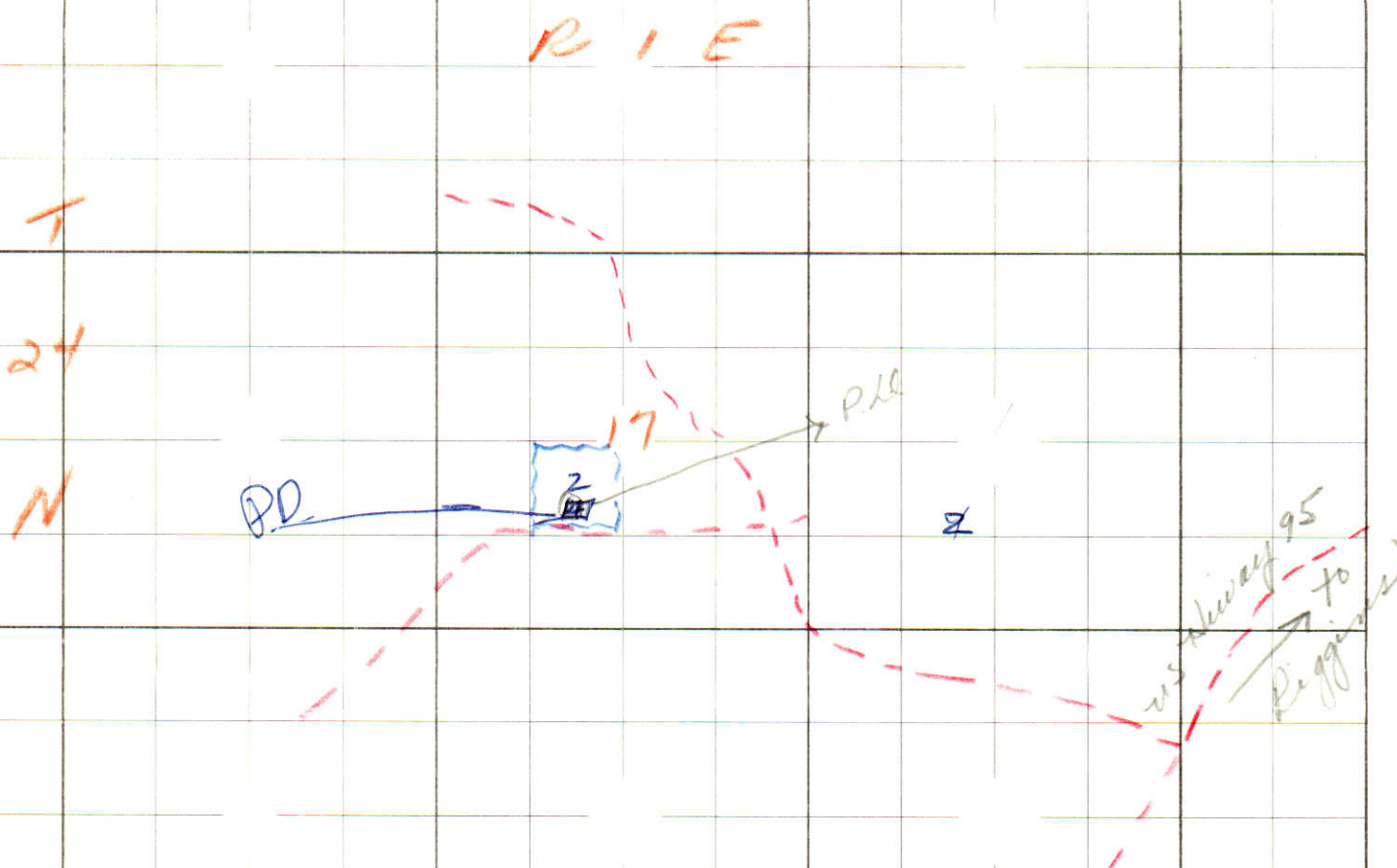




Subdivisions 1

AREA 2 acres

Q 104 cfs. or 2 inches

RECEIVED

SEP 7 1965

Department of Reclamation

AFFIDAVIT OF PUBLICATION

Gary D. Cash being first duly

sworn, says ~~she~~ is the Office Manager

of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 4 weeks, being published 4 times, the first publication being on the 5th day of August, 1965, and the last publication on the 26th day of August, 1965; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Gary D. Cash

Subscribed and sworn to before me this 26th day of August, 1965.

