

M. M. Hintze
Mackay, Idaho

Permit No. 23360

Examination for Beneficial Use

County Custer

34-7N-24E

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
JUN 23 1955

Department of Reclamation

Q = 1.4 c.f.s.

S = Big Lost River

P.D. = 3E. NW., Sec. 34, T. 7N. - R. 24E.

Also Irrigation & Drainage

Received Nov. 28, 1952
Done Dec. 8, 1953

W = 10-31-1953

Water taken fr.
Harrist Vaught canal
at Head gate

12' W x 4' h. x 10' l. approx.
heavy conc. structure
double head gates in col
4' sq. plank

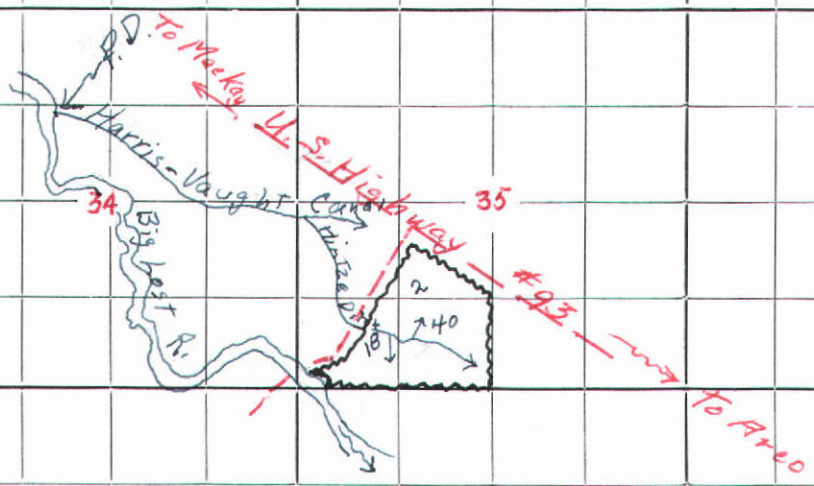
27" W x 3' h. gate fr.
canal to ditch

4' W x 12" deep

ditch 2 mi. long

R-24E.

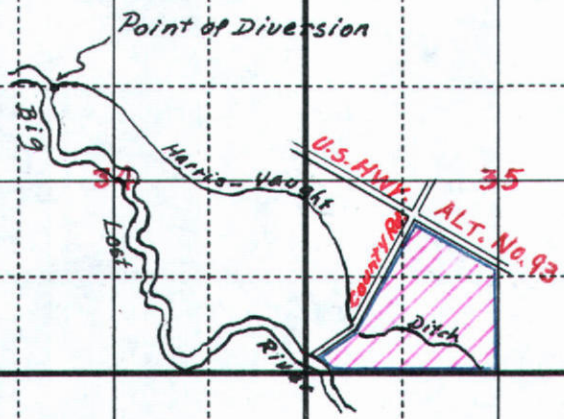
T.
7
N.



Subdivisions = Three
Area = 60 acres
Q = 60 inches

R-24 E.

T.
7
N.



Permit Map No. 28360
As Approved
DEC 8 1982
MARK R. KULP
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 23360

Amount 1.2 second feet

Water District No.

Priority November 28, 1952

THIS IS TO CERTIFY that M. M. HINTZE
of Mackay, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 28, 1952; that Permit No. 23360
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.4 second feet, was issued thereunder on October 31, 1953, showing that said works
were completed on the 23rd day of October, 1953; and that on the 8th
day of December, 1953,

M. M. HINTZE

of Mackay, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Big Lost
River, ~~located in the~~, for the purpose of irrigation and
domestic use, under Use Permit No. 23360 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
9 of Licenses at page 5517, on the 12th day of July, 1955;
The right hereby confirmed dates from November 28, 1952;

The Point of Diversion is located
in the SE 1/4 NW 1/4, Sec. 34, Tp. 7 N., R. 24 E., B. M. Custer County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.2 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 N.	24 E.	35	NE ¹ SW ¹ / ₂	13	2
			NW ¹ SW ¹ / ₂	4	--
			SW ¹ SW ¹ / ₂	13	18
			SE ¹ SW ¹ / ₂	40	40
			Number of Acres Actually Irrigated -		

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
12th day of July, 1955.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

34 23 0

3500

APPLICATION FOR PERMIT 34-2336
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 31062
PERMIT No. 23360
DISTRICT No.

