

R-14E.

Billingsley Cr.

TO HAGERMAN

Springs P.D.

19'

Domestic & Fish Propagation

Allow

5.0 cfs. or 250 inches

AFFIDAVIT OF PUBLICATION

NOTICE FOR PUBLICATION PROOF OF COMPLETION OF WORKS AND BENEFICIAL USE OF WATER

Notice is hereby given that at 2:00 P.M., on the 17th day of May 1960, at Hagerman, County of Gooding, State of Idaho, before Emerson Pugmire proof will be submitted of the completion of works for the diversion of 14.0 cubic feet per second of the waters of Un-named Springs, tributary to Billingsley Creek and Beneficial Use of the water in accordance with the terms and conditions of a certain permit heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is James N. Ellis.

2. The postoffice address of such person or principal place of business of such corporation is 1502 San Jose Dr., Boise, County of Ada, State of Idaho.

3. The number of such permit is 27848, and the date set for the completion of such work is March 24, 1960.

4. Said water is used for domestic and fish propagation purposes.

5. 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 conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 14.0 cubic feet per second.

6. The said water is available for domestic and fish propagation purposes in the E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 19, T7S, R14E BM. The point of diversion is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19, T7S, R14E BM. The date of priority which said user is prepared to establish is March 19, 1959.

Geo. N. Carter, State Reclamation Engineer 24-27

STATE OF IDAHO, }
COUNTY OF GOODING } SS.

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 *four* consecutive weeks, the first publication having been made on the *14th* day of *April*, 19*60*, and the last publication having been

made on the *5th* day of *May*, 19*60*, 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

5th day of *May*, 19*60*.

Ruth Burress

Notary Public.

27848

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 1 01960

Department of Reclamation

27848

NOTICE FOR PUBLICATION PROOF OF COMPLETION OF WORKS AND BENEFICIAL USE OF WATER

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Leland G. Burress

Subscribed and sworn to before me this

5th day of *May*, 19*60*.

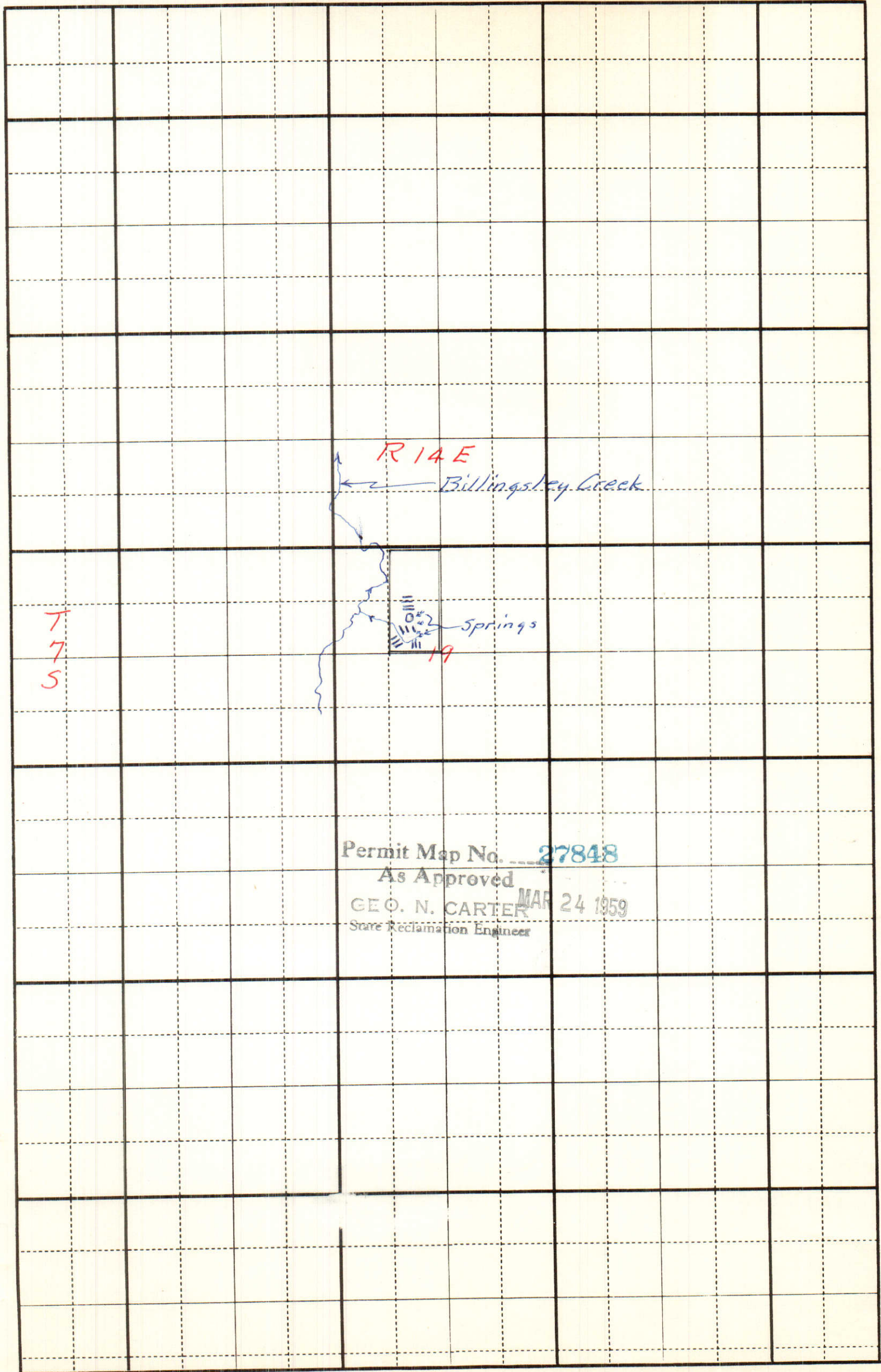
Ruth Burress

Notary Public.