Richard C. Hatch, Notary Public

for State of Idaho, residing at Grangeville, Idaho.

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

NOTICE is hereby given that at 8:00 P.M., on the 2nd day of September 1965, at Riggins, County of Idaho, State of Idaho, before Walt Schleicher, Notary Public, at (address) Riggins, Idaho, proof will be submitted of the completion of works for the diversion of 0.12 cubic feet per second of the waters of Papoose Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 32408, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: N. O. Taylor, Box 846, Riggins, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 0.12 cubic feet per second.

3. The use to which said water has been applied is irrigation & stock water purposes, and the amount applied to beneficial use is 0.12 cubic feet per second.

4. The point of diversion of said water is NE 1/4 SW 1/4, Twp. 24 N. Rge. 1 E.B.M., Sec. 17.

5. The place where said water is used is same as above. Total 6 acres.

6. The date of priority which said user is prepared to establish is June 18, 1965.

CARL E. TAPPAN
A5-26 State Reclamation Engineer

32408

TWP 24 N., RANGE 1 E. B.M.

NAME OF APPLICANT

H. C. Taylor

Form No. 0

24 N.

R 1 E

17

16

NE 1/4 SW 1/4

*

Point of Intersection

Papoose Creek

Permit Map No. 32108

As Approved

CARL E. TAPPAN

State Reclamation Engineer

JUN 18 1965

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

32408

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

NOTICE is hereby given that at 8:00 P.M., on the 2nd day of September 1965, at Riggins, County of Idaho, State of Idaho, before Walt Schleicher, Notary Public, at (address) Riggins, Idaho, proof will be submitted of the completion of works for the diversion of 0.12 cubic feet per second of the waters of Papoose Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 32408, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: N. O. Taylor, Box 846, Riggins, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 0.12 cubic feet per second.

3. The use to which said water has been applied is irrigation & stock water purposes, and the amount applied to beneficial use is 0.12 cubic feet per second.

4. The point of diversion of said water is NE 1/4 SW 1/4, Twp. 24 N. Rge. 1 E.B.M., Sec. 17.

5. The place where said water is used is same as above. Total 6 acres.

6. The date of priority which said user is prepared to establish is June 18, 1965.

CARL E. TAPPAN

State Reclamation Engineer

A5-26

Please mail 364 x 11
with permit.

P 32408

18330+

State of Idaho

License and Certificate of Water Right

Water License No. 32408

Amount .04 c.f.s.

Water District No.

Priority June 18, 1965

THIS IS TO CERTIFY that N. O. TAYLOR
of Riggins, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 18, 1965; that Permit No. 32408
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.04 second feet, was issued thereunder on October 15, 1965, showing that said works
were completed on the 2nd day of September, 1965; and that on the 2nd
day of September, 1965,

N. O. TAYLOR

of Riggins, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Papoose Creek
, a tributary of Squaw Creek, for the purpose of irrigation-& stock water
, under Use Permit No. 32408 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
13 of Licenses at page 8320, on the 15 day of October, 1965;
The right hereby confirmed dates from June 18, 1965;

The Point of Diversion is located
in the NE 1/4 SW 1/4, Sec. 17, Tp. 24N, R. 1 E., B. M. Idaho 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 .04 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
24 N	1 E	17	NE 1/4 SW 1/4	6	2

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
15th day of October, 1965.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

78 2075

State of Idaho
License and Certificate of Water Right

Water License No. G-30282 Amount 1.0 c.f.s.
Water District No. Priority July 6, 1961

