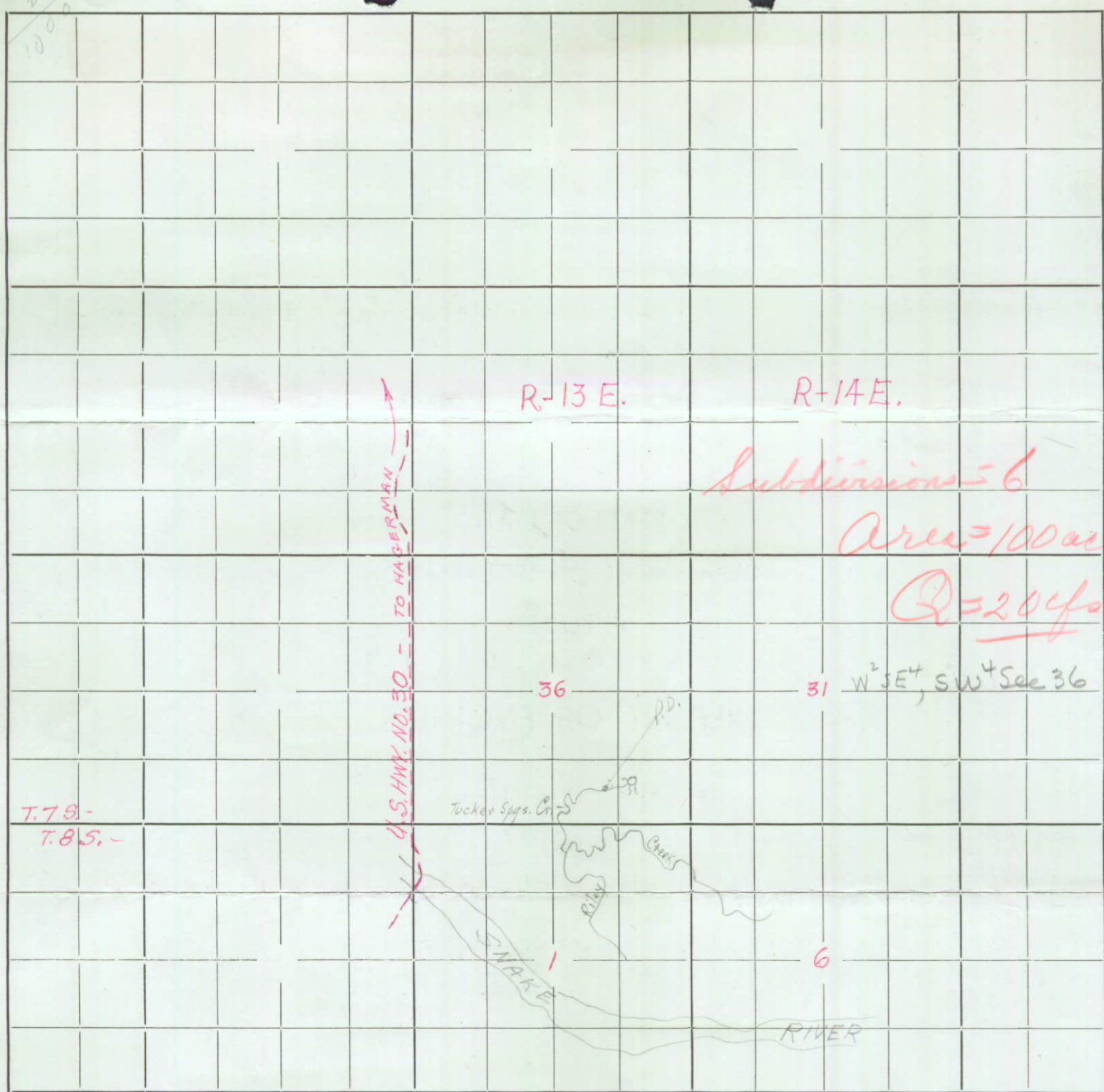


50
20
1000



No attempt was made to measure the entire flow of Tucker Springs Cr. since it was impossible to do accurately with the present facilities & Fish & Game man judged the overflow (that going into pond 1 & 2) was the stream referred to in the report.

U.S.G.S. measurements - None
Stream measured about 100' below diversion structure at Tucker Springs with current meter #.15468 on Aug. 5, 1958
Flow = 6.93 c.f.s.
Such amount is the excess of 65 c.f.s being used from this source on Idaho State Fish Rearing ponds. This excess goes to maintain swamp or marsh lands.

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

Permit No. 22517

Examination for..... Beneficial Use

County..... Gooding

36-75-13E,

Q2 20.0 c.f.s.

S. Tucker Springs Co.

P.D. = SW, SE, Sec. 36, T. 75, -R. 13E

Use = Propagation of Fish
 & Wild Life.

Filed = Dec. 12, 1951

Due = Dec. 18, 1953

Chy = 1-18-54

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.

Tucker Spg Cr. completely blocked - approx 4' fr. westward

Very approx 1/4 mi

Embankment & roadway 4' 1/2 x 12' w.

Return in approx 100 yds

Structure approx. same as others

R-13E.

R-14E.

Bridge over canal

7' w x 7' x 12' long. no I beam
Stopper board 2' x 6' w x 7' l.

Tucker Cr. Bridge 7' w x 7' 1/2 x 8' l

I beam
in middle 3' x 10' x 4' stopper board

Stream 26" deep 7' w x
est 40 cfs.

TO HAGERMAN
U.S. HWY NO. 30

T.
7
S.

35

36

31

T.
8
S.

1

6

Ponds lay in 1/4 - 40 acre subdivision
Allow 20 cfs.

