

1970
Department of Water Administration

AFFIDAVIT OF PUBLICATION

Gary D. Cash being first duly sworn, says 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 two weeks, being published two times, the first publication being on the 11th day of November, 1970, and the last publication on the 18th day of November, 1970 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 18th day of November, 1970

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

NOTICE OF APPROVED APPLICATION FOR WATER
Notice is hereby given that Willis D. DeVeney, Box 239, Riggins, Idaho has received an approved permit No. 31389/78-2070 to divert .74 cubic feet per second of water from North Fork of Shingle Creek tributary of Rapid River. The priority to be established under this permit is September 18, 1963. Water will be diverted by a ditch within the SE $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 35, T. 24 N., R. 1 W., B.M., Idaho County and is to be used for irrigation and stockwatering in the SE $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 2; W $\frac{1}{2}$ -NW $\frac{1}{4}$, Sec. 1, T. 23 N., R. 1 W., B.M. Any protests against the intent of the permit must be filed with the Department of Water Administration within ten days from the last date of publication of this notice.
R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho County Free Press, Grangeville, Idaho on November 11 and November 18, 1970. N11-18

dg
OK
31
270

78-2070
31389

SHERL L. CHAPMAN
Form 219
45 S. Orchard, Suite 144
Boise, ID 83705
344-6690

A. GENERAL INFORMATION

1. Owner: Willis DeVeney

Phone No. 628-3462

Current Address: P.O. Box 239, Riggins, Idaho 83549

2. Accompanied by: Willis DeVeney

EXAM. DATE: 5/31/88

Address: same as above

Phone No. same

Relationship to Permit Holder: Owner

3. Source: Shingle Creek tributary to Rapid River

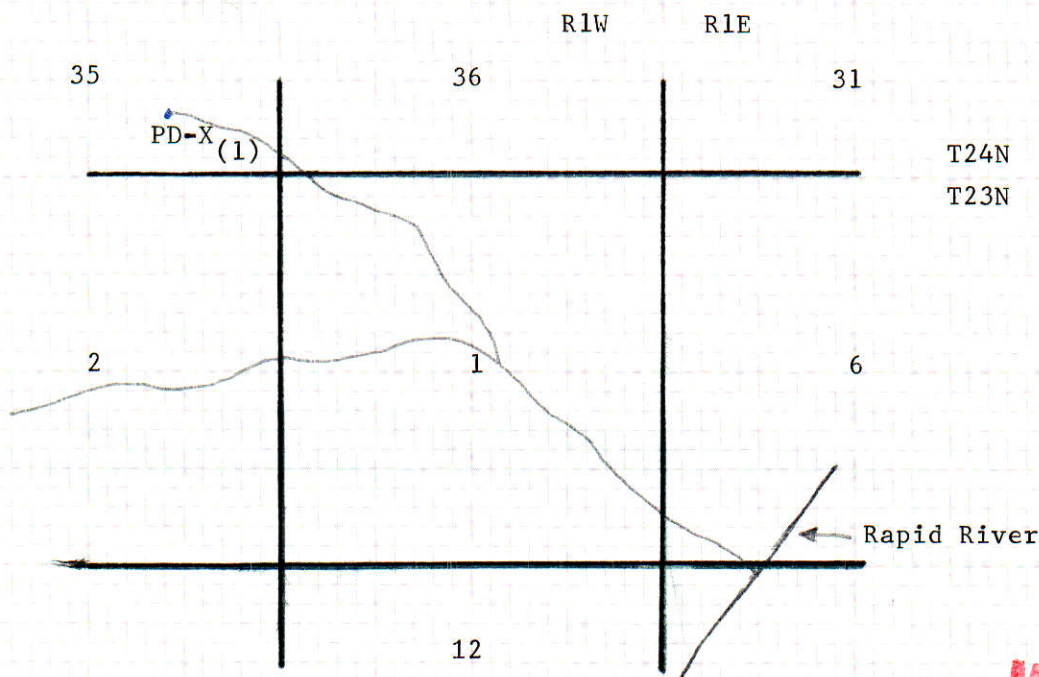
1. Other water rights with same place of use: None