THIS IS TO CERTIFY that CHARLES FECKNER
of Wendell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 6, 1961; that Permit No. G-30282
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on October 12, 1965, showing that said works
were completed on the 15th day of March, 1965; and that on the 15th
day of March, 1965,

CHARLES FECKNER
of Wendell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-30282 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
13 of Licenses at page 8319, on the 12 day of October, 1965;
The right hereby confirmed dates from July 6, 1961;
The Point of Diversion is located
in the NW 1/4 NW 1/4, Sec. 36, Tp. 7 S, R. 14 E, B. M. Gooding County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S	14 E	36	NW 1/4 NW 1/4	36	40
			NW 1/4 SW 1/4	37	33
			Total number of acres to be irrigated:		73

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 October, 1965.

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

78-201

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

APPLICATION No. 40560
PERMIT No. 32408
DISTRICT No.

1. Name of Applicant: N. O. Taylor

Postoffice address: Riggins

County: Idaho

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources:

2. Quantity of water claimed 6 miners inches, - 0.12

cubic feet per second.

3. Source of water supply: Papoose Creek

which is a tributary of Squaw Creek

4. Location of point of diversion:

feet distant from the

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

of section 17 , T. 24 N., R. 1 E., B. M., County of Idaho

5. Water is to be used for irrigation & stock water

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 of , 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: \$250.00

8. Kind of works: headgate & ditches

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 1 feet; height 1 feet.

11. Ditch: Width at bottom 12 in. ~~for~~; width at water line feet; depth of water 3 to 4" feet;
dimensions of flume:

Diameter of pipe inches; length of conduit 1/2 miles.

Average grade per mile 4% feet.

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

13. The time required for the complete application of the water to the proposed use is one 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: none

October 15, 1965

Re: Permit No. 32408

N.O. Taylor
P. O. Box 846
Riggins, Idaho

Dear Mr. Taylor:

Enclosed are Certificate of Completion of
Works and License and Certificate of Water Right on the
above numbered permit.

Also enclosed is departmental receipt No.
32960, in the amount of \$7.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

32408

October 5, 1965

RE: Permit No. 32408

N. O. Taylor
Box 846
Riggins, Idaho

Dear Mr. Taylor:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. 32408 shows the dam and ditch are capable of conveying 2 miner's inches, or 0.04 c.f.s. of water for stock water and irrigation of 2 acres.

Upon receipt of the statutory fees totaling \$7.00 we will issue the Certificate of Completion of Works and License and Certificate of Water Right, confirming the right, with priority of June 18, 1965, to the use of 0.04 c.f.s. of surface water from Papoose Creek with the point of diversion in the NE~~1~~SW~~1~~4, Sec. 17 for stock water and irrigation of 2 acres in the NE~~1~~SW~~1~~4, Sec. 17, T. 24 N., R. 1 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