AFFIDAVIT OF PUBLICATION

RECEIVED
APR 28 1958

Department of Reclamation

LEGAL DEPARTMENT

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

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 application to beneficial use of 20 cubic feet per second of the waters of Tucker Springs Creek in accordance with the terms and conditions of Permit No. 22517 heretofore issued by the Department of Reclamation of the State of Idaho.

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

The use to which said water has been applied is propagation of fish and wildlife.

The amount applied to beneficial use is 20 c.f.s.

The place where said water is used T 7 S., R. 13 E.B.M., Sec. 35, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 36, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$.

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

The right to take water from such works is based upon Permit No. 22517.

The source of supply from which such water is diverted is Tucker Spring, in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36 Twp. 7S., Rge. 13 E.

The date of priority which said user is prepared to establish is April 23, 1956.

Mark R. KULP
State Reclamation Engineer.
22-25

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.....
consecutive weeks, the first publication having
been made on the.....day of.....,

195....., and the last publication having been

made on the.....day of....., 195.....,
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*.

Loonika Scanlon

Notary Public.



22517

AFFIDAVIT OF PUBLICATION

RECEIVED
NOV 27 1953
Department of Reclamation

NOTICE FOR PUBLICATION

Notice is hereby given that at 10 a.m., on the 14th day of December, 1953, at office of Department of Fish and Game, Boise, Idaho, County of Ada, State of Idaho, before Anne Mastro, Notary Public, proof will be submitted of the completion of works for the diversion of 20 cubic feet per second of the waters of Tucker Springs Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Reclamation Engineer of the State of Idaho.

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

State of Idaho, Department of Fish and Game, Boise, Idaho.

2. The postoffice address of such person or principal place of business of such corporation is 518 Front Street, Boise, Idaho, County of Ada, State of Idaho.

3. The number of such permit is 22517, and the date set for the completion of such work is December 18, 1953.

4. Said water is to be used for propagation of Fish and Wildlife 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 20 cubic feet per second.

6. The amount of lands for which said water is available is 200 acres, particularly described as follows: SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 36, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 35, T. 7 S., R. 13 E.B.M.

MARK R. KULP, State Reclamation Engineer.

52-3

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 *5th* day of *Nov*,

195*3*, and the last publication having been made on the *26* day of *Nov*, 195*3*, 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 *27th* day of *November*, 195*3*.

James H. Miller
Notary Public.

22517

State of Idaho

License and Certificate of Water Right

Water License No. 22517Amount 20.0 c.f.s.

Water District No. _____

Priority April 23, 1956

THIS IS TO CERTIFY that STATE OF IDAHO, Department of Fish and Game
 of Boise, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated December 12, 19 51; that Permit No. 22517
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
20 second feet, was issued thereunder on January 18, 19 54, showing that said works
 were completed on the 14 day of December, 19 53; and that on the 29
 day of April, 19 58,

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 Tucker Springs
Creek, a tributary of SNAKE RIVER, for the purpose of propagation of fish &
 wild life, under Use Permit No. 22517 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 6821, on the 13 day of November, 19 59;

The right hereby confirmed dates from April 23, 19 56;

The Point of Diversion is located

in the SW 1/4 SE 1/4, Sec. 36, Tp. 7 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 20 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.	13 E.	36	NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	- 100 acres for the propagation of fish and wild life	

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, 19 59.

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

(SEAL)

36 2159

36-2159

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 30260
PERMIT No. 22517
DISTRICT No.

1. Name of Applicant: STATE OF IDAHO, DEPARTMENT OF FISH AND GAME
Postoffice address: 518 Front St., 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) Bonds to be issued:
(d) Other resources:
2. Quantity of water claimed: Twenty (20) cubic feet per second.
3. Source of water supply: Tucker Springs Creek which is a tributary of Snake River, via Riley Creek
4. Location of point of diversion: Northwest 1700 feet distant from the Southeast corner of Section 36, T. 7 S., R. 13 E., B.M., and is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36, T. 7 S., R. 13 E., B.M., County of Gooding
5. Water is to be used for Propagation of fish and wild life
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 center of Section 36, T. 7 S., R. 13 E., B.M.
(b) Amount of power generated: H.P., under feet head.
(c) Water is to be returned to at a point feet distant from the corner of Section, T., R., B.M., in the S. 1/4 of Section 36, T. 7 S., R. 13 E., B.M.
7. Estimated cost of works: \$ 12,000.00
8. Kind of works: Diversion canal, dikes, and concrete control structures.
9. Height of dam 4 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 8 feet; width at water line 12 feet; depth of water 2 feet; dimensions of flume:
Diameter of pipe inches; length of conduit miles.
Average grade per mile feet.
12. The time required for the completion of such work is Two (2) 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 NEW INTERNATIONAL MORTGAGE BANK vs. IDAHO POWER COMPANY; Also See Permit No. 20188.

16. (a) Is reservoir to be used? None 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.

STATE OF IDAHO
DEPARTMENT OF FISH AND GAME

By R. J. Hofmann *Agent.*
Engineer

Date of first receipt at Department of Reclamation: 3:00 P. M. December 12, 1951

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 22517

Recorded in Book 80 Page 22517 Approved December 18, 1951

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 18, 1952 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 December 18, 1952.

The whole of said work to be completed on or before December 18, 1953

Beneficial use of water appropriated in accordance herewith, to be made on or before December 18, 1953

WITNESS My hand this 18th day of December, 1951

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and IRA H. MASTERS, 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 18th

day of December, 1951.
Countersigned:

Countersigned: _____
 (SEAL) _____
 By IRA H. MASTERS
Secretary of State.

— By LEN JORDAN
Governor.

REMARKS: This point of diversion is below all other diversions on Tucker Springs.