1. Name of Applicant: M. M. HINTZE

Postoffice address: Mackay

County: Custer

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: 70 inches or 1.4

cubic feet per second.

3. Source of water supply: Big Lost River

which is a tributary of

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 $\frac{1}{4}$ (Harris-Vaught Ditch)

of Section 34 , T. 7 N. , R. 24 E. , B.M., County of Custer

5. Water is to be used for Irrigation and domestic purposes

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

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

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

distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ Completed

8. Kind of works: Ditch

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 feet; width at water line feet; depth of water 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 One (1) 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: Underground water right filing for 70 inches filed as of this date- Permit No. G-23359

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.

M. M. HINTZE *Applicant.*

By	Agent.
----	--------

Date of first receipt at Department of Reclamation: 3:00 P. M. November 28, 1952

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 23360

Recorded in Book 83 Page 23360 Approved December 8, 1952

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 8, 1952** and to continue diligently and uninterruptedly to completion,

One-fifth of the work above specified to be completed on or before **June 8, 1953**

The whole of said work to be completed on or before **December 8, 1953**

Beneficial use of water appropriated in accordance herewith, to be made on or before **December 8, 1953**

WITNESS My hand this 8th day of December, 1952

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 8th

day of December 19 52

STATE OF IDAHO

Countersigned:

Bv

LEN JORDAN

(SEAL)

By **IRA H. MASTERS**

Governor,

Secretary of State.

REMARKS: Supplemental to existing water filing filed as of this date on subterranean water (Permit No. G-23359)

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 $\frac{1}{4}$	
7 N.	24 E.	35									13 4 13 40								70
Permit No. 23360																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that M. M. HINTZE of Mackay, County of Custer, and State of Idaho, the holder of Permit No. issued upon application No. 31062 bearing date of priority of November 28, 1952, authorizing the diversion of 1.4 feet of the waters of Big Lost River, County of Custer, State of Idaho, for irrigation and domestic purposes, has complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intake second feet of the waters of Big Lost River; that the point of diversion of said waters is from the Harris-Vaught and in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34, Township 7 North, Range 24 East, B.M., and that the lands proposed to be irrigated by said water are described as follows, to-wit: 70 acres described by metes and bounds in the Southwest Quarter Section 34, Township 7 North, Range 24 East, B.M.																			
Witness my hand this 31st day of October, A. D. 1953.																			
MARK R. KULP State Reclamation Engineer																			
Proof of Completion of Works made October 23, 1953. Certificate of Completion of Works issued October 31, 1953.																			
LICENSE ISSUED FOR 1.2 SEC. EL P. 5517																			

✓
July 12, 1955

RE: Permit No. 23360

Mr. M. M. Hintze
Box 271
Mackay, Idaho

Dear Mr. Hintze:

We enclose License and Certificate of Water Right issued under Permit No. 23360 confirming your right to the use of 1.2 second feet of water from Big Lost River with priority of November 28, 1952 and point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34, Township 7 North, Range 24 East, B.M. for irrigation and domestic use on the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 35, same Township and Range.

We also enclose departmental receipt No. 27430 for the \$6.00 license fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
B,

Chief Clerk

A:hll
Enc.

23360



ROBERT E. SMYLLIE
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER
BOISE

June 30, 1955

RE: Permit No. 23360

Box 271

Mr. H. H. Hintze
Blackfoot
Idaho

Dear Mr. Hintze:

The report of our field engineer on examination for beneficial use on Permit No. 23360 shows that you have irrigated 60 acres in the NE-1/4 and SE-1/4 Section 35, Township 7 North, Range 24 East, P.M. from Big Lost River.