☐ Copies Attached

2. Other water rights with same point of diversion: None

☐ Copies Attached☐ Copies of Field Exam's Attached

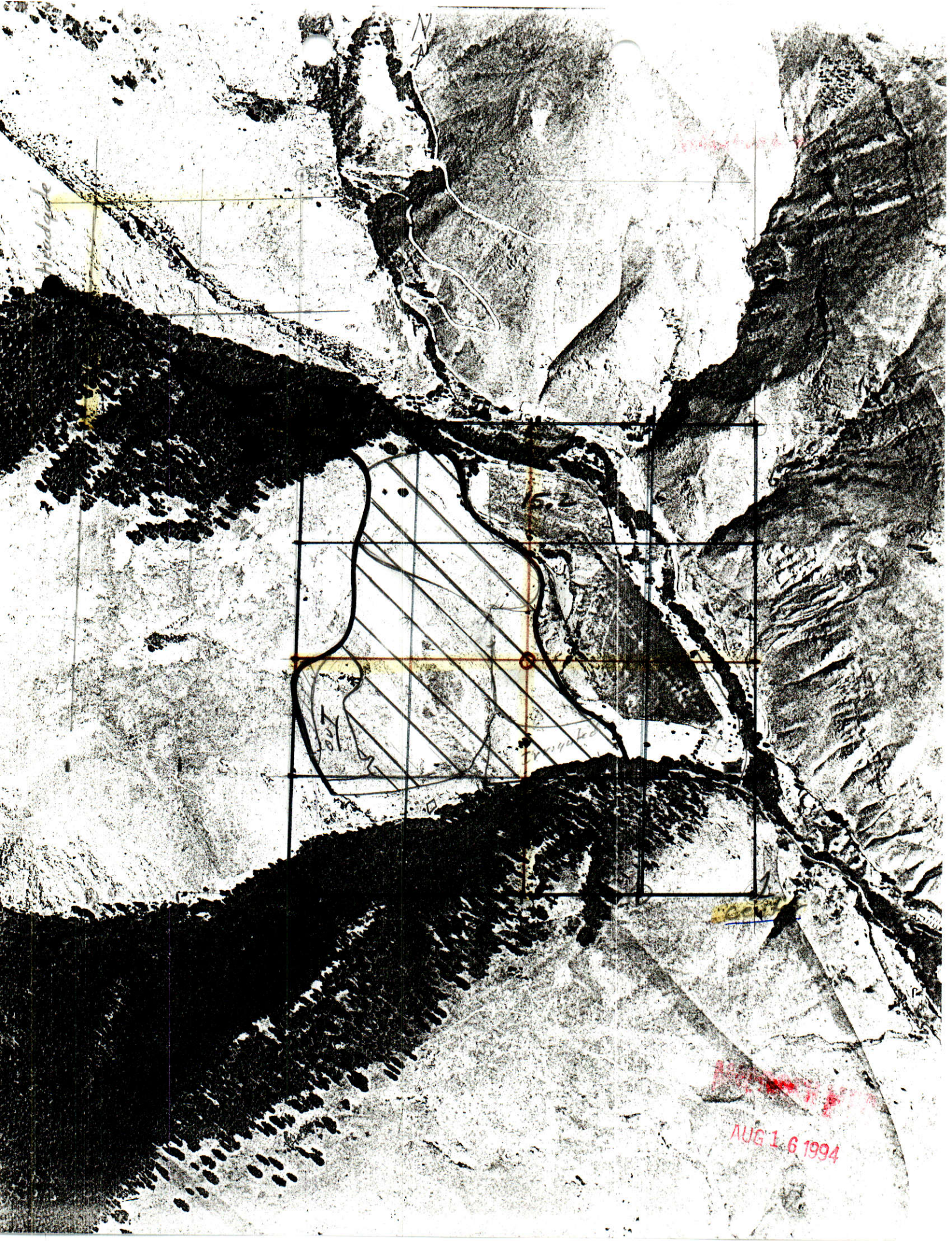
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



AUG 16 1994

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more). ☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).



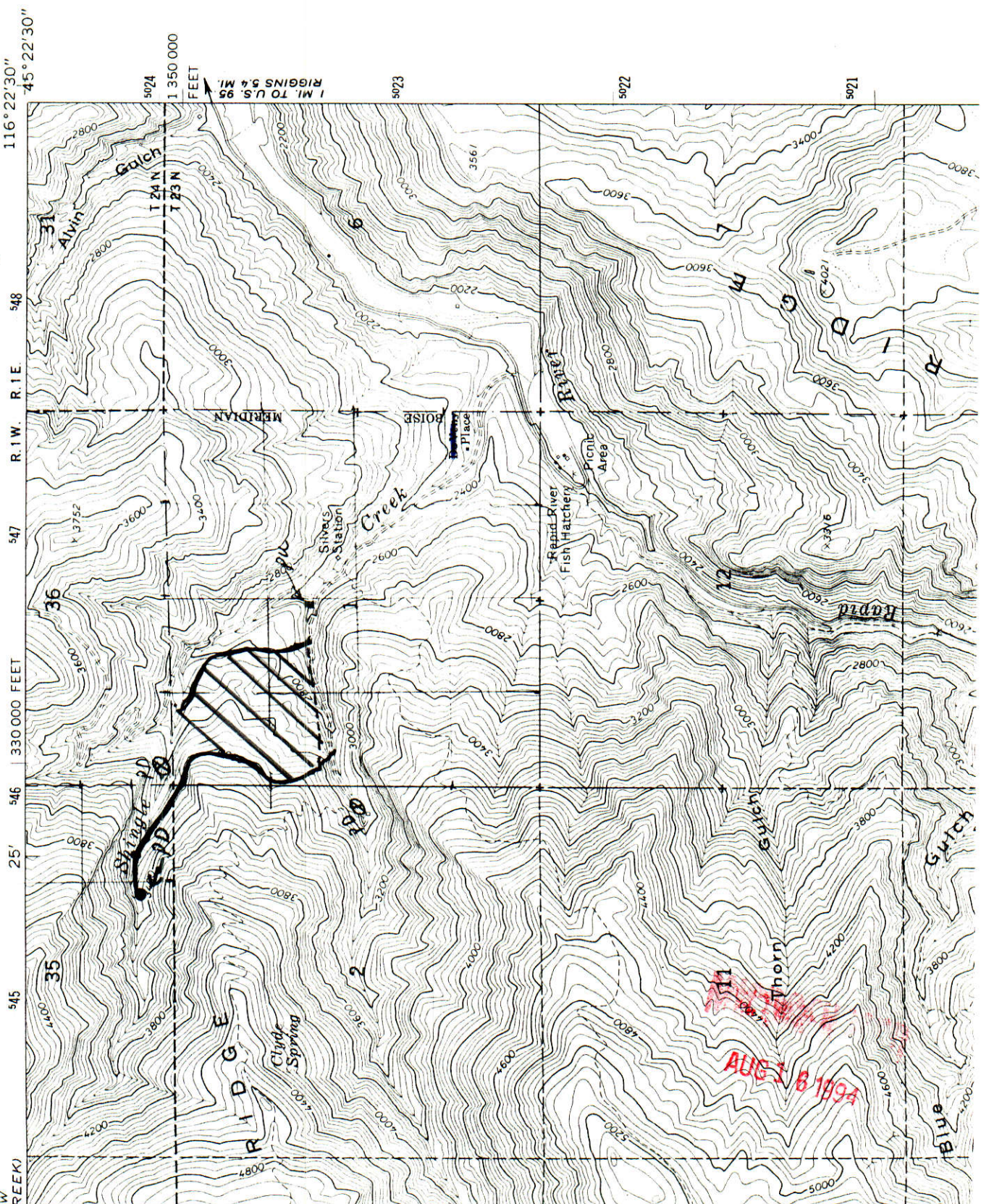
Hydro

10/1

Hydro

AUG 16 1994

HEAVENS GATE QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)