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. 22517 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that STATE FISH & GAME DEPARTMENT of Boise, County of Ada, and State of Idaho, the holder of Permit No. 22517, issued upon Application No. 30260 bearing date of priority of December 12, 1951, authorizing the diversion of Twenty (20) second feet of the waters of Tucker Springs Creek, a tributary of Snake River, via Riley Creek, County of Gooding, State of Idaho, for propogation of fish and wild life 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 Twenty (20) second feet of the waters of Tucker Springs Creek; that the point of diversion of said waters is in the SW$\frac{1}{4}$ SE$\frac{1}{4}$ Section 36, Township 7 South, Range 13 East, B.M., and that the place of use of said water is in the SE$\frac{1}{4}$ NE$\frac{1}{4}$ and E$\frac{1}{2}$ SE$\frac{1}{4}$ Section 35; SW$\frac{1}{4}$ NW$\frac{1}{4}$, SW$\frac{1}{4}$, W$\frac{1}{2}$ SE$\frac{1}{4}$ Section 36; Twp. 7 South, Range 13 East, B.M.. Witness my hand this 18th day of January, A.D. 1954. MARK R. KULP State Reclamation Engineer Proof of Completion of Works made December 14, 1953. Certificate of Completion of Works issued January 18, 1954.																
LICENSE ISSUED FOR 20.0 SEC. FT. Page 6821																			

November 13, 1959

Re: Permit 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

EPH:ew

Enc. certificate (1)
licenses (2)

22517

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 22517

STATE OF IDAHO, DEPARTMENT OF FISH AND GAME

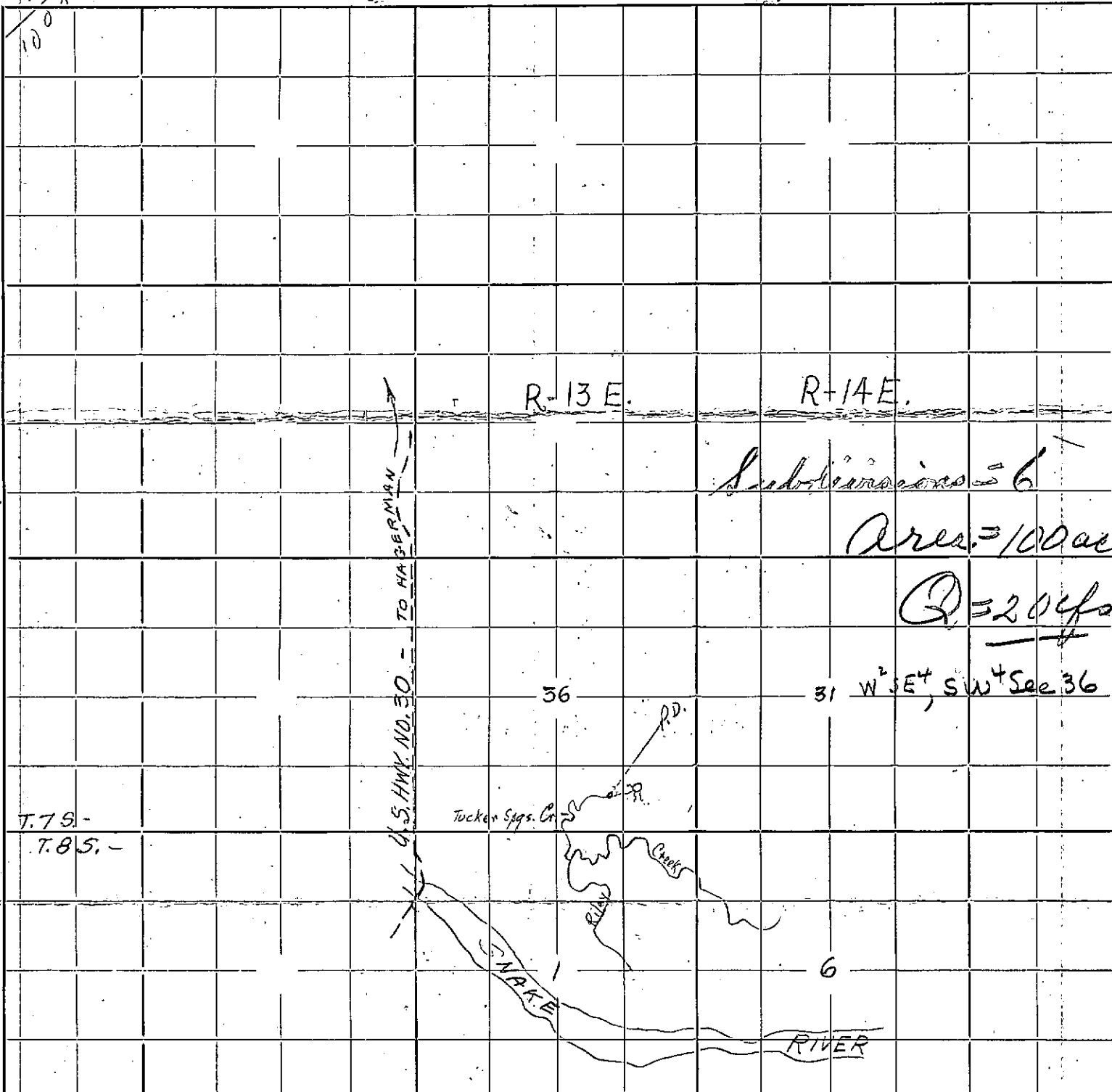
REPORT ON PROOF OF BENEFICIAL USE

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

Appl. 20. c.f.s.

C/W.. 20. c.f.s.

50
20
100



No attempt was made to measure the entire flow of Tucker Springs Cr. since it was impossible to do accurately with the present facilities. Fish & Game men judged the overflow (that going into pond 1 & 2) was the stream referred to in the report.