A License can, therefore, be issued for 60 inches or 1.2 second feet of water from Big Lost River upon receipt of the statutory license fee amounting to \$6.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Jeanne L. Anderson

Chief Clerk

A:R11

RECEIVED
JUL 12 1955
Department of Reclamation

23360

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

Permit No. 23360

This proof is for Beneficial Use In Water District No.

1. Name of applicant M. M. Hintze, Mackay, Idaho

2. Source of water supply: Big Lost River

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34

T. 7 N. R. 24 E. County of Custer

4. Describe works as they exist, giving dimensions and capacities of same: Water is taken from the Harris-Vaught Canal through the same heading and ditch that carries decreed water to these fields. The head gate in the Harris-Vaught Canal is 12' by 4' by 10' long of heavy concrete structure with two gates for control. Heading in the ditch is 27" wide by 3' high and the ditch is 4' wide by 12" deep. This is a high water right for these lands.

5. Water is used for: Irrigation

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

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

70 acres described by metes and bounds in the Southwest Quarter of Section 35,

Twp. 7 North, Range 24 East, R. M.

See the map

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

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

Remarks: The purpose of this filing is to obtain a legal right to flood waters in the spring of the year.

This examination was made on the 16th day of October, 19 54

(Signed) E. M. Humphrey Examiner.

M. M. Hintze
Mackay, Idaho

Permit No. 23360

Examination for Beneficial Use

County Custer

34-7N-14E

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
JUN 23 1955

Department of Reclamation

water taken in
Harris & Vaughn's area
at Headgate

12' W x 4' h x 1 1/2' l. approx

wooden structure

diverted water in canal

4' x plank

27" W x 3' h. water in

canal to ditch

4' W x 12' deep

ditch in new line

S = 1.4 a. f. s

T = Big Lost River

SE. 1/4, Sec. 34 T. 7N. - R. 24E

Point of diversion in Sec. 34

Received Nov. 22, 1952

Dec. 8, 1953

10-31-1953

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 23360

REPORT ON PROOF OF Beneficial Use

M. M. HINTZE, Mackay, Idaho

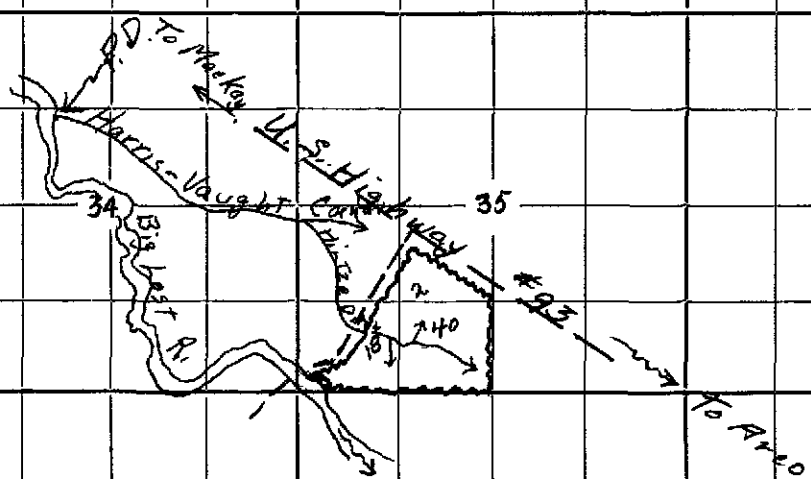
12 of 25
mms

345-14 C1-

60 10000
3-45's

R-24E.

T.
7
N.



Subdivisions = Three
Area = 60 acres
Q = 60 inches

October 5, 1954

RE: Permit No. 23360

Mr. M. M. Hintze
Mackay
Idaho

Dear Mr. Hintze:

An inspection is required by law in connection with any Permit for the use of water being brought to license in Idaho.