274 IV NE
(RIGGINS)

116°22'30"

45°22'30"

547 R.1.W. R.1.E. 548

330,000 FEET

25' 546 545

W. REEK)

5024

1 350 000

FEET

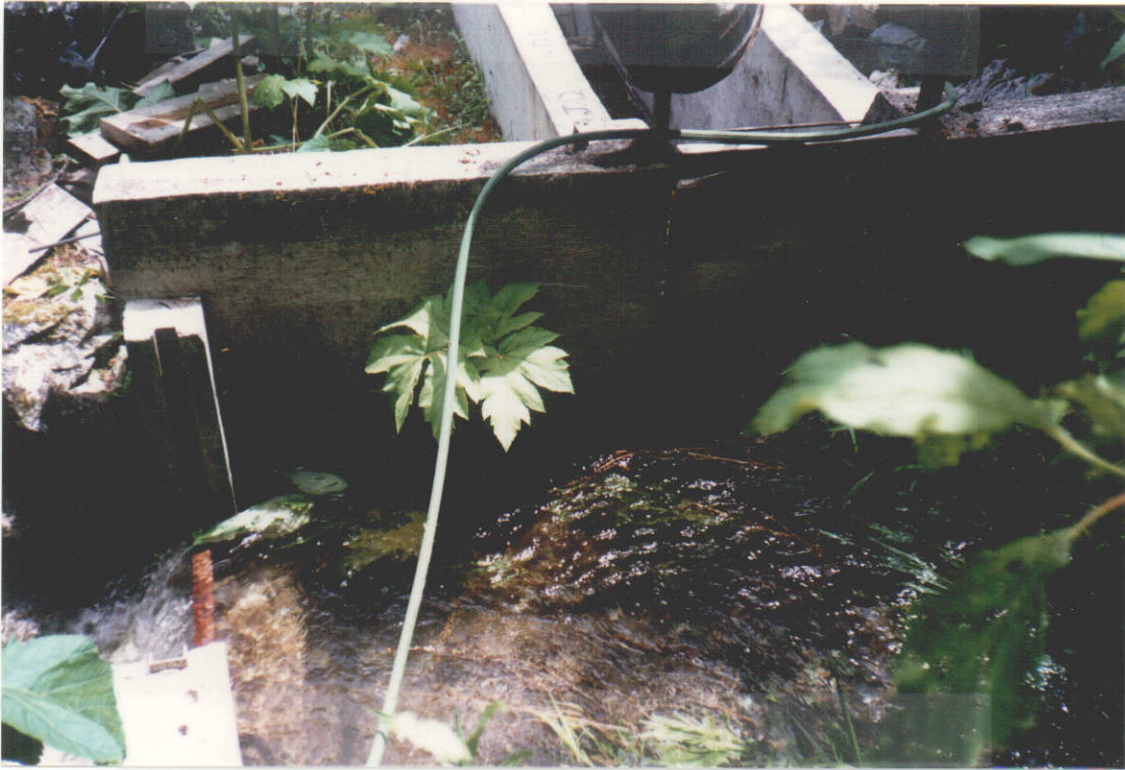
1 MI. TO U.S. 95

RIGGINS 5.4 MI.