32408

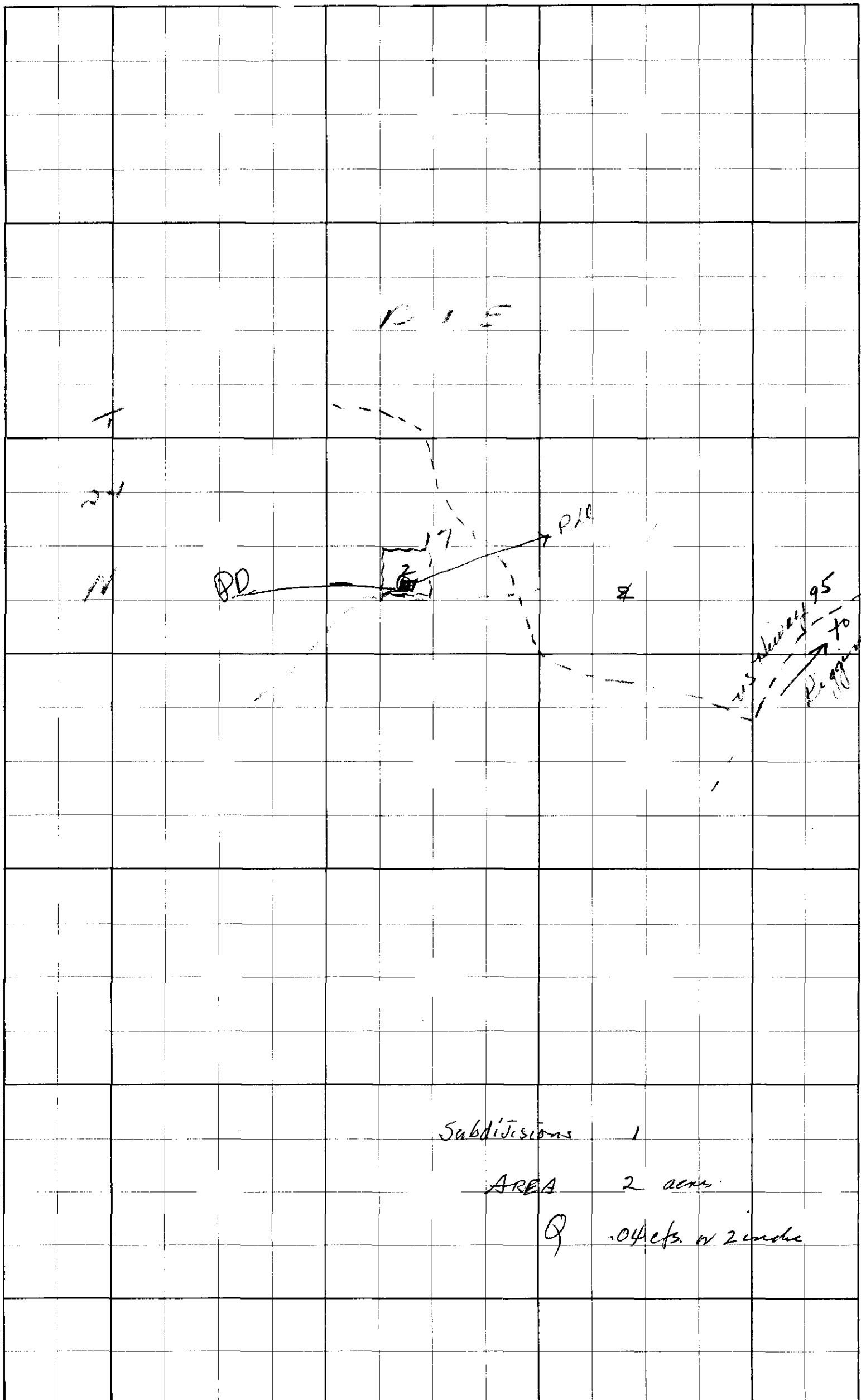
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 32408 ✓

REPORT ON PROOF OF Completion of Works & Beneficial Use ✓

b 32408



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

32408

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

Permit No. 32408

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

1. Name of applicant N. O. Taylor

2. Source of water supply: Papoose Creek

3. Location of point of diversion: Is in the NE 1/4 SW 1/4 of Section 17

T. 24 N R. 1 E.B.M. County of Idaho

4. Describe works as they exist, giving dimensions and capacities of same: Rock and dirt
Ram, No head gate in ditch, Ditch 1' bottom width x 2' top width x
6" to 1' deep

5. Water is used for: Irrigation and stock water

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):

6 acres in NE 1/4 SW 1/4 Sec. 17., Twp. 24N., Rge. 1 E.B.M.

NOTE TO THE INSPECTOR: Please check the acreage carefully

"That I did"

Measured area with chain averaged 125' wide x 800' long = 2.02 acres

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

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

Remarks: Mr. N. O. Taylor along

I accompanied Mr. Taylor up to Dale Astle Residence
to notify him ("Astles") that ^{Taylor} they have 2 inches.

Measured the irrigated area = 800' long x 11.5' average width = 2.12 acres

This examination was made on the 14th day of September, 1965

(Signed)

Lloyd Johnson

Examiner.