27848

NAME OF APPLICANT James N. Ellis

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

27848

RECEIVED
APR 1 11960
Department of Reclamation

**NOTICE FOR PUBLICATION
PROOF OF COMPLETION OF
WORKS AND BENEFICIAL USE
OF WATER**

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Geo. N. Carter, State Reclamation Engineer

24-27

RECEIVED

MAY 7 1981

HAWLEY TROXELL ENNIS & HAWLEY
ATTORNEYS AND COUNSELORS

ROBERT I. TROXELL
JESS B. HAWLEY, JR.
PAUL B. ENNIS
JOHN T. HAWLEY
THOMAS A. MILLER
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CRAIG L. MEADOWS
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KAREN L. LANSING
EUGENE A. RITTI
RICHARD G. SMITH
JOHN F. KURTZ, JR.
P. MARK THOMPSON
LINDA L. HOLDEMAN

May 6, 1981

Department of Water Resources

ONE CAPITAL CENTER
POST OFFICE BOX 1617
BOISE, IDAHO 83701

TELEPHONE
(208) 344-6000

State of Idaho
Department of Water Resources
450 West State Street
Boise, Idaho 83720

RE: Water License Nos. 32600/36-3734,
28339/36-2414,
27848/36-2379,
17850/36-2703 and
18605/36-2048,

Claims to a Water Right Nos. 36-4011, 36-4013
and 36-4014 and Water Permit No. 36-7148,
Thousand Springs Trout Farms, Inc.

Gentlemen:

We write as attorneys for Thousand Springs Trout Farms, Inc. Our client has recently sold and subleased to Clear Springs Trout Co. real property which it owned or leased within the State of Idaho. Pursuant to the agreement between said parties, all of Thousand Springs Trout Farms, Inc.'s interest in and to the above referenced Water Licenses, Claims to a Water Right and Water Permit appurtenant to the land in question was also transferred and assigned to Clear Springs Trout Co. As collateral security for the deferred balance of the purchase price, Clear Springs Trout Co. has mortgaged to Thousand Springs Trout Farms, Inc. all of its newly acquired right, title and interest in and to the above referenced Water Licenses, Claims to a Water Right and Water Permit.

Please find the following enclosed in connection with the above referenced matter:

1. Three original Notice of Lienholder's Interest concerning Claims to a Water Right Nos. 36-4011, 36-4013 and 36-4014 and one copy thereof.
2. Executed original and one copy of the Assignment of Permit No. 36-7148 from Thousand Springs Trout Farms, Inc. to Clear Springs Trout Co.

HAWLEY TROXELL ENNIS & HAWLEY

Department of Water Resources

Page Two

May 6, 1981

3. Executed original and one copy of the Assignment of Permit No. 36-7148 from Clear Springs Trout Co. to Thousand Springs Trout Farms, Inc. as collateral security for the deferred balance of the purchase price.

4. Four copies of this letter.

I have enclosed a copy of this letter for you to place in each one of your files concerning the above referenced Water Licenses.

Please file and acknowledge the enclosed original Notice of Lienholder's Interest. Please return to our office as soon as possible the copy of the enclosed Notice of Lienholder's Interest stamped with your filing data and acknowledged by the Department of Water Resources.

Would you also file the enclosed Assignment of Permit No. 36-7148 from Thousand Springs Trout Farms, Inc. to Clear Springs Trout Co. and subsequent thereto, file the Assignment of Permit No. 36-7148 from Clear Springs Trout Co. to Thousand Springs Trout Farm, Inc. as collateral security for the deferred balance of the purchase price. Please return to our office the enclosed copy of each Assignment of Permit stamped with your filing data.

If you have any questions whatsoever concerning this matter, please give me a call. Thank you in advance for your usual time and consideration.

Very truly yours,

RICHARD F. GOODSON

RFG:pe

encls.

cc: Mr. George T. Hill
Mr. John Hepworth

State of Idaho
License and Certificate of Water Right

Water License No. 27848 Amount 5.0 c.f.s.
Water District No. Priority March 19, 1959

THIS IS TO CERTIFY that JAMES N. ELLIS
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 19, 1959; that Permit No. 27848
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.0 second feet, was issued thereunder on June 8, 1962, showing that said works
were completed on the 17 day of May, 1960; and that on the 17th
day of May, 1960,
JAMES N. ELLIS
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 unnamed springs
, a tributary of Billingsley Creek, for the purpose of domestic & fish
propagation, under Use Permit No. 27848 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
12 of Licenses at page 7287, on the 8 day of June, 1962;
The right hereby confirmed dates from March 19, 1959;
The Point of Diversion is located
in the SE 1/4 NW 1/4, Sec. 19, Tp. 7 S, R. 14 E, B. M. Gooding 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 5.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	14 E.	19	E 1/4 NW 1/4 - Fish	Propagation and domestic	

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
8th day of June, 1962.