I hope to make inspection for your Permit No. 23360 on Saturday morning October 16. Please be prepared to accompany me on this inspection or have someone who is familiar with the works do so.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

ESHll

23360

December 18, 1953

RE: Permit No. 23360

Mr. M. M. Hintze
Mackay
Idaho

Dear Mr. Hintze:

We have placed on file the depositions of yourself and two witnesses, also affidavit of publication in the Mackay Miner, in proof of Beneficial Use on Permit No. 23360.

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,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re

23360

**NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A. M. on the 8th day of December, 1953, at Mackay, County of Custer, State of Idaho, before Don Greene, Notary Public, proof will be submitted of the application to beneficial use of 1.4 cubic feet per second of the waters of Big Lost River, in accordance with the terms and conditions of Permit No. 23360 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are M. M. Hintze, Mackay, Idaho.

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

The amount applied to beneficial use is 70 inches or 1.4 c. f. s.

The place where said water is used—70 acres described by metes and bounds in the Southwest Quarter Section 35, Twp. 1 North, Range 24 East, B. M.

The name of the canal or ditch or other works by which

water is conducted to such use is Vaught and Har-Ditch.

The right to take water from such works is based upon Permit No. 23360.

The source of supply from which such water is diverted is Big Lost River.

The date of priority which user is prepared to establish is November 28, 1952

MARK R. KULP,
State Reclamation Engineer
First Publication, Nov. 5, 1953
Last Publication, Nov. 26, 1953

Affidavit of Publication

State of Idaho }
County of Custer } ss.

I, F. A. Spraktes, Editor of THE MACKAY MINER, a weekly newspaper of General Circulation published weekly at Mackay, Idaho, continuously since February 16, 1906, do solemnly swear that a copy of the notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper and not in any supplement thereof, for four (4) consecutive weeks, commencing with the issue dated November 5, 1953, and ending with the issue dated November 26, 1953.

Subscribed and sworn to before me this 8th day
of December, 1953.

[Signature]
Notary Public

23360

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 18 1915
Department of Reclamation

Permit No. 25560

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. W. W. Hartzel, Mackay, 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.

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

Ans. # 25560 November 28, 1913

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

Ans. Big Lost River, Section 14, Township 7 North, Range 24 W. N.

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.

Ans. Main canal is Farris-Taught--diversion work was done years ago capable of taking out and diverting 400 inches of water.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation-- 70 acres described by map and bounds in the 1917 section 15, Township 7 North, Range 24, West 3. N.

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

Ans. none

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

Ans.

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. ~~is used for irrigation was used in 1952, 1953, 70 inches used.~~

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

Ans. combined the 70 inches of water in this permit ~~and~~ with some water decreed to other land ~~so as to have a large enough stream to irrigate more efficiently~~ just rotated the streams from one place to other. In the future will supplement this right with water from well.

(Sign)

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 Madras, County of Lester, State of Idaho, on this 8th day of December, A. D. 1953,

My commission expires Aug 10, 1957

23360

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. _____

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. John Powers Farmer
Mackay Idaho

Ques. 2. Are you acquainted with M M Luitze, apto, the holder of Permit No. 23360? How long have you known him and where does he reside?

Ans. yes

Ques. 3. Have you read or heard read said Permit No. 23360, 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. Big Lost River Vaught and
Harnad ditch

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Eight Second ft.

Ques. 6. State for what purpose water is used and at what place (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use

Ans. For irrigation of Cultivated land

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. One inch per acre - for character of land

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

Ans. Member of Irrigation District

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

Ans. Have been resident of Valley for 25 yrs lived neighbors to said applicant

(Signed)

John L. Powers

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 Miner Park

County of Custer, State of Idaho, on this 8th day of December, A. D. 1953

[Signature]
Notary Public.

My commission expires Aug 10, 1957

23360

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. _____

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Harrell L. Larter - 37 yrs. Station Attendant
Mackay Idaho

Ques. 2 Are you acquainted with M M Hentze, the holder of Permit No 23360? How long have you known him and where does he reside?

Ans. Yes - 30 years - Mackay Idaho.