U.S.G.S. measurements - None
Stream measured about 100' below diversion structure at Tucker Springs with current meter #.15468 on Aug. 5, 1958
Flow = 6.93 c.f.s.
Such amount is the excess of 65 c.f.s. being used from this source on Idaho State Fish Rearing ponds. This excess goes to maintain swamp or marsh lands.

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

Permit No. 22517This proof is for Beneficial Use In Water District No. _____1. Name of applicant State of Idaho, Department of Fish & Game, 518 Front St., Boise.2. Source of water supply: Tucker Springs Creek3. Location of point of diversion: Is in the SW¹/₄ SE¹/₄ of Section 36T. 7 S. R. 13 E. County of Gooding PLW4. Describe works as they exist, giving dimensions and capacities of same: _____

_____5. Water is used for: Propogation of fish and wild life6. State whether or not water has been turned into works of diversion: _____

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):

Center of Section 36, Township 7 South, Range 13 East, B.M.Filed 12-12-51clw & BU due 12-18-53clw 12-14-53 place of use SENE, E²SE 35, SW NW, SW⁺W²SE 36 PLWAmend place of use

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

8. What large stream would the water here appropriated finally reach? Snake.Remarks: Mr. Buck Cherry and other U.S. & State of Idaho Fish & Game Dept. representatives accompanied Dept of Rec. inspectors during this examination.See E. N. Humphrey report dated Jan. 14, 1954This examination was made on the 5 day of August, 1958(Signed) J. C. Mann Examiner.E.N.H.reexamined Sept. 30-195922517

Ross Leonard, Jr.
State of Idaho, Dept. Fish & Game
518 Front St., Boise

Permit No. 22517

Examination for Beneficial Use

County Gooding
36-7S-13E

Q₂ 20.0 c.f.s.

S₂ Tucker Springs Cr.

P.D. = SW, SE, Sec. 36, T. 7S, -R. 13E

Use = Propagation of Fish
& Wild Life.

Filed = Dec. 12, 1951

Due = Dec. 18, 1953

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.

C/W = 1-18-54

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Current Meter Notes

Date 8-5-'58

Stream Overflow from Tucker Springs Cr.

Location of Station 700' below diversion works

No. and make of meter W+L E Gurley

Meter used by Derrel Stevenson

Computations by _____

Hydrographer _____

22517

	Dist. From Initial Point	Depth	Depth of Observations	Revolutions	Time in Seconds	Velocity			Area	Mean Depth	Width	Discharge	REMARKS			
						At Point	Mean in Vert.	Mean in Sec'n								
	0	0.5	30	26	30	1.49										
	1	0.7	42	20	30	1.49		1.49	0.6			0.89				
	2	0.7	42	22	30	1.63		1.56	0.7			1.07				
	3	0.7	42	23	30	1.71		1.67	0.7			1.17				
	4	0.6 1/2	4	23	30	1.71		1.71	0.67			1.14				
	5	0.6 1/2	4	21	30	1.56		1.64	0.65			1.06				
	6	0.7	42	18	30	1.34		1.45	0.67			0.97	STREAM:			
	7	0.6	36	7	30	0.53		0.94	0.65			0.61	~~6.93 CFS~~ TIME BEG. END. MEAN			
													GAGE			
													TOTAL AREA			
													MEAN VELOCITY DISCHARGE			

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 22517

REPORT ON PROOF OF Completion of Works

STATE FISH & GAME DEPARTMENT, Boise, Idaho

20 cfs
smk

app 20 cfs

Tucker Spg Cr. Co. ~~completely~~ blocked - approx 4 mi. west of

Long app. of 1/4 mi.

Embayment - roadway 4' h x 12' w.

Return in approx 100 yds

Structure approx. same as others

R-13E.

R-14E.

Bridge over canal

7' w x 7' x 12' long. no I beams
stopper beam 3" x 1' w x 75' d.

Tucker Cr. Bridge 7' w x 7' h x 8' d

I beam in middle
3" x 10' x 4' stopper boards

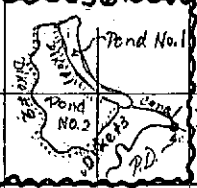
Stream 26' deep 7' w x
as 40 yds.

TO HAGERMAN

U.S. HWY. NO. 30

35

36



Tucker Spring

Creek

SNAKE

RIVER

6

Ponds lay in 1/4 - 40 acre subdivisions
Allow 20 cfs.

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

Permit No. 22517

This proof is for Completion of Works

In Water District No.

1. Name of applicant Department of Fish & Game, Boise, Idaho

2. Source of water supply: Tucker Springs Creek

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 36

T. 7 S. R. 13 E. County of Gooding

4. Describe works as they exist, giving dimensions and capacities of same: The channel of Tucker Creek has been completely dammed off by an embankment approximately 4 feet high and 12 feet wide with a road-way running on top of same. Water is diverted into a canal approximately 6 feet wide on the bottom with a grade such that the water flows quite rapidly. It crosses the spillway from the Big Bend Ditch at which point there are two concrete structures to control the water with a bridge on top of each. The size of each structure is 7 feet wide and 7 feet high. One is 8 feet long and the other is 12 feet long. Water flows through two rearing ponds and returns to Tucker Creek a short distance downstream and being approximately one quarter mile of dry channel all of which lays on the Fish and Game Refuge.

5. Water is used for: Propagation of fish and wild life

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

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):

Place of use: 200 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 36;SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 35;

Twp. 7 South, Range 13 East, B. M.

See map.

See map prepared by Bob Hoffman.

(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: This water is merely diverted through the pond in order to keep the water fresh in same. Except for transpiration and evaporation in the ponds, there is a non-consumptive use.