(SEAL) s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

State of Idaho
License and Certificate of Water Right

Water License No. G-26247 Amount 0.76 c.f.s.
Water District No. Priority March 13, 1956

THIS IS TO CERTIFY that LAVERN WITHERSPOON
of Rupert, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 13, 1956; that Permit No. G-26247
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.76 second feet, was issued thereunder on June 8, 1962, showing that said works
were completed on the 11th day of February, 1961; and that on the 11th
day of February, 1961,

LAVERN WITHERSPOON
of Rupert, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-26247 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
12 of Licenses at page 7288, on the 8 day of June, 1962;
The right hereby confirmed dates from March 13, 1956;
The Point of Diversion is located Lot 4
in the -- 1/4 -- 1/4, Sec. 18, Tp. 9 S., R. 25 E., B. M. County Minidoka
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.76 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 S.	25 E.	18	SE 1/4 NW 1/4	37.9	39
			Total number of acres to be irrigated:		39

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
8th day of June, 1962.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

Application For Permit To Appropriate the Public Waters of the State of Idaho

36-2379

APPLICATION No. 35789
PERMIT No. 27848
DISTRICT No.

James N. Ellis
1502 San Jose Dr.,
Boise, Idaho

1. Name of Applicant: JAMES N. ELLIS

Postoffice address: 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: 14.0

cubic feet per second.

3. Source of water supply: Unnamed springs

which is a tributary of Billingsley Creek

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$

of section 19 , T. 7 S. , R. 14 E. , B. M., County of Gooding

5. Water is to be used for Domestic and fish propagation

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 E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section of 19 , T. 7 S. , R. 14 E. , B.M.

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

(c) Water is to be returned to Unnamed spring stream at a point feet

distant from the corner of Section , T. , R. , B.M., in the SE $\frac{1}{4}$ NW $\frac{1}{4}$
of Section 19 , T. 7 S. , R. 14 E. , B.M.

7. Estimated cost of works: \$ 10,000

8. Kind of works: pipe, ditches and ponds

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

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

11. Ditch: Width at bottom 2 to 6 feet; width at water line variable feet; depth of water .3 to 1 feet;
dimensions of flume:

Diameter of pipe 1.5 to 12 inches; length of conduit .5 miles.

Average grade per mile variable feet.

12. The time required for the completion of such work is 1 years.

13. The time required for the complete application of the water to the proposed use is 0 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:

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

/s/ James N. Ellis
Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 3:00 P. M. March 19, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 27848

Recorded in Book 98 Page 27848 Approved March 24, 1959

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 May 24, 1959 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 September 24, 1959

The whole of said work to be completed on or before March 24, 1960

Beneficial use of water appropriated in accordance herewith, to be made on or before March 24, 1960

WITNESS My hand this 24th day of March, 1959

/s/ GEO. N. CARTER
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho.

and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 24th.....

day of March, 19 59

STATE OF IDAHO

(SEAL) By /s/ ARNOLD WILLIAMS
Secretary of State.

By ROBERT E. SMYLLIE
Governor.

REMARKS:

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 $\frac{1}{4}$	
			Permit No. 27848 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that JAMES N. ELLIS, of Boise, County of Ada, and State of Idaho, the holder of Permit No. 27848, issued upon Application No. 35789, bearing date of priority of March 19, 1959, authorizing the diversion of 14.0 second feet of the waters of unnamed springs, County of Gooding, State of Idaho, for domestic and fish propagation 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 5.0 second feet of the waters of unnamed springs, tributary of Billingsley Creek; and that the point of diversion of said waters is SE$\frac{1}{4}$NW$\frac{1}{4}$, Sec. 19, T. 7 S., R. 14 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Place of use: E$\frac{1}{2}$NW$\frac{1}{4}$, Sec. 19, T. 7 S., R. 14 E., B. M. Witness my hand this 8th day of June, A. D. 1962. s/ RALPH W. THOMAS, Deputy State Reclamation Engineer Proof of Completion of Works Mde: May 17, 1960 LICENSE ISSUED FOR 5.0 SEC. FT. <i>page 7287</i>																

October 23, 1961

RE: Permit No. 27848

James N. Ellis
1502 San Jose Drive
Boise, Idaho

Dear Mr. Ellis:

Our field engineer's report on his inspection of the completion of works and application of water to beneficial use under the terms of Permit No. 27848 shows the ditch and pipes are capable of conveying 250 miner's inches, or 5.0 c.f.s. of water for domestic use and fish propagation.

Upon receipt of the statutory fees, totaling \$10.00, Certificate of Completion of Works, \$5.00, and License and Certificate of Water Right, \$5.00, we will issue the Certificate and License, confirming the right with priority of May 12, 1959 to the use of 5.0 second feet of surface water with the point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19 for domestic use and fish propagation in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19, Township 7 South, Range 14 East, B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

27848
RT

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

Permit No. 27848This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant James N. Ellis2. Source of water supply: Un-named springs3. Location of point of diversion: Is in the SE 1/4 of Section 19T. 7 S. R. 14 E. B.M. County of Gooding

4. Describe works as they exist, giving dimensions and capacities of same: water is collected from springs into an open ditch that has a Rock and Cement head wall that diverts the water into 3-12" steel Corrugated pipes that distribute the water to the various ponds and hatchery.