32408

N. O. Taylor ✓
Box 846
Riggins, Idaho
Permit No. 32408 ✓

Examination for Completion of Works & Beneficial Use ✓

County Idaho ✓

Sec. 17 T. 24N. R. 1 E. 31

Quantity:

0.12 cfs

Source:

Rapeseed Creek

P.D.:

NE 1/4 Sec 14

Sec 17 - T. 24N. - R. 1 E.

Use:

Irrigation &
Stock Water

Extension: —

Protest: —

Completion of Works: —

Other Rights: none

Filed: June 18, 1965

Due: June 18, 1966

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

SEP 30 1965

Department of Reclamation

32408

September 8, 1965

Re: Permit No. 32408

N. O. Taylor

Box 846
Riggins, Idaho

Dear Mr. Taylor:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the IDAHO COUNTY FREE PRESS, all submitted in proof of completion of works and beneficial use on Permit No. 32408

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,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

B 32408

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED
SEP 7 1965

Boise, Idaho

Department of Reclamation

Permit No. 32408 ✓

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: Bor 816
N.O. Taylor Small ranch operator Riggs Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Owner & operator

Ques. 3. State number, approval date of permit, and date of priority:

32408 ✓ June 19th 1965 - June 18, 1965 ✓

Ques. 4. State source of water supply: Papoose Creek ✓

Give location of point of diversion, showing subdivision, section, township and range

NE 1/4 SW 1/4 ✓ 17 24N 1E

Ques. 5. Describe your works of diversion: Papoose Creek runs through the property
and ditch runs around the property joining Papoose Creek. state amount of water they are capable of con-

veying from point of diversion to place of use: 40 inches; Give name of canal or ditch

or other works by which water is conducted to such place of use: no name

_____ ; if a well, state depth of well _____ ; depth and size of

casing _____ ; depth to water _____ ; if pump is used,

state discharge of pump: _____ ; tell how it was measured or determined _____

_____ ; if sprinkler irrigation, give number and size

of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Irrigation & Stock water

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

B32408 ✓

State nature of all improvements which have been made as a direct result of said use:

Ditches around & across the field & lined to irrigate

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

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: 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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: over 60 yrs - Time used since first use:

approximately 10 to 30 inches of water every year

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

nothing recorded

(sign)

N.C. Taylor

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

Piggins, County of Idaho

State of Idaho, on this 2 day of September, A. D. 1965.

My commission expires: January 15, 1968

Walt Schleicher

B32408

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 32408

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. Robert W. Wisdom age 42 Piggins Idaho

Ques. 2. Are you acquainted with W.O. Taylor, the holder of Permit No. 32408? How long have you known him and where does he reside?

Ans. 19 yrs Piggins Idaho Papoose

Ques. 3. Have you read or heard read said Permit No. 32408, 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. PAPPOOSE CREEK NE 1/4 SW 1/4 SEC 17 TWP 24 N RGE. 1 E BM. COUNTY OF IDAHO FLUME AND 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. 12 MINER INCHES

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

Ans. IRRIGATION FOR CULTIVATED AND MEADOW LAND AND STOCK WATER

32408

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

Ans. NONE

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. PART LEVELED TO BE IRRIGATED
10 MINER INCHES

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. OBSERVED USE OF WATER FOR 19 YEARS FOR
IRRIGATION AND STOCK

(Signed) Robert D. Wisdom

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 Piggings

County of Idaho ✓, State of Idaho, on this 2 day of September
A. D. 1965.

Walt Schleicher

Notary Public.

My commission expires January 15, 1968.

32408

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 7 1908
Department of Reclamation

PERMIT NO. 32408

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.

Carl Stunker age 53 Riggins Ida.
Robert D. Wisdom age 42 Riggins Ida. (W)

Ques. 2. Are you acquainted with N. O. Taylor, the holder of Permit No. 32408? How long have you known him and where does he reside?

Ans.