This examination was made on the 14th day of January, 1954.

Estimate 40 cfs flowing today.
See Jarrel Stevenson report of 8-5-58

This examination was made on the 14 day of January, 1954

(Signed) E. N. Humphrey Examiner.

22517

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 22 1959
Department of Reclamation

RECEIVED
JAN 14 1954
Department of Reclamation

State Fish & Game Department
Boise, Idaho

Permit No. 22517

Examination for Completion of Works

County Gooding

36 - 7 S. - 13 E.

Q = 20.0 c.f.s.

S = Tucker Springs Creek

P.D. = SW. SE, Sec. 36, T. 7 S., - R. 13 E.

below all other diversions

Use = Preparation of Soil
and wild life

Black Cherry

Elevated Ground

Priority = Dec. 12, 1951

Done = Dec. 18, 1953

C/w & B/u both ↑

May 2, 1958

Re: Permits No. 22516 and 22517
State of Idaho, Dept. Fish & Game

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

Dear Mr. Leonard:

This acknowledges receipt of the separate depositions of Holder and two Witnesses, and the affidavits of publication in The Gooding Leader in proof of beneficial use under Permits No. 22516 and 22517.

Before a permit can be licensed, the law requires that a field examination be made by an engineer from this department. At this time we cannot say just when these will be made but our field engineer will contact you prior to the time he is to make the inspection so that you can arrange to have someone accompany him.

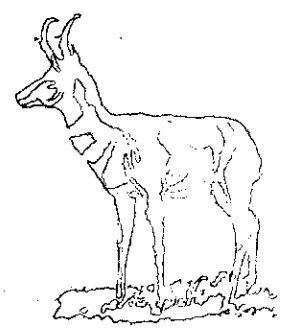
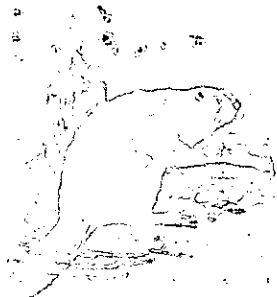
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls

22517



STATE OF IDAHO

ROBERT E. SMYLLIE
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

518 FRONT STREET BOISE, IDAHO

April 29, 1958

RECEIVED
MAY 11 1958

Department of Reclamation

Hagerman Water Right
Refuge Ponds

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

Dear Sir:

Enclosed herewith are Deposition of Holder and Depositions
of Witnesses in the matter of Proof of Application of Water to
Beneficial Use, Permit No. 22517.

Very truly yours,

Ross Leonard, Director

Enclosures

22517

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 1 1951
Department of Reclamation

Permit No. 22517

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 Street, Boise, Idaho

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. State of Idaho, Department 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. No. 22517 dated Dec. 18, 1951. Priority date Dec. 12, 1951

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

Ans. Tucker Spring; northwest 1700 feet from the southeast corner of Sec. 36
and is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T. 7 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. A diversion dam and headgate in Tucker Spring Creek, diverted waters flow via a canal into a series of ponds at different elevations and caused to divert by means of dikes and control structures. Approximately one and one-fourth miles of dikes are utilized.

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. Waters are used for propagation of fish and wildlife. Lands inundated and irrigated are: T. 7 S., R. 13 E.B.M., Sec. 35, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 36, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ W $\frac{1}{2}$ SE $\frac{1}{4}$. Improvements are comprised of control structures, canals and dikes.

Amended and not made.

22517

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

Ans. _____

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

Ans. 20 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 to Director of the Idaho Department 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. Waters were diverted into the ponds in 1952 in the amount of 20 c.f.s. by carriage in canals and there controlled by dikes and control structures. _____

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. Natural springs and seeps rising on the lands of the license area. _____

STATE OF IDAHO, Department of Fish and Game

(Sign)

Ross Leonard
Ross Leonard, Director

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

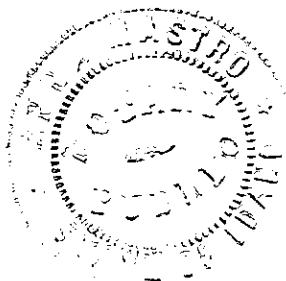
and sworn to before me, at my office in *Boise*, County of *Ada*

State of Idaho, on this *29th* day of *April*, A. D. 195*8*.

Anna Mastro

My commission expires

June 1, 1958



22517

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHORECEIVED
MAY 11 1958
Department of ReclamationPERMIT NO. 22517**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. Ivol E. Sies, of legal age, Boise, Employee of the Idaho Department of Fish and Game, 4317 Holmes St., Boise, Idaho

Ques. 2. Are you acquainted with Ross Leonard, the holder of Permit No. 22517? How long have you known him and where does he reside?

Ans. Approximately 10 years. He resides at Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 22517, 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. Tucker Springs Creek, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T. 7 S., R. 13 E., B.M. Waters are diverted at a headgate into a canal and thence to a series of ponds, controlled by control structures and dikes.

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. 20 c.f.s. which I have observed 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. Waters are used for propagation of fish and wildlife. Lands inundated and irrigated are: T. 7 S., R. 13 E.B.M., Sec. 35, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 36, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$. Improvements are comprised of control structures, canals and dikes.

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

Ans. _____

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. Ponds were made in former slough lands by construction of dikes to raise water level

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 1952 waters were observed diverted into the pond area for beneficial use in the amount of 20 c.f.s. by carriage in canals and there controlled by dike and control structures.

(Signed) *J. E. Lier*

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

Anna Maestro
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. 22517

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 Idaho Department of Fish and Game, 2802 W. Bannock Street, Boise, Idaho

Ques. 2. Are you acquainted with Ross Leonard, the holder of Permit No. 22517? How long have you known him and where does he reside?