5. Water is used for: domestic and fish propagation6. 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):

Point of use: E 1/4 Sec. 19., Twp. 7 S., Rge. 14 E.B.M.

There are 17 ponds, 1 hatchery and residence in this 4 to 5 acre tract.

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

8. What large stream would the water here appropriated finally reach? Billingsley Creek.

Remarks: Mr. Arlie Partin's along (Operator of Hatchery for Idaho Springs Trout Co.)

Only 4 Ponds in use now. (not enough water here)

Measured by Current Meter. (Results 4.88 cfs.)

This examination was made on the 6th day of October, 19 61

(Signed)

Layne Johnson

Examiner.

27848

James N. Ellis
1502 San Jose Dr., Boise, Idaho

Permit No. 27848

Examination for Completion of Works & Beneficial Use

County Gooding

19-7S-14E,

Q 14.0 c.f.s.

S 2 Un-named springs

P.D. = SE.NW., Sec. 19, T. 7S. - R. 14E. 9M.

Use = Domestic & Fish
propagation

Filed = March 19, 1959

Due = March 24, 1960

RECEIVED
OCT 19 1961

Department of Reclamation

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.

no other rights

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 27848

REPORT ON PROOF OF Completion of Works & Beneficial Use

James N. Ellis, 1502 San Jose Dr., Boise, Idaho

10/19/61

27848

R-14E

TO HALLERMAN



Springs P.D.

19'

Domestic & Fish Propagation

Allowed

5.0 cfs or 250 inches

Notice for Publication

Proof of Completion of Works and Beneficial Use of Water

Notice is hereby given that at 2:00 P.M., on the 17th day of May

1960, at Hagerman, County of Gooding, State of Idaho,

before Emerson Paguire proof will be submitted of the completion of works

for the diversion of 14.0 cubic feet per second of the waters of Un-named Springs, tributary to

Billingsley Creek and Beneficial Use of the water in accordance with the terms and conditions of a

certain permit heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is James N. Ellis

2. The postoffice address of such person or principal place of business of such corporation is 1502 San Jose Dr., Boise, County of Ada, State of Idaho.

3. The number of such permit is 27848, and the date set for the completion of such work is March 24, 1960

4. Said water is ~~used~~ used for domestic and fish propagation purposes.

5. 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 conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 14.0 cubic feet per second.

6. The ~~water~~ said water is available ~~for~~ for domestic and fish propagation purposes in the NE 1/4 Sec. 19, T7S, R14E EM

The point of diversion is in the SE 1/4 Sec. 19, T7S, R14E EM

The date of priority which said user is prepared to establish is March 19, 1959.

GEO. N. CARTER

~~Assistant State Reclamation Engineer~~
State Reclamation Engineer

27848

AFFIDAVIT OF PUBLICATION

NOTICE OF PUBLICATION
PROCEEDINGS FOR THE
WORKS OF DIVERSION FOR
WATER FOR DOMESTIC USE

That at 2:00 p.m. on May 19, 1959, at the County of Gooding, Idaho, before me, Geo. N. Carter, State Reclamation Engineer, appeared James N. Ellis, who being duly sworn, depose and say that the water of the Snake River, a tributary of the Snake River, in accordance with the terms and conditions of a certain permit heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is James N. Ellis.
2. The postoffice address of such person or principal place of business of such corporation is 1502 San Jose Dr., Boise, County of Ada, State of Idaho.
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4. Said water is used for domestic and fish propagation purposes.
5. 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 conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 14.0 cubic feet per second.
6. The said water is available for domestic and fish propagation purposes in the E $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19, T7S, R14E BM. The point of diversion is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19, T7S, R14E BM. The date of priority which said user is prepared to establish is March 19, 1959.

Geo. N. Carter, State Reclamation Engineer 24-27

STATE OF IDAHO, }
COUNTY OF GOODING } SS.

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 *four* consecutive weeks, the first publication having been made on the *14th* day of *April*, 195*9*, and the last publication having been made on the *5th* day of *May*, 195*9*, 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 *5th* day of *May*, 195*9*.
Ruth Burress

Notary Public.

27848

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

Permit No. 27848

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

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

Ans. JAMES N. ELLIS, 1502 San Jose Drive, Boise, Idaho
Owner, trout hatchery

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. _____

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

Ans. No. 27848, March 24, 1959 March 19, 1955

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

Ans. Unnamed springs, tributary to Billingsley Creek, point of diversion in
SE 1/4 NW 1/4 Section 19, T 7 S, R 14 E, B.M., Gooding County

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. Pipe, ditches and ponds; ditch 2 to 6 feet wide at bottom, variable
width at water line; depth of water .3 to 1. feet; Diameter of pipe 1.5 to 12
inches; length of conduit .5 miles. Amount of water capable of conveying,
14.0 cubic feet per second.

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. Water to be used for fish hatchery

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. _____

27848

RT

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

Ans. For use in fish hatchery ponds

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

Ans. 14.0 cubic feet per second

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.

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

Ans. 14.0 cubic feet per second used constantly since 1946, in fish hatchery ponds.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign)

James H. Elin

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 Hagerman, County of Gooding,

State of Idaho, on this 17th day of May, A. D. 1960

Emerson Dugmire

My commission expires 12-20-60

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 27848

**Proof of Application of Water to Beneficial Use
and Completion of Works
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. John LeMoyné, age 37, farmer and mail carrier, Hagerman, Idaho

Ques. 2. Are you acquainted with James N. Ellis, the holder of Permit No. 27848? How long have you known him and where does he reside?