14 years Riggins Idaho Pappoose Cr.
17 years Riggins Idaho Pappoose Cr. (W)

Ques. 3. Have you read or heard read said Permit No. 32408, 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.

Pappoose Creek NE 1/4 SW 1/4 SEC 17 TWP. 24N
17E 1E B.M. COUNTY OF IDAHO FLUME & 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. 12 MINER INCHES

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

Ans. IRRIGATION FOR CULTIVATED & MEADOW LAND
AND STOCK WATER

32408

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

Ans. NONE

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. PART LEVELED TO BE IRRIGATED
10 MINERS INCHES

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. OBSERVED USE OF WATER FOR 14 YEARS FOR
IRRIGATION AND STOCK

(Signed) Carl Stamper

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 Triggins

County of Idaho, State of Idaho, on this 21 day of September,
A. D. 1965

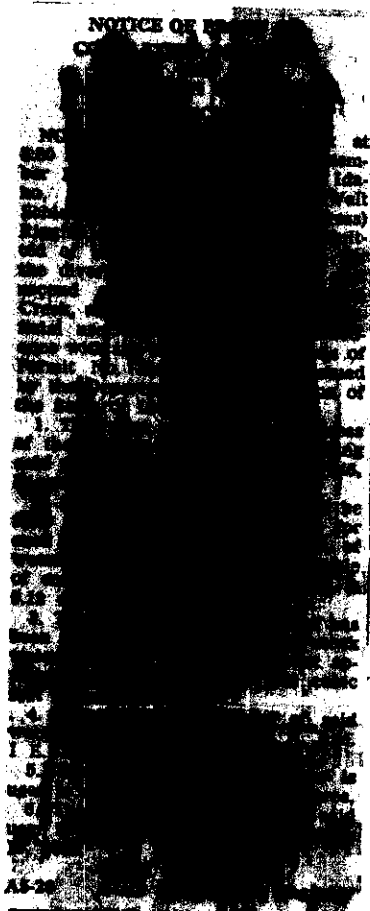
Walt Schlicher

Notary Public.

My commission expires January 15, 1968

532408

AFFIDAVIT OF PUBLICATION



..... Gary D. Cash being first duly sworn, says ~~she~~ he is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 4 weeks, being published 4 times, the first publication being on the 5th day of August 1965, and the last publication on the 26th day of August 1965; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

..... Gary D. Cash

Subscribed and sworn to before me this 26th day of August 1965.

..... Richard C. Hatch, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

832408

September 1, 1965

RE: Permit Nos. ~~32408~~, M. O. Taylor
 ~~32476~~, Arvid Fredlund
 ~~32477~~, Paul Albert Campbell
 ~~32478~~, Dale E. Astle
License No. 15844, C. M. Clay

Arvid Fredlund
Box 24
Higgins, Idaho

Dear Mr. Fredlund:

We received your request in regard to water rights out of Papoose Creek and also a protest to proofs under Permit No. ~~32408~~.

This office cannot make a survey with instruments, of acreage irrigated under water permits. The area of land is estimated by pacing or taken from recent maps in the S.C.S. Office.

Water License No. 15844 was issued to C. M. Clay, priority of June 26, 1924, for 2.64 c.f.s. out of Shingle and Papoose Creeks for irrigation of 132 acres in the ~~SE1/4~~, Sec. 25; ~~E1/2~~, NW1/4, Sec. 36, Twp. 24 N., Rge. 1 W., B.M.

Permit No. ~~32408~~ was issued to M. O. Taylor, filed June 18, 1965, for 0.12 c.f.s. out of Papoose Creek for irrigation of 6 acres in the ~~NE1/4~~, Sec. 17, Twp. 24 N., Rge. 1 E., B.M.

The other three permits all have the same priority, being filed August 11, 1965.

The water code in Idaho provides that the first in time has the first right to the available water up to the amount used beneficially. The District Courts have decreed in other cases that when undisturbed water in a stream will not reach a prior right on account of sinking, the next right upstream has the right to use the water.