Ans. Approximately 10 years. He resides at Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 22517, 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. Tucker Springs Creek, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T. 7 S., R. 13 E., B.M. Waters are diverted at a headgate into a canal and thence to a series of ponds, controlled by control structures and dikes.

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. 20 c.f.s. which I have observed 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. Waters are used for propagation of fish and wildlife. Lands inundated and irrigated are: T. 7 S., R. 13 E.B.M., Sec. 35, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 36, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$. Improvements are comprised of control structures, canals and dikes.

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

Ans. _____

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. Ponds were made in former slough lands by construction of dikes to raise water level.

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.

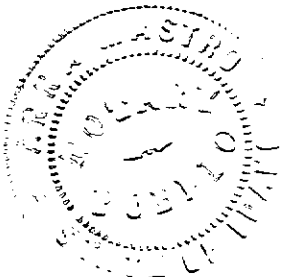
Ans. In 1952 waters were observed diverted into the pond area for beneficial use in the amount of 20 c.f.s. by carriage in canals and there controlled by dike and control structures.

(Signed) G. 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 Meston
Notary Public.

My commission expires June 1, 1958.



RECEIVED
MAY 1 1958
Department of Reclamation

April 29, 1958

Hagerman Water Right
Refuge Ponds

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

Dear Sir:

Enclosed herewith are Deposition of Holder and Depositions
of Witnesses in the matter of Proof of Application of Water to
Beneficial Use, Permit No. 22517.

Very truly yours,

Ross Leonard, Director

Enclosures

C
O
P
Y

22517

April 20, 1958

RE: Permit Nos. 22516, 22517 & 27150

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 Declaration Engineer
Ly

Roy A. Thompson
Office Manager

RWT:vm
Enclosures

22517

AFFIDAVIT OF PUBLICATION

RECEIVED
APR 28 1958
Department of Reclamation

LEGAL DEPARTMENT

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

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 application to beneficial use of 20 cubic feet per second of the waters of Tucker Springs Creek in accordance with the terms and conditions of Permit No. 22517 heretofore issued by the Department of Reclamation of the State of Idaho.

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

The use to which said water has been applied is propagation of fish and wildlife.

The amount applied to beneficial use is 20 c.f.s.

The place where said water is used T 7 S., R. 13 E.B.M., Sec. 35, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$.

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

The right to take water from such works is based upon Permit No. 22517.

The source of supply from which such water is diverted is Tucker Spring, in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36 Twp. 7S., Rge. 13 E.

The date of priority which said user is prepared to establish is April 23, 1956.

Mark R. KULP
State Reclamation Engineer.
22-25

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.....
consecutive weeks, the first publication having
been made on the.....day of.....,

195....., and the last publication having been

made on the.....day of....., 195.....,
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

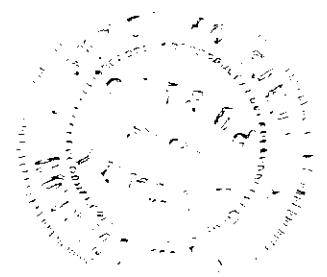
Subscribed and sworn to before me this

24 day of April, 1958.

Anna Mastro

Notary Public.

22517



April 9, 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

22517

The Gooding Leader

IDAHO'S GENERAL EXCELLENCE PAPER IN 1955

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

April 1, 1958

Idaho Dept. of Reclamation
Mrs. Edna P. Rutledge
Chief Clerk
Statehouse
Boise, Idaho

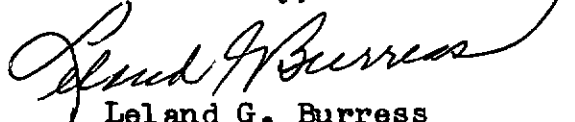
RECEIVED
APR 2 1958
Department of Reclamation

Dear Mrs. Rutledge:

I hereby acknowledge receipt of legal notices to be run April 3, 10, 17 and 24 in the Gooding LEADER. These notices are for Permit No. 22517, Permir No. 27158 and Permit No. 22516.

We will send you three proofs of publication upon completion.

Sincerely,



Leland G. Burress
Publisher
The Gooding LEADER
Gooding, Idaho

R2517

March 31, 1958

RE: Permit Nos. 22516 - Bickel Springs
22517 - Tucker Springs
20852 - a well

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

Dear Sir:

This acknowledges receipt of a Notice of proof Application of Water to Beneficial Use under the above captioned Permits, all 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 Gooding Leader - Permit Nos. 22516 & 22517 and to

The Rigby Star - Permit No. 20852

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 your Department.

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,

MARK R. KILP
State Reclamation Engineer
By

Edna . Rutledge (Mrs.)
Chief Clerk

R:va
Encl.

22517

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. 22517
Hagerman- Tucker Springs
Dept. Fish & Game

First publication April 3rd.
Date: March 31, 1958

The Gooding Leader
Gooding, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **April 29, 1958** the date set for proof; the expense of the publication is to be paid by the applicant, State of Idaho, Department of Fish & ^{Game} 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. Tutledge (Mrs.)
Chief Clerk

22517
R: vm
Encl. 1

P.S. The Department of Fish & Game requests that 3 copies of the Affidavit of Publication be mailed to them. Thanks.

ack. rec'd 4/2/58

STATE OF IDAHO

ROBERT E. SMYLIE
GOVERNOR

ROSS LEONARD
DIRECTOR

COMMISSION

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

Department of Fish and Game
510 FRONT STREET BOISE, IDAHO

March 24, 1958

RECEIVED
MAR 25 1958

Department of Reclamation

Hagerman, Tucker Springs

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

Dear Sir:

Enclosed herewith is authorization to publish the enclosed Notice of proof of Application of Water to Beneficial Use, in duplicate, pertaining to Permit No. 22517.

