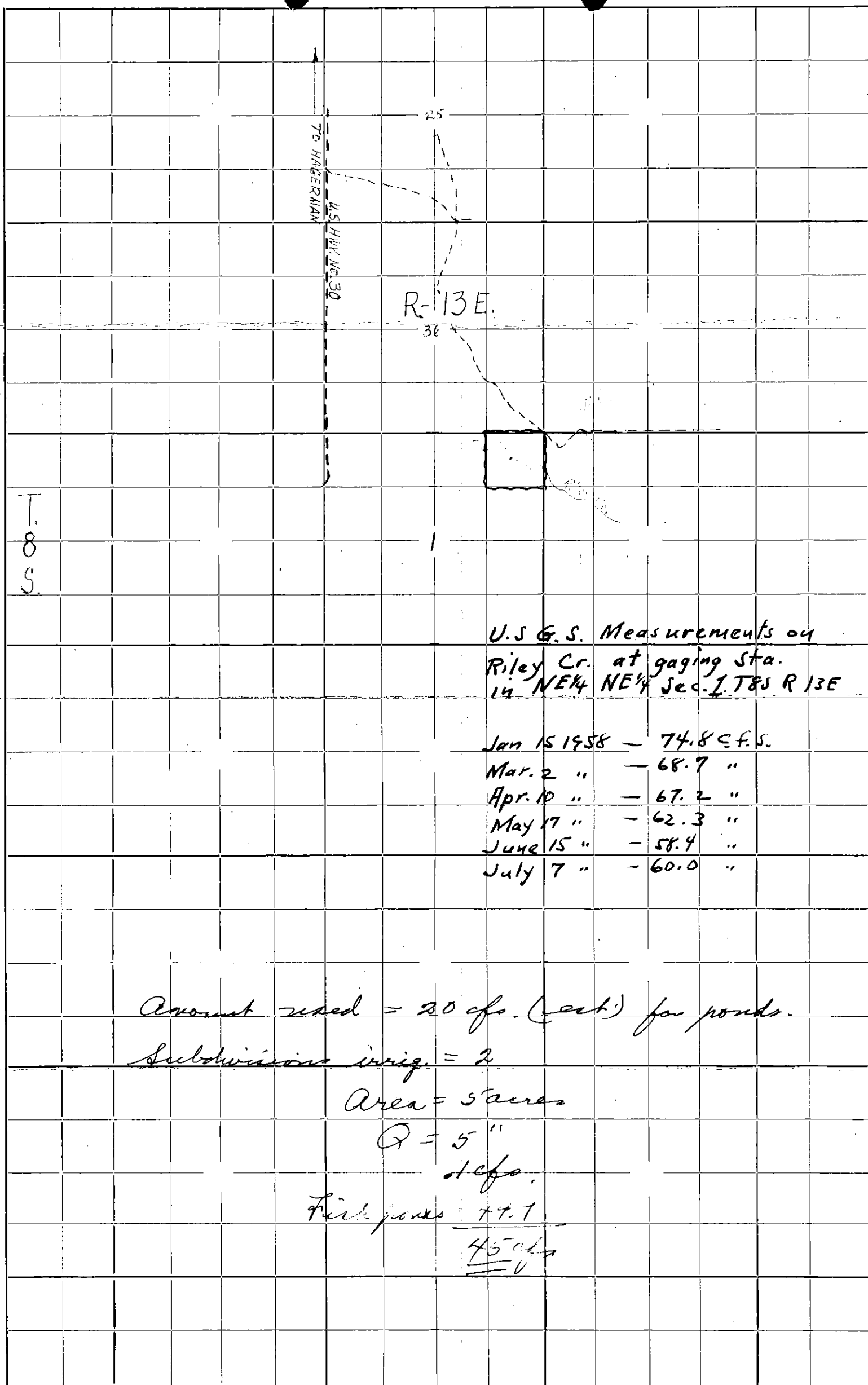
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 27158

REPORT ON PROOF OF Completion of Works & Beneficial Use

Idaho Department of Fish & Game
Ross Leonard, Director
518 Front St.,
Boise, Idaho



U.S.G.S. Measurements on
 Riley Cr. at gaging Sta.
 in NE 1/4 NE 1/4 Sec. 1, T8S R13E

Jan 15 1958	-	74.8 c.f.s.
Mar. 2 "	-	68.7 "
Apr. 10 "	-	67.2 "
May 17 "	-	62.3 "
June 15 "	-	58.4 "
July 7 "	-	60.0 "

Amount used = 20 cfs. (est.) for ponds.
 Subdivision irrig. = 2

Area = 5 acres

Q = 5 "

1 cfs.

Pick ponds 74.1
45 cfs
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STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 27158

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Idaho Fish & Game Department - Ross Leonard, Director

2. Source of water supply: Riley Creek - Tributary of Snake River

3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ & NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1

T. 8 So., R. 13 E.B.M. County of Gooding

4. Describe works as they exist, giving dimensions and capacities of same: See attached

Map. Dam & bridge combined at P.D. on Riley Creek. Concrete headring with heavy flashboards at P.D. 5' d. steel pipe to south with control gate for diversion to ponds. 12" steel pipe with control gate to west to irrig. lawns. Water is used to irrigate lawns and to supply 4- 15'x500' Fish ponds.

5. Water is used for: Irrigation and propagation of fish

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1, Twp. 8 South, Range 13 East, B. M. - 5 Acres

Water to be used for the propagation of fish will be nonconsumptive and will be returned to Riley Creek. The diversion dam and the pipe line for irrigation was completed in 1951 and has been in use for two seasons. Land irrigated is lawns around building and ponds.

There are 3 1/2 ponds 30'x600' (concrete.)

System is also connected to ponds at West for emergency use if necessary. Ponds supplied from Truckee River.

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

8. What large stream would the water here appropriated finally reach? SNAKE RIVER

Remarks: There is a restriction at head of pond in main line that prevents usage of more water.

A reexamination made Sept 30-59 shows that if all steps at head of the fish ponds were removed they could carry the water asked for.

Use is non consumptive in ponds and water flows thru to Snake River.

This examination was made on the 5 day of Aug., 1958

(Signed) E. M. Humphrey Examiner.

reexamined on Nov. 21-58

E. M. H.

reexamined on 12-1-58

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Idaho Dept. of Fish & Game
Ross Leonard, Director
518 Front St., Boise, Idaho
Permit No. 27158

Examination for Completion of Works &
Beneficial Use Proof

County Gooding

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 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.
6. Give general characteristics of soils, topography, and crops raised.

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OCT 22 1959

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NOV 25 1958

Department of Reclamation

November 13, 1959

Re: Permit No. 27158
No. 22517

Idaho Department of Fish and Game
518 Front St
Boise, Idaho

Attn: Mr. Ted Biladeau

Dear Mr. Biladeau:

We enclose Certificate of Completion of works and
License and Certificate of Water Right issued on Permit No. 27158
and License and Certificate of Water Right issued on Permit
No. 22517.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

BPH:ew

Enc. certificate (1)
licenses (2)

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