S 32408

continued

Arvid Fredlund, page 2

Use rights obtained by diversion and beneficial use of the water without a permit from this office are legal in this state. Such rights are not recorded and can only become recorded, dating back to first use, by action in the District Court. This office has no record of such rights to use the water.

This office cannot assume division of the waters of any stream until the rights of the various users have been decreed by the District Court.

The records of this office are shown above. If the users of the water cannot agree as to rights to the water, the only recourse is to take the matter to the District Court.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

cc: Paul Albert Campbell
Dale E. Astle
N. O. Taylor

632408

August 31, 1965

RECEIVED
1965
Department of Reclamation

Department of Reclamation
Room 107, State House
Boise, Idaho 83701

Gentlemen:

We would like to protest the filing by Pat Tavlör of six acres irrigation included on Permit # 32408.

At this time we would like to request a bona fide surveyor to survey the ground claimed by Mr. Taylor to determine actual acreage under irrigation.

If Mr. Taylor is allowed the one inch per acre as he has requested, he would control the whole flow of the creek in a dry summer. By controlling this creek, he would not leave any water for the other three property owners who also have land to irrigate. Please have the surveyors indicate the amount of water due each person so that there would be no question as to the rights of each individual. In dry summers the water often seeps into the ground before it reaches Mr Taylor's land; and in this situation, we would like to have permission to use the water available.

Please forward any information regarding a means of determining the regulation of amounts of water to be used by each individual.

We would also like information as to whether there are any other registered water rights to any of Papoose Creek, particularly about any right to turn the water through a ditch which would detour Papoose Creek waters to Shingle Creek to the land presently owned by Don Whiteman.

Thank you for your help in this matter.

Sincerely,

Dale E. Astle
Paul A Campbell
Arvid Fredlund

32408

July 26, 1965

Re: Permit No. 32408

Mr. W. O. Taylor,
Box 348,
Riggins, Idaho.

Dear Mr. Taylor:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. 32408. The proofs are to be made at 8:00 o'clock P.M., on the 2nd day of September, 1965, before Walt Schleicher, Riggins, Idaho Notary Public.

As of this date, we have mailed the Notice to the Idaho County Free Press Grangeville, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

32408

P.S. You will note that we have changed the date for making proof from August 12th to September 2nd, as August 12th does not allow sufficient time for four publications of this notice. If this date is not satisfactory to you or the notary, please notify this office immediately of a convenient date.

Re: Permit No. 32408

Date: July 26, 1965

N. O. Taylor

**Idaho County Free Press,
Grangeville, Idaho.**

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to September 2, 1965 the date set for proof; the expense of the publication is to be paid by the applicant N. O. Taylor of Box 846, Riggins, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Carl E. Tappan

CARL E. TAPPAN
State Reclamation Engineer

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

32408

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 2, 1965
(P. O.) Box 846 Rigging, Ida.

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Idaho County Free Press of
Grangeville, Ida. published in the
county in which the works are situated.

M. O. Taylor

(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

532408

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

NOTICE is hereby given that at 8:00 P. M., on the 2nd day of September
19 65, at Riggins, County of Idaho, State of Idaho, before
Walt Schleicher, Notary Public, at (address) Riggins, Idaho
_____, proof will be submitted of the completion of works for the diversion of
0.12 cubic feet per second of the waters of Papoose Creek
_____, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 32408, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is: M. O. Taylor, Box 846, Riggins, Idaho
2. Said works of diversion will be fully completed on the date set for such completion
and the amount of water which said works are capable of conveying to the place of use is
0.12 cubic feet per second.
3. The use to which said water has been applied is Irrigation & stock water
_____, purposes, and the amount applied to beneficial use is 0.12 cubic
feet per second.
4. The point of diversion of said water is N24 SW4, Twp. 24 N., Rge. 1 E.B.M.,
Sec. 17,
5. The place where said water is used is Same as above
6. The date of priority which said user is prepared to establish is June 18, 1965

Total 6 acres.