5023

5022

5021

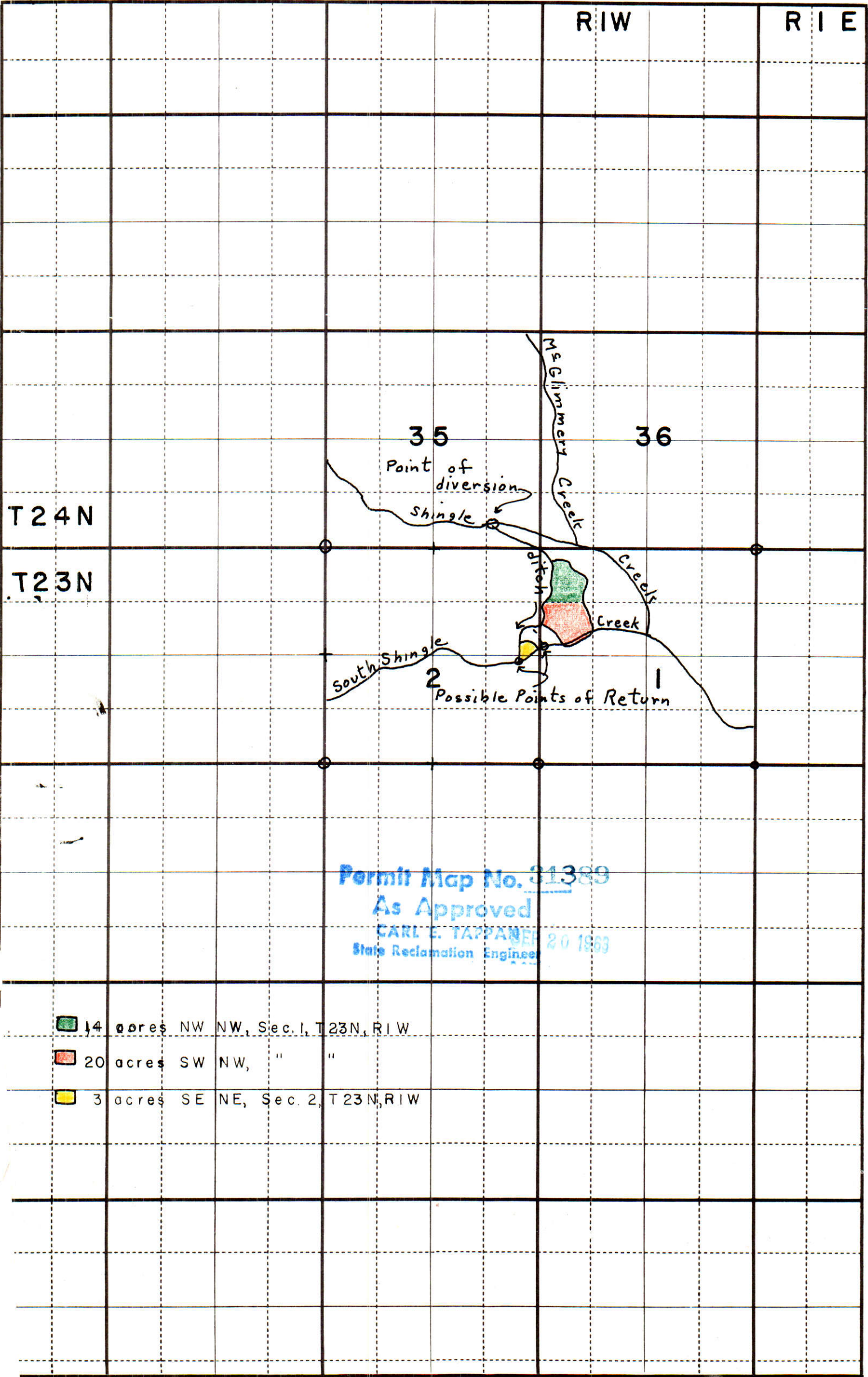


DIVERSION BOX, NORTH FORK SHINGLE CREEK



IRRIGATED LAND UNDER GRAVITY POWERED SPRINKLER SYSTEM

AUG 16 1994



31389

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-02070

Priority: October 10, 1963

Maximum Diversion Rate:

0.74 CFS

Maximum Diversion Volume:

148.0 AF

This is to certify, that WILLIS D DE VENY

PO BOX 1160

RIGGINS ID 83549

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 18, 1963; and has submitted Proof of Beneficial Use on July 23, 1979. An examination indicates that the works have a diversion capacity of .740 cfs of water from:

SHINGLE CREEK

tributary to RAPID RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	05/01 to 10/01	0.74 CFS	148.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 35, Township 24N, Range 01W
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
23N	01W	1	NWNW 21	SWNW 13	SENW 3	37

Total number of acres irrigated: 37

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

AUG 16 1994

State of Idaho
Department of Water Resources

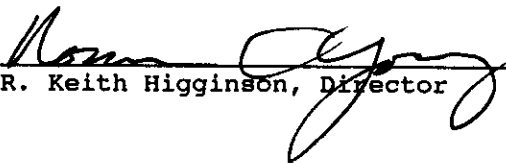
WATER RIGHT LICENSE

WATER RIGHT NO. 78-02070

CONDITIONS/REMARKS:

5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15th day of July, 1994.

Acting for  R. Keith Higginson, Director

AUG 16 1994

APPROVED

State of Idaho
Department of Water Resources

RECEIVED

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

OCT 26 1992

WATER RIGHT NO. 78-02070

Department of Water Resources

Date of Priority: October 10, 1963

Maximum Diversion Rate: 0.74 CFS

Maximum Diversion Volume: 148.0 AF

Comes now

WILLIS D DE VENY

PO BOX 239

RIGGINS ID 83549

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 78-02070, and requests that the permit be changed as follows:

Source: SHINGLE CREEK

tributary to RAPID RIVER

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

IRRIGATION

~~03/01 to 11/30~~
5/1 - 10/1

0.74 CFS

148.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE, Sec. 35, Township 24N, Range 01W
IDAHO County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

23N 01W 1

NWNW 21

SWNW 13

SENW 3

37

Total number of acres irrigated:

37

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Riggins, Idaho, this 21st day of October, 1992.

Willis D. DeVeny
(Signature)

AUG 16 1994

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 78-02070

FOR DEPARTMENT USE ONLY

Preliminary check by 28 Fee = \$20.00 Receipted by [Signature] # 0025838 Date 10-26-92

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 78-02070 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

Witness my hand this 15TH day of July, 1994.

[Signature]
Acting for R. Keith Higginson, Director

RECEIVED
JUL 26 1994

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO**

IN THE MATTER OF PERMIT	)	
	)	
NO. 78-2070 IN THE NAME OF	)	ORDER ADVANCING
	)	DATE OF PRIORITY
WILLIS D. DE VENY	)	

↑ This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 78-2070 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 78-2070 to appropriate the public waters of the State of Idaho with a proposed priority of SEPTEMBER 18, 1963.

↑ 2. On APRIL 10, 1987 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on JUNE 09, 1987.

3. The license examination fee was received on JULY 01, 1987, 22 day(s) late.


AUG 16 1994

CONCLUSIONS OF LAW

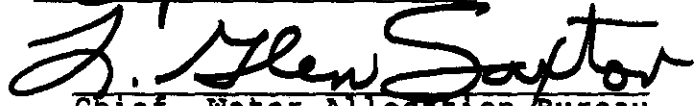
1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 78-2070 should be advanced 22 day(s).

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 78-2070 is advanced to OCTOBER 10, 1963.

Dated this 29th day of September, 1992.


Chief, Water Allocation Bureau

AUG 16 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR EXTENSION OF TIME

SEP 9 1974

Department of Water Resources

State of Idaho)
County of Ada)

Permit No. 78-2070

Willis D. DeVeney of Riggins, Idaho
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 78-2070.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before September 20, 19 74.

That he has heretofore performed the following work described under said permit:
Work has been completed for the irrigation of approximately 20 acres and stock-
watering purposes.