Ans. Yes. Since 1946. 1502 San Jose Drive, Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 27848, 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. Unnamed springs, tributary to Billingsley Creek, point of diversion in SE 1/4 NW 1/4 Section 19, T 7 S, R 14 E, B.M., Gooding County; Pipe, ditches and ponds; ditch 2 to 6 feet wide at bottom variable at water line; depth of water .3 to 1. feet; diameter of pipe 1.5 to 12 inches; length of conduit .5 miles.

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. 14.0

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 trout hatchery ponds

27848

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

Ans. For use in fish hatchery ponds

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. _____

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. Living adjacent to the project since its inception.

(Signed) *John R. L. Mayne*

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 Hagerman,
County of Gooding, State of Idaho, on this 17th day of May,
A. D. 19 60.

Emerson Eugene
Notary Public.

My commission expires 12-20-60

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 27848

**Proof of Application of Water to Beneficial Use
and Completion of Works
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. Margaret Ann LeMoyne, age 35, housewife, Hagerman, Idaho

Ques. 2. Are you acquainted with James N. Ellis, the holder of Permit No. 27848? How long have you known him and where does he reside?

Ans. Yes. Since 1946, 1502 San Jose Drive, Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 27848, 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. Unnamed springs, tributary to Billingsley Creek, point of diversion in SE 1/4 NW 1/4 Section 19, T 7 S, R 14 E, B.M., Gooding County; Pipe, ditches and ponds; ditch 2 to 6 feet wide at bottom variable at water line; depth of water .3 to 1. feet; diameter of pipe 1.5 to 12 inches; length of conduit .5 miles.

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. 14.0

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 trout hatchery ponds

27848

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

Ans. For use in fish hatchery ponds

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. _____

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. Living adjacent to the project since its inception.

(Signed)

Margaret Anne L. Mayne

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 Hagerman,

County of Gooding, State of Idaho, on this 17th day of May,

A. D. 19 60.

Emanuel D. [Signature]
Notary Public.

My commission expires 12-20-60.

June 8, 1962

Re: Permit No. 27848

James N. Ellis
1502 San Jose Drive
Boise, Idaho

Dear Mr. Ellis:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right issued on Permit No.
27848.

Also enclosed is departmental receipt 31086 in
the amount of \$10.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna E. Rule
Chief Clerk

EPR:ew

Enc. certificates (2)
receipt

27848

1419 42nd Ave. E.
Seattle 2, Washington
June 5, 1962

RECEIVED
JUN 7 1962

DEPARTMENT OF RECLAMATION
State of Idaho
Boise, Idaho

Department of Reclamation

Re:- Permit No. 27848

Gentlemen:

Enclosed is check in the amount of \$10.00 in payment of the statutory fees for Certificate of Completion of Works and License and Certificate of Water Right, under the above-captioned permit.

Yours very truly,

James N. Ellis
JAMES N. ELLIS

2 7848

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
WATER RESOURCES DIVISION

Date 12-6, 1961 **DISCHARGE MEASUREMENT NOTES**
Ellis River at Unnamed Spring *Part of 1000 Springs Tributary to Billings*

[illegible]

No. _____ of _____ Sheets. Comp. by _____ Chk. by _____

May 25, 1960

RE: Permit Nos. 27848 and 28339

Mr. James N. Ellis
1502 San Jose Drive
Boise, Idaho

Dear Mr. Ellis:

We acknowledge receipt of the Depositions of Holder and two witnesses, also affidavit of publication in The Gooding Leader, all submitted in proof of completion of works and beneficial use on Permit Nos. 27848 and 28339.

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 he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR

27848

#1-INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to
addressee

☐ Show address where
delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE *(must always be filled in)*

James N. Ellis

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

5/20/52

ADDRESS WHERE DELIVERED *(only if requested in item #1)*

CBS-16-71548-4 GPO

27848

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE



RETURN
TO

INSTRUCTIONS: Fill in items below and com-
plete #1 on other side, when applicable. Moisten
gummed ends and attach to back of article. Print
on front of article Return Receipt Requested.

REGISTERED NO.	NAME OF SENDER Department of Reclamation
CERTIFIED NO. 29331	STREET AND NO. OR P. O. BOX Room 107, State House
INSURED NO.	CITY, ZONE AND STATE Boise, Idaho

POD Form 3811 Jan. 1958

27848

27848

CSE-16-71548-4

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

May 20, 1960

Re: Permit No. 27848

To James N. Ellis
1502 San Jose Drive
Boise, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 27848
to appropriate the Public Waters of the State of Idaho, have not been complied with as to

~~Completion of work and beneficial use proofs which were due March 24, 1960~~

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 27848

is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 27848 claims the use of 14.0 cubic feet per second of the
waters of Unnamed springs tributary to Billingsley Creek with point of diversion located
SE 1/4 of Sec. 19, T. 7 S., R. 14 E., B.M., and
was approved March 24, 1959

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the

20th day of May, 1960



State Reclamation Engineer.

By _____ Assistant.