CARL E. TAPPAN

State Reclamation Engineer

32408 

RECEIVED

NOTICE OF PROOF OF COMPLETION OF WORKS

JUL 26 1965

and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

NOTICE is hereby given that at 8 ^{2nd} ~~12~~ M., on the 12 day of Sept ~~August~~
 1965, at Riggins, County of Idaho, State of Idaho, Before
Walt Schleicher, Notary Public, at (address) Riggins Ida.

_____, proof will be submitted of the completion of works for the diversion of
0.12 ^{or 6 minutes inches} cubic feet per second of the waters of Rapoose R.
 _____, and of the application to beneficial use of said water, in accordance with
 the terms and conditions of Permit No. 32408, heretofore issued by the Department of
 Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
 is: M.O. Taylor Box 846 Riggins Ida.

2. Said works of diversion will be fully completed on the date set for such completion
 and the amount of water which said works are capable of conveying to the place of use is
0.12 cubic feet per second. ~~or 6 minutes inches~~

3. The use to which said water has been applied is for irrigation &
Stock Water purposes, and the amount applied to beneficial use is 0.12 cubic
 feet per second. ~~6 minutes inches~~

4. The point of diversion of said water is NE 1/4 SW 1/4
Twp 24 N, Range 1 E, Sec 17

5. The place where said water is used is Same as above

Total 6 acres.

6. The date of priority which said user is prepared to establish is June 18, 1965.

Carl [Signature]

State Reclamation Engineer

32408

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

NOTICE is hereby given that at 8 P.M., on the 12 day of July August
1945, at Riggins, County of Idaho, State of Idaho, before
Walt Schleicher, Notary Public, at (address) Riggins Ida.
_____, proof will be submitted of the completion of works for the diversion of
0.12 ^{or 6 ~~miners~~ inches} cubic feet per second of the waters of Pepose ck.
_____, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 32408, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is: M.C. Taylor Box 846 Riggins Ida.
2. Said works of diversion will be fully completed on the date set for such completion
and the amount of water which said works are capable of conveying to the place of use is
0.12 cubic feet per second. ~~or 6 ~~miners~~ inches~~
3. The use to which said water has been applied is for irrigation
& Stock Water purposes, and the amount applied to beneficial use is 3 ~~cubic~~
~~feet per second.~~ miners inches
4. The point of diversion of said water is Twp. 24N Range 1E. Sec. 17
NE 1/4 SW 1/4
5. The place where said water is used is Same as above

Total 6 acres.

6. The date of priority which said user is prepared to establish is _____
_____.

Carl [Signature]

State Reclamation Engineer

B32408

June 25, 1965

Re: Permit No. 32408

Mr. N. O. Taylor,
Riggins, Idaho.

Dear Mr. Taylor:

We enclose Permit No. 32408 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

~~XXXXXXXXXXXX~~ We also enclose Departmental Receipt No. 32812 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit, ~~was given to~~ you while in our office.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

P.S. We are also enclosing Form 36-A in duplicate, Form 11, and letter of instructions .

32408

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NOTICE OF PROOF OF
COMPLETION OF WORKS

and

A' 'CATION OF WATER
BENEFICIAL USE

NOTICE is hereby given that at 8:00 P.M., on the 2nd day of September 1965, at Riggins, County of Idaho, State of Idaho, before Walt Schleicher, Notary Public, at (address) Riggins, Idaho, proof will be submitted of the completion of works for the diversion of 0.12 cubic feet per second of the waters of Papoose Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 32408, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: N. O. Taylor, Box 846, Riggins, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 0.12 cubic feet per second.

3. The use to which said water has been applied is irrigation & stock water purposes, and the amount applied to beneficial use is 0.12 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ SW $\frac{1}{4}$, Twp. 24 N., Rge. 1 E.B.M., Sec. 17.

5. The place where said water is used is same as above. Total 6 acres.

6. The date of priority which said user is prepared to establish is June 18, 1965.

CARL E. TAPPAN

A5-26 State Reclamation Engineer

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