Ques 3. Have you read or heard read said Permit No _____, 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 Big Lost River Vaughland
Harvis Ditch

Ques 5 How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans Eight Second Ft.

✓ Ques 6. State for what purpose water is used and at what place (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use

Ans. For Irrigation of Cultivated Land

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. One inch per acre - Fair Character of land

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

Ans. No

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

Ans. I am familiar with said tract of land all my life

(Signed)

Farrell L. Larter

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 March

County of Custer, State of Idaho, on this 8th day of December

A. D. 1953

J. R. Munn
Notary Public.

My commission expires Oct. 10, 1957

23360

November 6, 1953

Re: Permit No. 23360

Mackay Miner
Mackay
Idaho

Gentlemen:

We have checked the notice for beneficial use proof on Permit No. 23360 of M. M. Hintze appearing in your issue of November 5, 1953, and find one slight error.

At the very bottom, the date "1952" is repeated.

Please make this correction in your subsequent issues.

Very truly yours,

M. M. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

23360

November 3, 1953

RE: Permit No. 23360

Mr. M. M. Hintze
Box 271
Mackay, Idaho

Dear Mr. Hintze:

We enclose Certificate of Completion of Works issued on Permit No. 23360 for the diversion of 1.4 second feet of water from Big Lost River, diverted from the Harris-Vauht Ditch for irrigation and domestic use on 73 acres described by metes and bounds in the SW 1/4 Section 35, Township 7 North, Range 34 East, B.M.

We also enclose departmental receipt No. 26305 for the \$5.00 fee in connection therewith.

We have sent to the Mackay Miner notice of beneficial use proof to be made on this permit December 8, 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 the proof and at the time let you should appear before Don Greene, Notary Public, together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

23360

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 23360

Date: October 31, 1953

Mackay Miner

Mackay, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 8, 1953 the date set for proof, the expense of the publication to be paid by the applicant, M. M. Hintze of Mackay, 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. KILP

State Reclamation Engineer
By

Chief Clerk

23360

SW $\frac{1}{4}$ SW $\frac{1}{4}$, and that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying East and South of the Old Huston road as the same exists across said tract, and that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SW $\frac{1}{4}$, lying South of the State Highway through said tract and lying East of the old Huston Road, as said Highway and road now exists across, said tract, all in Section 35, Township 7 North, Range, 25, E.B.M., except the following described parcel of land, to-wit: Beginning at corner No. 1 which is the point where the west property line of the highway right-of-way intersects the south property line of the Huston Road right-of-way; thence in a southwesterly direction along said south property line of the Huston Road right-of-way a distance of 600 feet to corner No. 2; thence in a southeasterly direction on a line parallel to the West property line of the Highway right-of-way a distance of 650 feet to corner No. 3; thence in a northeasterly direction on a line parallel to the south property line of the Huston Road right-of-way a distance of 600 feet, more or less to the west property line of the Highway right-of-way, corner No. 4; thence along said west property line of the Highway right-of-way, a distance 650 feet, more or less, to the place of beginning.

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

Notice is hereby given that at 10:00 A. M. on the 9th day of December, 1953,
 at Mackay, County of Tuster, State of Idaho, before
Don Greene, Notary Public, proof will be submitted of the
 application to beneficial use of 1.4 cubic feet per second of the waters of Pia Lost River
 in accordance with the terms and conditions of Permit No. 23360
 heretofore issued by the Department of Reclamation of the State of Idaho

The name and postoffice address of the person or corporation holding said permit are M. M. Hintze,
Mackay, Idaho

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

The amount applied to beneficial use is 70 inches or 1.4 c.f.s.

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

70 acres described by metes and bounds in the Douthwest Quarter Section 35,
Twp. 7 North, Range 24 East, B.M.

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

Vaught and Harris

The right to take water from such works is based upon Permit No. 23360

The source of supply from which such water is diverted is Pia Lost River

The date of priority which said user is prepared to establish is December 5, 1953. November 28, 1952

MARK R. KULP

State Reclamation Engineer.