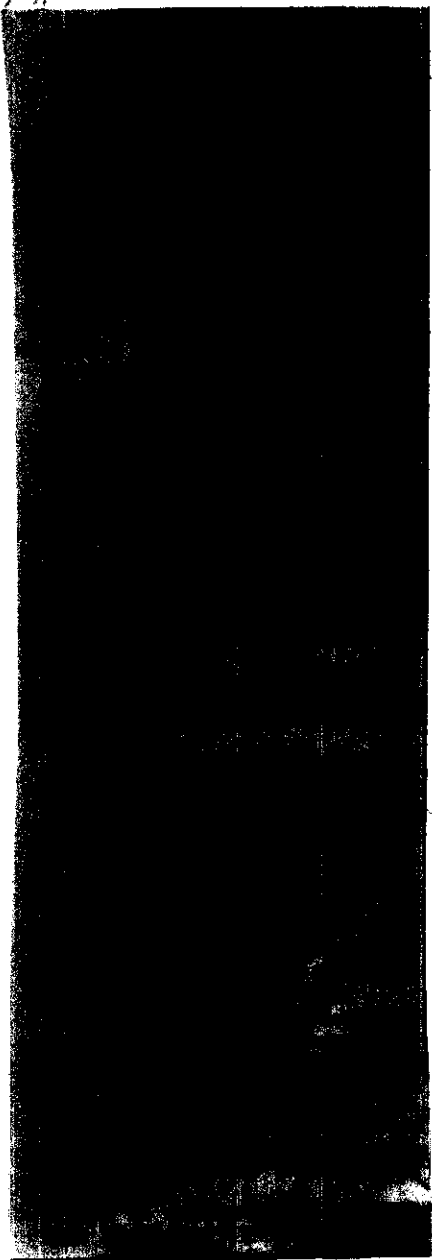
27848

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 1 01960

Department of Reclamation

27848



STATE OF IDAHO, }
COUNTY OF GOODING } SS.

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 *four* consecutive weeks, the first publication having been made on the *14th* day of *April*, 19*60*, and the last publication having been made on the *5th* day of *May*, 19*60*, 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

5th day of *May*, 19*60*.

Ruth Burress

Notary Public.

27848

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

April 6, 1960

Re: Permit No. 27848

Mr. James N. Ellis,
1502 San Jose Dr.,
Boise, Idaho.

Dear Mr. Ellis:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 27848. The proofs are to be made at 2:00 o'clock P.M., on the 17th day of May, 1960, ~~before~~ before Emerson Pugnire, Hagerman, Idaho, Notary Public.

As of this date we have mailed the Notice to the Gooding Leader with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.

EPR: ~~mak~~

cc: Notary

27848

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Feb. 5, 1960
(P. O.) 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 published in
the county in which the works are situated. Gooding

James S. Ellis

(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.

27848

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

May 20, 1960

Re: Permit No. 27848

To James N. Ellis
1502 San Jose Drive
Boise, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 27848
to appropriate the Public Waters of the State of Idaho, have not been complied with as to

Completion of works and beneficial use proofs which were due March 24, 1960

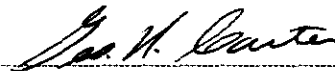
you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 27848
is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 27848 claims the use of 14.0 cubic feet per second of the
waters of Unnamed springs tributary to Billingsley Creek with point of diversion located
SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 19, T. 7 S., R. 14 E., B.M., and
was approved March 24, 1959

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the

20th day of May, 1960



State Reclamation Engineer.

By _____ Assistant.

27848

The Gooding Leader

IDAHO'S GENERAL EXCELLENCE PAPER IN 1957



LELAND G. BURRESS, EDITOR AND PUBLISHER
P. O. BOX 56 GOODING, IDAHO

May 6, 1960

RECEIVED
MAY 10 1960
Department of Reclamation

Dept. of Reclamation
George N. Carter
State Reclamation Engineer
Boise, Idaho

Dear Sirs:

Enclosed is a copy of the affidavit of publication on
the James N. Ellis, permit No. 27848 .

yours truly,

The Gooding Leader
Box 56
Gooding, Idaho

27848

The Gooding Leader

IDAHO'S GENERAL EXCELLENCE PAPER IN 1957

LELAND G. BURRESS, EDITOR AND PUBLISHER,
GOODING, IDAHO
P. O. BOX 56

April 8, 1960

RECEIVED
APR 11 1960
Department of Reclamation

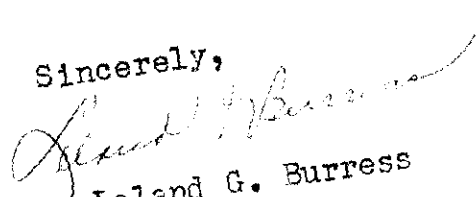
George N. Carter
State Reclamation Engineer
Statehouse
Boise, Idaho

Dear Mr. Carter:

Enclosed is proof of legal we will run in the Gooding LEADER April 14, 21, 28 and May 5, 1960 relative to Proof of Completion of Works by James N. Ellis, Permit No. 27848.

I am sorry we didn't receive the first copy of this notice. I was looking for it because Mrs. Ellis had been in the office and had alerted me that it was on its way.