Costing \$

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: Project not fully completed due to the fact that permit
holder just recently secured easement from BLM. At the time of issuance of permit
the Forest Service had issued "free" special use permit and later wanted to charge fee
based on beneficial use. Permit holder restrained from further development until outcome
of litigation.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to September 20, 19 79.

Willis D. DeVeney
(signature)*

Subscribed and sworn before me this 9th day of September, 19 74.

s e a l

Eleanor J. Woods
Notary Public residing at
Boise, Idaho

My commission expires 6-18-1977

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. KEITH HIGGINSON, Director of the Idaho Department of Water Resources,
hereby approve the above application for extension of time for Permit No. 78-2070
to September 20, 1979.

Witness my hand this 12 day of September, 19 74.

R. Keith Higgins
Director

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, State Capitol, Boise, Idaho 83720.

MICROFILMED

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31389)
in the name of Willis D. DeVeney) ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER
Riggins, Idaho)

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 31389 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this _____ day of _____, 19____.

R. KEITH HIGGINSON
State Reclamation Engineer

31389

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

APPLICATION No. 39495
PERMIT No. 31389
DISTRICT No.

78-2019

1. Name of Applicant: Willis D. DeVeny

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: 0.74

cubic feet per second.

3. Source of water supply: North Fork of Shingle Creek which is a tributary of Rapid River

4. Location of point of diversion: 580 ft. N. & 1150 ft. W. feet distant from the SE

corner of Section 35, T. 24 N, R. 1 W., B.M., and is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$

of section 35, T. 24 N, R. 1 W, B. M., County of Idaho

5. Water is to be used for Irrigation and stock watering

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: \$ 500

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 1.5 feet; height 2.0 feet.

11. Ditch: Width at bottom 1 fee; width at water line 1.5 feet; depth of water 0.5 feet;

dimensions of flume:

Diameter of pipe 1 inches; length of conduit 26 miles.

Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 6 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:

- 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.

By _____ *Agent.*

Corrected application received:

The number of this permit is 31389
Recorded in Book 110 Page 31389 Approved September 20, 1963
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 November 20, 1963 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 March 20, 1966
The whole of said work to be completed on or before September 20, 1968
Beneficial use of water appropriated in accordance herewith, to be made on or before September 20, 1974

s/ CARL E. TAPPAN
State Reclamation Engineer.

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

By s/ ROBERT E. SMYLIE Governor.

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
23N	1 W	1																34	
23N	1 W	2				3				14	20							3	
Total Number of Acres to be Irrigated																		37	

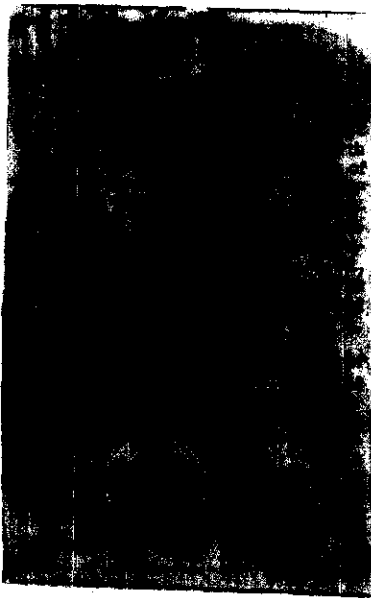
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Gary D. Cash being first duly sworn, says he is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 11th day of November, 1970, and the last publication on the 18th day of November, 1970 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 18th day of November, 1970

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



OK
31-
70

78-2070
31387



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 18, 1994

WILLIS D DE VENY
PO BOX 1160
RIGGINS ID 83549

RE: WATER RIGHT NO. 78-02070

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please feel free to contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', followed by a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

AUG 16 1994

RECEIVED

OCT 26 1992

Department of Water Resources

Willis D. DeVeney
Box 1160
Riggins, ID 83549
October 21, 1992

Department of Water Resources
attn: Pamela Skaggs
1301 North Orchard Street
Statehouse Mail
Boise, ID 8383720-9000

Dear Ms Skaggs:

Enclosed is the signed copy of the application for amendment for water right no. 78-02070 and the \$20.00 filing fee.

Please note the change of address for this permit.

Also, please note there is a change of address for the following permits from P.O. Box 239 to P.O. Box 1160. Permit No. as follows:

78-7158✓
78-7277✓
78-7157✓
78-04087 and
Claim No. 78-4173✓

The address should also be changed on the Snake River Adjudication claims for these permits.

In addition, there are two Snake River Claims for which I do not have an identification number. One is for domestic water and one is for livestock developments. The address should also be changed on these forms. If there is other action that is needed to properly change the address, please let me know. Also, please furnish verification that the address change has been made both on the water right permits and on the Snake River Adjudication claims.

Thank you for your cooperation.

Sincerely,


Willis D. DeVeney

OCT 16 1992

— addresses updated on WR. / 78-4087 shows current owner as Carlisle. 10-26-92 CB



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 14, 1992

WILLIS D DE VENY
PO BOX 239
RIGGINS ID 83549

RE: WATER RIGHT NO. 78-02070

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Please note that the date of priority of this right has been advanced due to late submittal of the examination fee &/or exam fee information sheet.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