Very truly yours,

Ross Leonard
Ross Leonard, Director

Enclosures

22517

March 24, 1958

Hagerman, Tucker Springs

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

Dear Sir:

Enclosed herewith is authorization to publish the enclosed Notice of proof of Application of Water to Beneficial Use, in duplicate, pertaining to Permit No. 22517.

Very truly yours,

Ross Leonard, Director

Enclosures

22517

C
O
P
Y

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED
MAY 23 1958
Department of Reclamation

(Date) March 24, 1958
(P. O.) 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

The Gooding Leader of Gooding, Idaho published in
the county in which the works are situated.

Gooding Co. ✓

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.

22517

RECEIVED
MAR 25 1958

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

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
application to beneficial use of 20 cubic feet per second of the waters of Tucker Springs
Creek in SW¹/₄ SE¹/₄, Sec. 36, T. 7 S. - R. 13 E. B.M.
in accordance with the terms and conditions of Permit No. 22517
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the ~~person~~ ^{department} holding said permit are
The State of Idaho, Department of Fish and Game, 518 Front Stree, Boise, Idaho

The use to which said water has been applied is propagation of fish and wildlife

The amount applied to beneficial use is 20 c.f.s.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)
T. 7 S., R. 13 E. B.M., Sec. 35, E¹/₂ NE¹/₄, NE¹/₄ SE¹/₄; Sec. 36, SW¹/₄ NW¹/₄, SW¹/₄, W¹/₂ SE¹/₄

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

The right to take water from such works is based upon Permit No. 22517

The source of supply from which such water is diverted is Tucker Spring, in the SW¹/₄ SE¹/₄, Sec. 36
Twp. 7 S., Rge. 13 E.

The date of priority which said user is prepared to establish is Dec. 18, 1951 ¹²
April 23, 1956 ²²⁰⁰

MARK R. KULP
State Reclamation Engineer.

22517

RMP

✓
January 18, 1954

RE: Permit No. 22517

State Fish & Game Department
BUILDING

Gentlemen:

We enclose Certificate of Completion of Works issued on Permit No. 22517 for the diversion of Twenty second feet of water from Tucker Springs Creek with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36, Township 7 South, Range 13 East, B.M., for propagation of fish and wild life.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
Enc.

22517

December 16, 1953

RE: Permit No. 22517

Department of Fish & Game
BUILDING

ATT: Mr. T. D. Biladeau

Dear Mr. Biladeau:

We acknowledge receipt of your letter of December 14th enclosing depositions of the holder and two witnesses in proof of Completion of Works on Permit No. 22517.

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 say just when this examination will be made, but our field engineer will try and contact someone on the premises at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re

22517

DEPARTMENT OF FISH & GAME

STATE OF IDAHO

BOISE, IDAHO

518 Front Street
December 14, 1953

RECEIVED
DEC 15 1953
Department of Reclamation

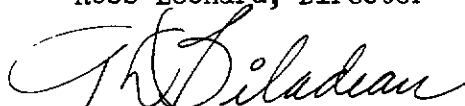
Mr. Mark Kulp, Reclamation Engineer
State House
B U I L D I N G

Dear Sir:

Enclosed herewith are deposition of Holder and of two witnesses
pertaining to Permit No. 22517, proof of completion of works.

Very truly yours,

IDAHO FISH AND GAME DEPARTMENT
Ross Leonard, Director


T. D. Biladeau
Lands

TDB:dy

22517

PERMIT NO. 22517

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 Fish and Game Department
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 Idaho Fish and Game Department as its
Director

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion. No. 22517 dated December 18, 1951, 20 c.f.s., Tucker

Ans. Spring Creek, Point of diversion is North west 1700 feet distance from the South east corner Sec. 36, T. 7 S., R. 13 E.B.M. and is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 36.

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. Water is to be used for propagation of fish and wildlife

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. Water has been turned into the works of diversion since April 15, 1953, to the extent of 20 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. Works are completed and comply with the 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.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same. 400' of Diversion Canal 8' wide at bottom 12' at water line of 2' depth.

Ans. One concrete bypass and diversion structure 8' and 6' wide respective 6' high. One concrete bridge control structure 6' high 8' wide, 2 concrete bridge control structures 6' high 6' wide, 3 concrete headgate wings for steel gates 24" culverts 16' long attached. 1 $\frac{1}{4}$ mile of dike avg. 8' high 8' wide at crest, slope 1 to 1. Costs of Works \$30,000.00

(Sign here.)

Ross Leonard, Director

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 14th
day of December A. D. 1953

My Commission expires June 1, 1954

Anna Mastro
Notary Public.

22517

Permit No. 22517

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. Ivol Sies, Boise, employee of Fish and Game Department of Boise.

Ques. 2. Are you acquainted with Ross Leonard, Acting for the State of Idaho the holder of Permit No. 22517, authorizing the diversion of 20 second-feet of the waters of Tucker Springs Creek, at Hagerman for propagation of fish and Wildlife purposes? How long have you known him, and where does he reside?

Ans. 6 months. He resides at Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 22517, 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.

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?

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. 400' of diversion canal, 1 concrete bypass and diversion structure, 6 control structures, and 1 1/4 mile of dike. The structures control approximately 700 acre feet of water.

(Sign here.)

Ivol 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 14th day of December, A. D. 1953.

Notary Public, Boise, Idaho
Commission expires June 1, 1954

22517

Permit No. 22517

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. T. D. Biladeau, Boise, employee of Fish and Game Department of Boise.

Ques. 2. Are you acquainted with Ross Leonard, Acting for the State of Idaho, the holder of Permit No. 22517, authorizing the diversion of 20 second-feet of the waters of Tucker Springs Creek, at Hagerman for propagation of fish and wildlife purposes? How long have you known him, and where does he reside?