Sincerely,



Leland G. Burress
Publisher
The Gooding LEADER
Gooding, Idaho

27848
OFFICIAL NEWSPAPER FOR GOODING CITY AND COUNTY · ADVERTISING · COMMERCIAL PRINTING · OFFICE SUPPLIES

April 6, 1960

Re: Permit No. 27848
James N. Ellis

PROOF OF COMPLETION OF WORKS & BENEFICIAL USE OF WATER

The first notice was made for the proofs to be made March 17, 1960. Through some inadvertence, the notice was not published.

The second notice was made for the proofs to be made April 14, 1960. Letter sent to The Gooding Leader April 4th requesting tear sheet or copy of the notice. The paper telephoned April 6th that the notice had not been made.

The third notice is to be made for the proofs to be made May 17th.

RT:pmk

27848

April 6, 1960

Re: Permit No. 27848
James W. Ellis

The Gooding Leader,
Gooding, Idaho.

Attention: Leland G. Burress

Gentlemen:

Mr. James W. Ellis requested that we write to you in regard to the new date, May 17, 1960, for making proof of completion of works and beneficial use of the water under his Permit No. 27848.

Mr. Ellis stated that he could not get to Hagerman before May 17th. He requested that you call John Lemoyne and Emerson Pagnire about that date and to make such change in the date as necessary.

Kindly notify us of any change in the date.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

RT:EPR:pmk

27848

Notice for Publication

Proof of Completion of Works and Beneficial Use of Water

Notice is hereby given that at 2:00 P. M., on the 17th day of March 1960

at Hagerman, County of Gooding, State of Idaho,

before Emerson Pugmire proof will be submitted of the completion of works

for the diversion of 11.0 cubic feet per second of the waters of Un-named Springs, tributary to
Billingsley Creek and Beneficial Use of the water

in accordance with the terms and conditions of a certain permit heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is James N. Ellis

2. The postoffice address of such person or principal place of business of such corporation is
1502 San Jose Dr., Boise, County of Ada, State of Idaho.

3. The number of such permit is 27848, and the date set for the completion of such work is
March 24, 1960

4. Said water is ~~to be~~ used for domestic and fish propagation purposes.

5. 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 conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 11.0 cubic feet per second.

6. The ~~amount of water~~ said water is available ~~for domestic and fish propagation purposes in the E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 19, T7S, R14E BM~~
for domestic and fish propagation purposes in the E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 19, T7S, R14E BM
The point of Diversion is in the SE $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 19, T7S, R14E BM

The date of priority which said user is prepared to establish is March 19, 1959.

Leo H. Carter
State Reclamation Engineer

27848

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Date: April 6, 1960

Re: Permit No. 27848
James N. Ellis

The Gooding Leader,
Gooding, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **May 17, 1960** the date set for proof; the expense of the publication is to be paid by the applicant

James N. Ellis of **1502 San Jose Dr., 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 or tear sheet of the first publication**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Encl.
EPR:pak
cc: James N. Ellis
1502 San Jose Dr.,
Boise, Idaho

27848

April 4, 1960

Re: Permit No. 27848 - James N. Ellis
Permit No. G-25624 - Joe Dille

Gooding Leader
Gooding, Idaho

Gentlemen:

We have not received a tear sheet or copy of the first publication on the above numbered permits, in the names of James N. Ellis and Joe Dille for proofing.

Will you please forward tear sheet or copy of publication to this office as soon as possible for our use.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ew

27848

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE
March 10, 1960

Re: Permit No. 27848

Mr. James N. Ellis,
1502 San Jose Dr.,
Boise, Idaho.

Dear Mr. Ellis:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 27848. The proofs are to be made at 2:00 o'clock P.M., on the 14th day of April, 1960, ~~1959~~, before Emerson Piquere, Hagerman, Idaho, Notary Public.

As of this date we have mailed the Notice to the Gooding Leader with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.

EPR:pmk

cc: Notary

27848

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

Boise, Idaho

Date: March 10, 1960

Re: Permit No. 27848
James N. Ellis

The Gooding Leader,
Gooding, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to April 14, 1960 the date set for proof; the expense of the publication is to be paid by the applicant

J a m e s N. E l l i s o f 1502 San Jose Dr., 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 or tear sheet of the first publication**

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Encl.

27848

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

RE: Permit No. 27848Date Jan. 1, 1960

James N. Ellis
3502 San Jose Dr.
Boise, Idaho

Dear Sir:

Under the terms of your Permit No. 27848 you are required to make proofs of completion of works and application of water to beneficial use on or before

~~March 24, 1960~~

We enclose Form 6 to be filled in and sworn to by you before a Notary Public, and returned to this department on or before the above date, for making proof of completion under the permit. Upon receipt of this affidavit, provided same satisfactorily shows the completion of works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated--by 40-acre legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

Also enclosed is Form 11, which is the authorization for us to have the Notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper will will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 56 (2)

Form 11 - Form 10

27848

April 6, 1959

Re: Permit No. 27848

Mr. James N. Ellis
1502 San Jose Dr.,
Boise, Idaho

Dear Mr. Ellis:

We enclose Permit No. 27848, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. 29539, which was issued covering payment in the amount of \$8.25, for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