8 1994

LICENSE REVIEW CHECKLIST

Permit # 78-2070

Date 9-29-92

38

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☒	☐	Advance? <u>Fee Notice 4-10-87 / Fee Sheet 7-01-87</u>
	☒	☐	Memo to Advance to <u>10-10-83</u>
	☐	☒	Order to Reinstate Needed?
TOTAL CFS	☐	☒	Certified Exam
	☒	☐	Incorrect Fee for rate recommended?
	☐	☒	Disagree with Actual Measurement?
	☐	☒	<u>37 x .02 = .74 cfs (IRR)</u>
	☒	☐	Disagree with Theoretical? <u>No Info/Gravity System</u>
	☐	☒	Limited by Capacity? <u>.99 cfs (measured)</u>
TOTAL VOLUME			Rate/ac <u>4.0</u> AFA Irr. Season <u>E</u>
			<u>3-1 to 11-30</u> Standard Irr. Season
			<u>Same/No Season on Permit</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations?
	☐	☒	<u>37 x 4.0 = 148 a/c (IRR)</u>
	☐	☒	Limited by Flow? <u>.74 x 274 x 1.9835 = 402.2 > 148</u>
SOURCE	☒	☐	Changes? <u>Clarification</u> of <u>Originally</u>
	☐	☒	<u>Intended</u> source <u>Drop N. Fork per USGS</u>
	☐	☒	Notice of Intent to Void. <u>Same P/D per permit map</u>
P/D	☒	☐	Verify with Map <u>Change SESE to</u>
	☐	☒	Amendment Needed? <u>SWSE, S3S, 24N, 1W</u>
	☐	☒	Is Overlap Analysis a Consideration?
P/U	☒	☐	Verify with Map
	☐	☒	Amendment Needed? <u>Change SENE, S2 to SENW, S01</u>
	☐	☒	Is Overlap Analysis a Consideration?
USES	☐	☒	Change(s) in Nature of Use? <u>Drop STOKS</u>
	☐	☒	Amendment Needed?
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4?
	☐	☒	Non-Irr. Uses
	☐	☒	Special Overlap Condition
	☐	☒	Other
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	☒	☐	Overlap
	☐	☒	Water Quality
			DATES/MISC
		☒	Water Dist.
		☐	App Rec'd
		☒	Exam Made
COMMENTS/MEMOS NEEDED:	<u>Amend P/D + P/U</u>		

License ☐ 10-Day ☐ 15-Day ☒ Special Correspondence ☐

DATE: 09/29/92
PAGE: 1

DIVERSION VOLUME

148.0 AFA

Stage: LICENSE

ES MS

MS

SUM	---	37.0	37.0
-----	-----	------	------

Conditions of Approval:
R31 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afu per acre for the lands above.

Priority Date:	10/10/1963
Proof Made Date:	07/23/1979
Exam Sent to S.O.:	07/15/1988

Audit: 09/29/92 SKAGGS

09/29/92 SKAGGS

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 78-2070

FROM: PAM SKAGGS

RE: PRIORITY ADVANCE REVIEW

DATE: 29-SEP-1992

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	SEPTEMBER 18 1963	261
EXAM FEE NOTICE		
Exam Fee Notice Date:	APRIL 10 1987	100
Exam Fee/Info Sheet Received Date:	JULY 01 1987	182
Exam Fee or Info Due Date:	JUNE 09 1987	160
Days Late:		22 DAY(S)

NEW PRIORITY DATE		
Original Priority Date:	SEPTEMBER 18 1963	261
Total Days Late:		22 DAY(S)
New Priority Date:	OCTOBER 10 1963	283

RECEIVED
AUG 16 1994

RECEIVED

JUL 18 1988

RECEIVED

JUL 15 1988

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by _____
Sent to region _____

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

Department of Water Resources STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Department of Water Resources
Western Regional Office

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 78-2070

Name(s) of Permit Holder: Willis DeVeney

Post Office Address: P. O. Box 239, Riggins, Idaho 83549

Telephone No. 628-3462

Source of Water: North Fork Shingle Creek

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)
Irrigation 37 _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted .74 cfs 148 acre-feet

Show the date water was first diverted and beneficially used under this permit: 1971

Measuring Device: Required? ☐ Yes ☒ No Fee enclosed \$ _____
Installed? ☐ Yes ☒ No (See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☒ Yes ☐ No

Person to contact to accompany the Department representative during the field examination:

(Name)

(Telephone Number)

(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

AUG 16 1994

7/13/88

Date

Willis DeVeney
Signature of Permit Holder (and title, if appropriate)

Should questions arise during the processing of this application please contact:

SHERL L. CHAPMAN
470 S. Orchard, Suite 144
Boise, ID 83705
344-6690

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 78-2070

1. Owner: Willis DeVeney

Phone No. 628-3462

Current Address: P.O. Box 239, Riggins, Idaho 83549

2. Accompanied by: Willis DeVeney

EXAM. DATE: 5/31/88

Address: same as above

Phone No. same

Relationship to Permit Holder: Owner

3. Source: Shingle Creek tributary to Rapid River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

☐ Copies Attached

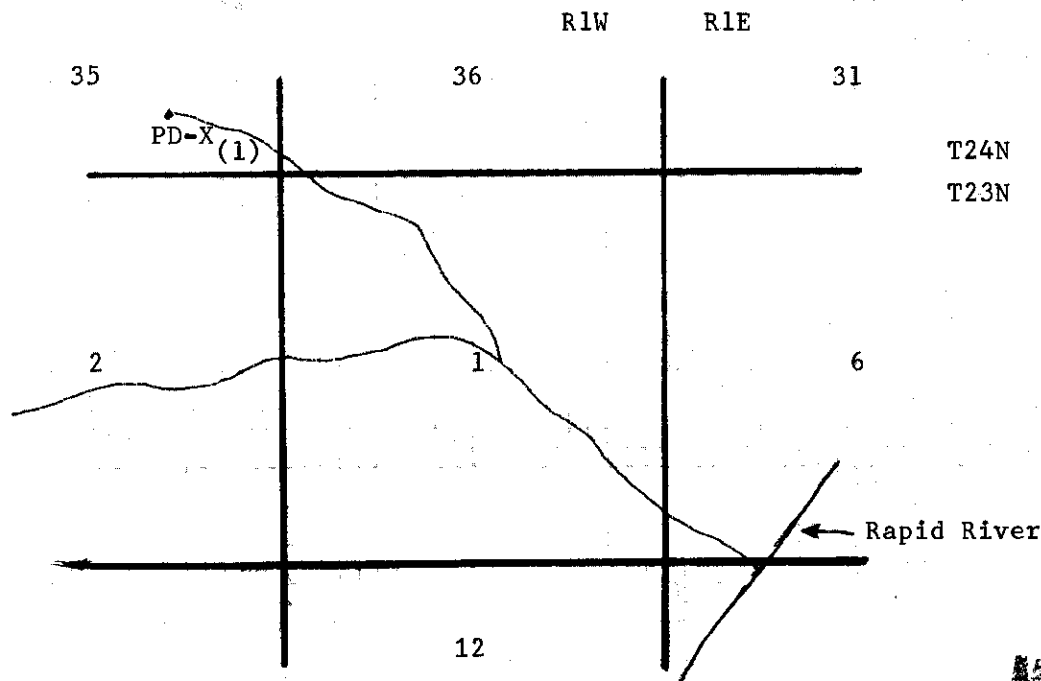
2. Other water rights with same point of diversion: None