Ans. 4 years. He resides at Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 22517, 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.

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?

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. 400' of diversion canal, 1 concrete bypass and diversion structure, 6 control structures, 1 1/4 mile of dike. The structures control approximately 700 acre feet of water.

(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 14th day of December, A. D. 1953.

Notary Public, Boise, Idaho

Commission expires June 1, 1954

November 28, 1953

RE: Permit No. 22517

Gooding Leader
Gooding
Idaho

Gentlemen:

We acknowledge receipt of your affidavit of publication in connection with Permit No. 22517 together with triplicate statements for the \$14.70 publication costs.

If you will refer to our letter of October 31, 1953, sending this notice, you will see that the cost is to be paid by the State Fish and Game Department and we will therefore transmit the statement to them.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

cc: State Fish and Game Department.

22517

AFFIDAVIT OF PUBLICATION

NOTICE FOR PUBLICATION

Notice is hereby given that at 10 a.m. on the 14th day of December, 1953, at Office of Department of Fish and Game, Boise, Idaho, County of Ada, State of Idaho, before Anne Mastro, Notary Public, proof will be submitted of the completion of works for the diversion of 20 cubic feet per second of the waters of Tucker Springs Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Reclamation Engineer of the State of Idaho.

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

State of Idaho, Department of Fish and Game, Boise, Idaho.

2. The postoffice address of such person or principal place of business of such corporation is 518 Front Street, Boise, Idaho, County of Ada, State of Idaho.

3. The number of such permit is 22517, and the date set for the completion of such work is December 18, 1953.

4. Said water is to be used for propagation of Fish and Wildlife 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 20 cubic feet per second.

6. The amount of lands for which said water is available is 200 acres, particularly described as follows: SW 1/4 NW 1/4, SW 1/4, W 1/2 SE 1/4, Sec 36, SE 1/4 NE 1/4, E 1/2 SE 1/4, Sec 35, T. 7 S., R. 13 E., B.M. 27 ft. MARK R. KULP, State Reclamation Engineer.

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 *5th* day of *Nov*,

195*2*, and the last publication having been made on the *26* day of *Nov*, 195*3*, 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 *27th* day of *November*, 195*3*.

James H. Miller
Notary Public.

22517

November 2, 1953

RE: Permit No. 22517

Idaho Fish and Game Department
518 Front Street
Boise, Idaho

ATT: Mr. T. D. Biladeau

Dear Mr. Biladeau:

In accordance with your letter of October 28, 1953, we have sent to the Gooding Leader notice of completion of works proof to be made on Permit No. 22517 on December 14, 1953, with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

We enclose the necessary forms of deposition to be used in making this proof consisting of one for the permit holder and one for each of two disinterested witnesses.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

22517

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 22517

Date: October 31, 1953

Gooding Leader

Gooding, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **December 14, 1953** the date set for proof, the expense of the publication to be paid by the applicant, **State Fish & Game Dept.** of **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, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

22517

Notice for Publication

Notice is hereby given that at 10:00 A.M., on the 11th day of December
Office of Department of
 19 53, at Fish & Game, Boise, Idaho County of ADA, State of Idaho,
 before Anne Mastro, Notary Public, proof will be submitted of the completion of works
 for the diversion of 20 cubic feet per second of the waters of Tucker Springs Creek

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

1. The name of the person or corporation holding said permit is State of Idaho, Department of
Fish and Game, Boise, Idaho.
2. The postoffice address of such person or principal place of business of such corporation is 518 Front Street
Boise, Idaho, County of Ada, State of Idaho.
3. The number of such permit is 22517, and the date set for the completion of such work is
December 18, 1953
4. Said water is to be used for Propagation of Fish and Wildlife 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 20 cubic feet per second.
6. The amount of lands for which said water is available is 200 acres, particularly described as follows:
SW 1/4, NW 1/4, SE 1/4, Sec. 36, NE 1/4, E 1/2, Sec. 35, T. 7 S., R. 13 E.B.M.

MARK R. KULP

Commissioner of Reclamation
 State Reclamation Engineer

DEPARTMENT OF FISH & GAME

STATE OF IDAHO

BOISE, IDAHO

518 Front Street
October 28, 1953

RECEIVED
OCT 28 1953
Department of Reclamation

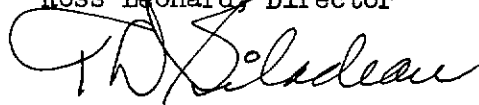
Mr. Mark Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

Enclosed herewith is notice of publication for
completion of works pertaining to Permit #22157.22517

Very truly yours,

IDAHO FISH AND GAME DEPARTMENT
Ross Leonard, Director



T. D. Biladeau
Lands

TDB:ID
Enclosure

22517

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....October 28, 1953.....

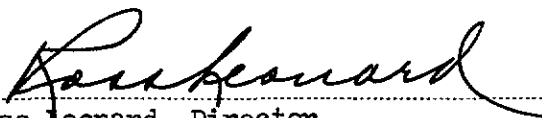
(P. O.).....Department of Fish and Game, Boise, Idaho.....

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


.....
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.

22517

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

October 1, 1953

Department of Fish & Game
BUILDING

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

Dear Sir:—

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. 22517.

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before December 18, 1953. Upon receipt of the blank properly filled out, notice of publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a notary public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the water for which application is made, as it only confirms the completion of the works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

22517

December 19, 1951

RE: Permits Nos. 22516 and 22517

Fish and Game Department
518 Front Street
Boise, Idaho

Gentlemen:

We enclose Permits Nos. 22516 and 22517 and
direct 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

Chief Clerk

A:fg
Enc.

22517