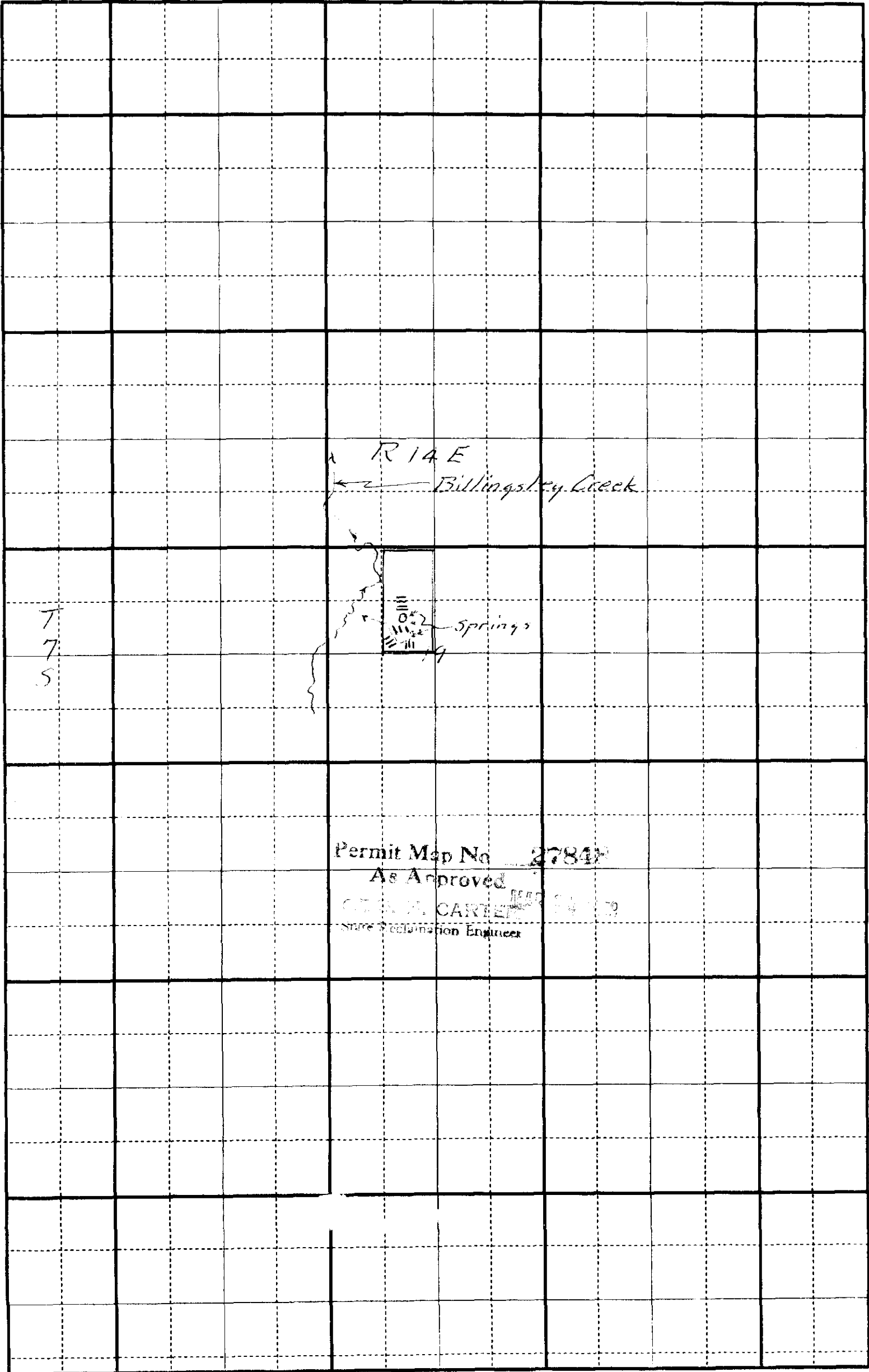
(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw
Encls. (2)

27848

NAME OF APPLICANT James N. Ellis

Form No. 0



Permit Map No. 27848
As Approved
C. W. CARTER
State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

27848

In January proper forms were completed and returned to the Department for publication. Not sent by the Department to the publisher until a month later, and then the wrong forms were sent, for another waterright.

In ~~February~~ March forms again made out and returned to the Department to be mailed for publication, but not received by publisher, who was expecting them and notified the Department they had not been received. More forms sent for publication, for completion on May 17th, completed forms herewith.

Delay in completing Proof of Use was not the fault of applicant, but of the Department.

27848

APR 7 1960
Department of Reclamation

**NOTICE FOR PUBLICATION
PROOF OF COMPLETION OF
WORKS AND BENEFICIAL USE
OF WATER**

Notice is hereby given that at 2:00 P.M., on the 17th day of May 1960, at Hagerman, County of Gooding, State of Idaho, before Emerson Pugmire proof will be submitted of the completion of works for the diversion of 14.0 cubic feet per second of the water of Engaged Springs, tributary to Boise River, and Beneficial Use of the water, in accordance with the terms and conditions of a certain permit heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is James N. Ellis.

2. The postoffice address of such person or principal place of business of such corporation is 1502 San Jose Dr., Boise, County of Ada, State of Idaho.

3. The number of such permit is 27848, and the date set for the completion of such work is March 24, 1960.

4. Said water is used for domestic and fish propagation purposes.

5. 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 conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 14.0 cubic feet per second.

6. The said water is available for domestic and fish propagation purposes in the E $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 19, T7S, R14E BM. The point of diversion is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19, T7S, R14E BM. The date of priority which said user is prepared to establish is March 19, 1959.

Geo. N. Carter, State Reclamation Engineer

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