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☒ Aerial Photo Attached

(required for irrigation of 10 acres or more).

AUG 16 1988

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1	---	---	---	---	---

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	NE	SW	35	23N	1W	Idaho	Field/Quadrangle map

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
23N	1W	1						21	13	3									37

Do not use this space

AUG 16 1994

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Rectangular Weir	Suppressed	---	---	---	2'	--

2. Measurements:

H = .28 Q = .987

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{148}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{220}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$

2. Volume Calculations for Other Uses:

AUG 16 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Water is fed into a sidehill ditch following the contour around the ridge.

It is then discharged into PVC mainlines and sprinkler lines for irrigation.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	5/1	10/1	.74	148

Totals: _____

2. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

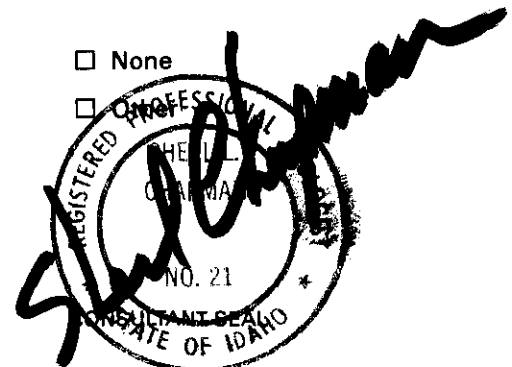
☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name Sheri L. Chapman
Signature *Sheri L. Chapman*
Certification Date 4/6/88
Field Report Preparation Date 5/31/88