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Oct 21 1953

(P. O.) Mackay 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
Mackay Miner of Mackay published in
the county in which the works are situated Elmore Co.

M. M. Hartz

(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.

23514

of said tract, and that part of the NW 1/4 lying East and South of the Old Huston road as the same exists across said tract, and that part of the NE 1/4 and the NW 1/4, lying South of the State Highway through said tract and lying West of the Old Huston road, as said Highway and road now exists across, said tract, all in Section 35, Township 7 North, Range, 25, E.T.M., except the following described parcel of land, to-wit: Beginning at corner No. 1 which is the point where the west property line of the highway right-of-way intersects the south property line of the Huston Road right-of-way, the place of beginning; thence in a southwesterly direction along said south property line of the Huston Road right-of-way a distance of 600 feet to corner No. 2; thence in a southeasterly direction on a line parallel to the east property line of the Highway right-of-way a distance of 450 feet to corner No. 3; thence in a northeasterly direction on a line parallel to the south property line of the Huston Road right-of-way a distance of 600 feet, more or less, to the west property line of the Highway right-of-way, corner No. 4; thence along said west property line of the Highway right-of-way, a distance 450 feet, more or less, to the place of beginning.

Permit No. 23360STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Custer } ss.M. M. Hinkle, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 2336, and that his postoffice address is Blackfoot Box 271
State of IdahoSecond: That the name of the stream from which said water is to be diverted is Big Lost RiverThird: That the point of diversion of said water is Wright & Humes ditchFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Dec 8, 1953Fifth: That the use for which said water is intended is Irrigation

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

I. Kind of works: Completed years ago
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

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

(d) Conduit _____ width at bottom _____ feet, width at water line _____
(State whether ditch, flume or pipe)

feet, depth of water _____ feet; diameter of pipe _____ inches, average grade per mile is _____ feet. Length of conduit is _____ miles.

Seventh: That said works are capable of conducting to the place of intended use _____
8 second feet of water.Eighth: That water appropriated under said permit is available for _____
acres of land described as follows: 70 acres

Ninth: Remarks: That _____

M. M. Hinkle
(Sign Here)Subscribed and sworn to before me this 23 day of October, 1953My commission expires March 16, 1957

Notary Public.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Mr. N. M. Hintze
Blackay
Idaho

BOISE

October 1, 1953

Dear Sir:

Under the terms of your permit No. 23360 you are required to complete your diversion works and make proof of beneficial use on or before December 8, 1953.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public or Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the Completion of the Works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We also enclose blank notice for proof of application of water to beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is December 8, 1953, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

WALTER E. MILLER

State Reclamation Engineer

23360

STATE OF IOWA
DEPARTMENT OF RECLAMATION
IOWA

Permit No. 0-77450 and 17160

Date December 10, 1932

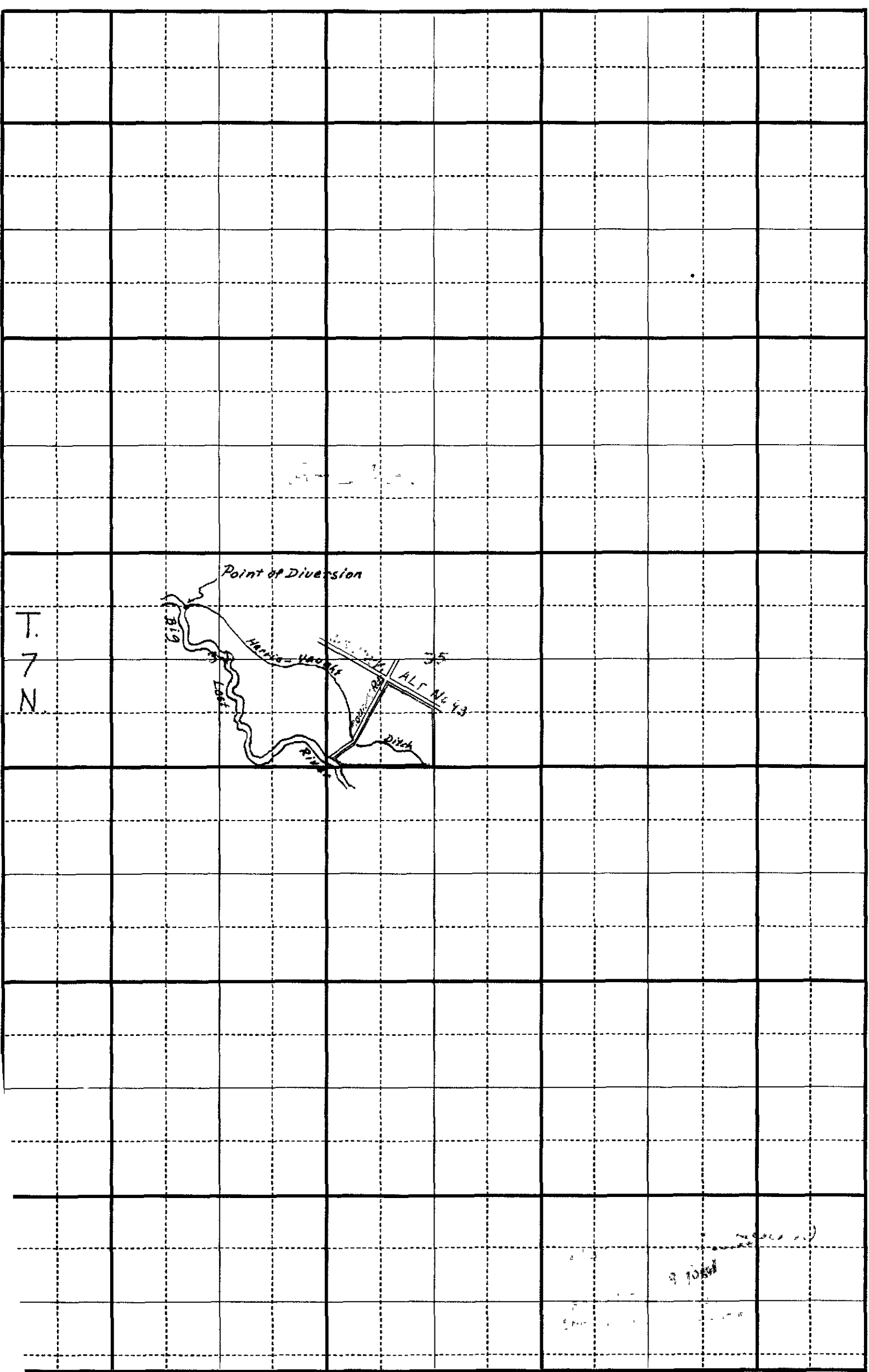
We enclose herewith the above numbered permit. The SURF AND
SLOPE LIMITATIONS AND CONDITIONS OF SALE as given under approval of the
State Reclamation Engineer, on the fourth page.

By _____
Secretary

MARK R. KULP
State Reclamation Engineer

Enc. to return receipt of \$2.40 for cost of this permit.

23340



LEGAL NOTICES

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 8th day of December, 1953, at Mackay, County of Custer, State of Idaho, before Don Greene, Notary Public, proof will be submitted of the application to beneficial use of 1.4 cubic feet per second of the waters of Big Lost River in accordance with the terms and conditions of Permit No. 23360 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are M. M. Hintze, Mackay, Idaho.

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

The amount applied to beneficial use is 70 inches or 1.4 c. f. s.

The place where said water is used—70 acres described by metes and bounds in the Southwest Quarter Section 35, Twp. 7 North, Range 24 East, B. M.

The name of the canal or ditch or other works by which

said water is conducted to such place of use is Vaught and Harris Ditch.

The right to take water from such works is based upon Permit No. 23360.

The source of supply from which such water is diverted is Big Lost River.

The date of priority which said user is prepared to establish is November 28, 1952.

1952.

MARK R. KUDD,

State Reclamation Engineer

First Publication, Nov. 5, 1953

Last Publication, Nov. 26, 1953