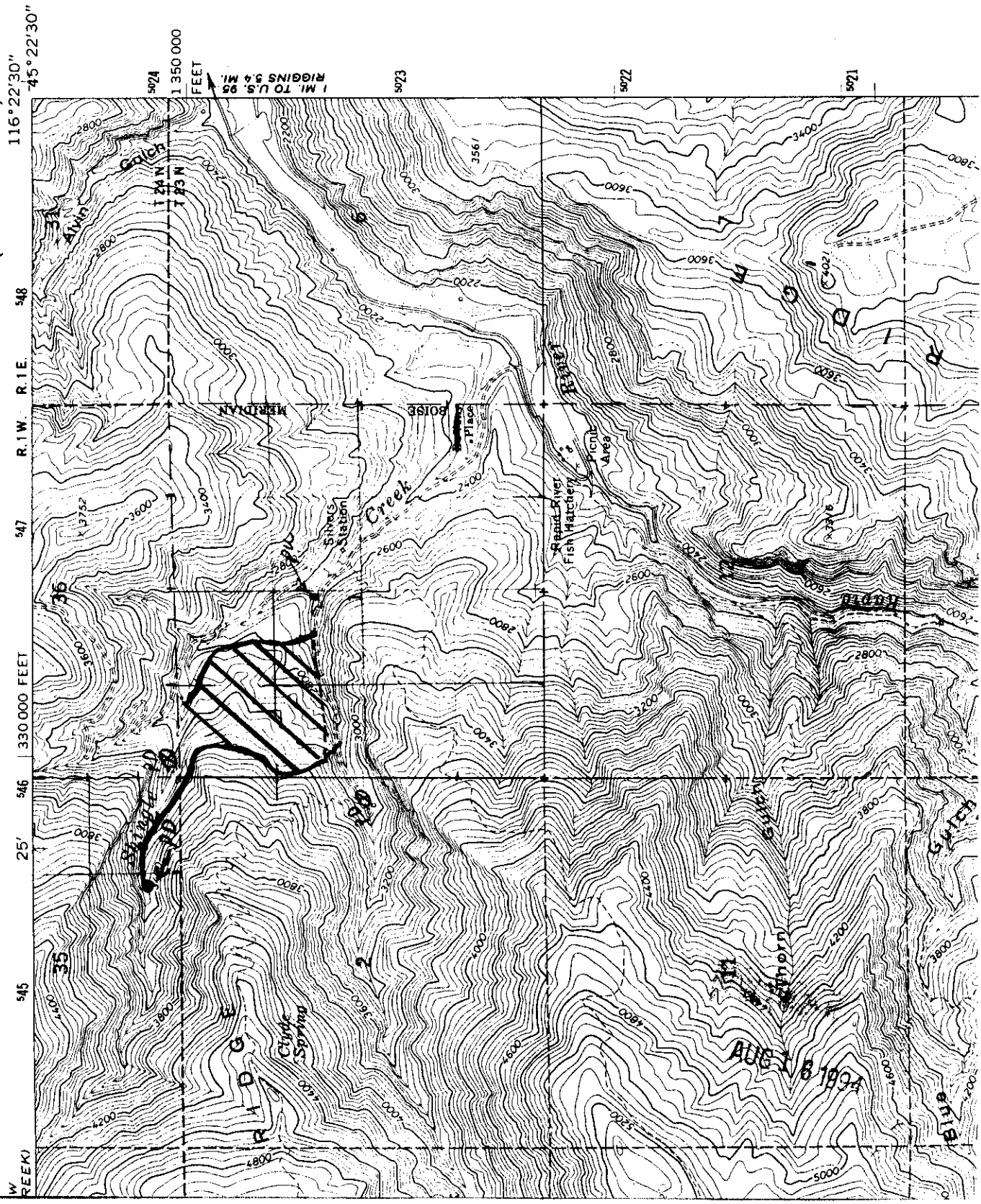


K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

AUG 16 1988

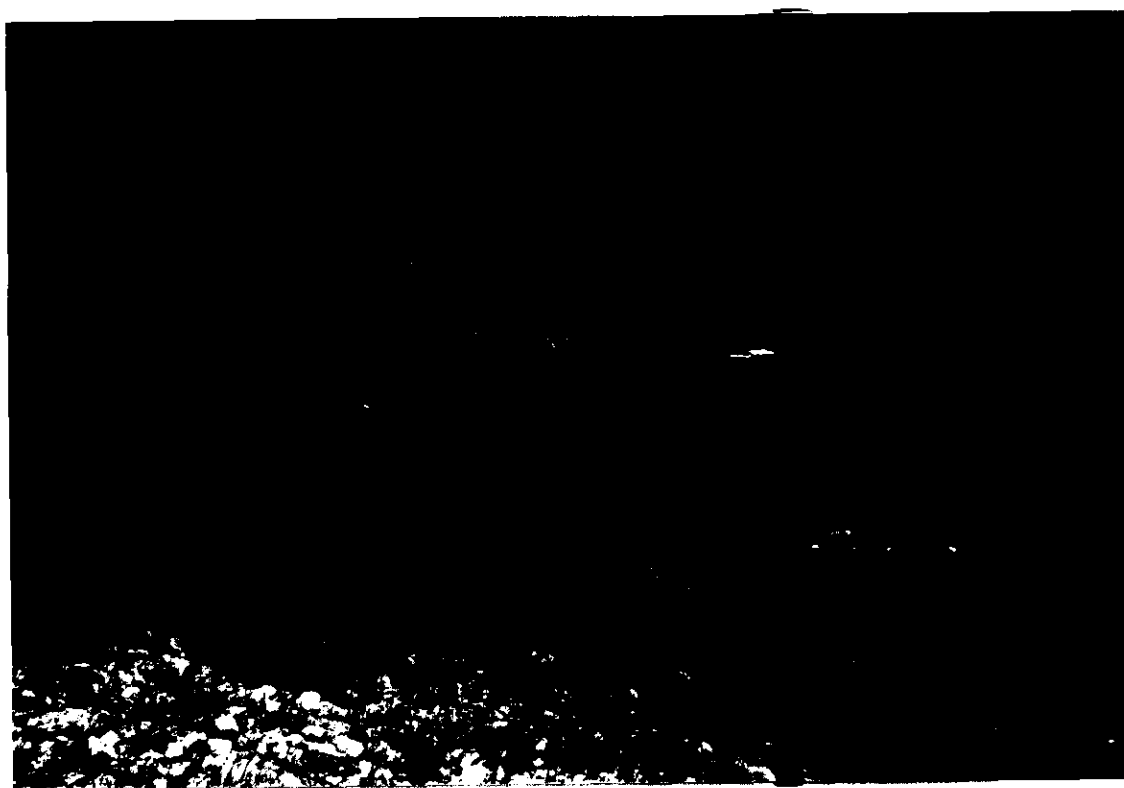


HEAVENS GATE QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)





DIVERSION BOX, NORTH FORK SHINGLE CREEK



IRRIGATED LAND UNDER GRAVITY POWERED SPRINKLER SYSTEM

AUG 16 1994

Sherl L. Chapman

CONSULTANT

410 S. ORCHARD / SUITE 144 / BOISE, IDAHO 83705 / PHONE 344-6690

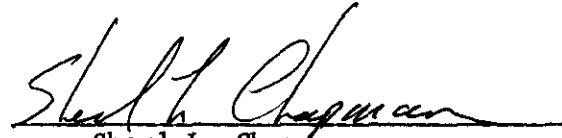
RECEIVED
JUL 01 1987

Department of Water Resources

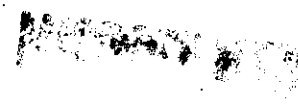
Mr. A. Kenneth Dunn, Director
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr. Dunn:

I hereby verify that I have been retained to conduct the water
right examination for water right permit #78-2070 in accordance
with the laws and regulations of the State of Idaho.


Sherl L. Chapman

Dated: 6/9/87


AUG 16 1994

4/86

RECEIVED

JUL 01 1987

Department of Water Resources
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Sent to S.O. _____

1. Permit No. 78-2070

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Willis D. Deveny

3. Post Office Address: Box 239 Riggs ID 83549

Telephone No. 628-3462

4. Source of Water: North Fork Shingle Creek

5. Extent of Use: 5-7 head horses & mules

Domestic _____ (No. of households) Stockwater 50-100 head cows 20-30 sheep (No. and type of stock)

Irrigation 37 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted .74 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

June 1975

8. Person to contact to accompany the department representative during the field examination:

(Name)

AUG 16 1987

(Address)

(Telephone Number)

☒ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

6/9/87
Date

Willis D. Deveny
Signature of Permit Holder (and title, if appropriate)

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

78-2070
De Veny, Willis D.
Box 239
Riggins, ID 83549

138349

April 10, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

AUG 16 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

August 14, 1979

Willis D. DeVeny
Box 239
Riggins, ID 83549

RE: Permit No. 78-2070

Dear Mr. DeVeny:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for

If this time and date is not convenient for you, please contact this office as soon as possible.

☒ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Kay Walker
Secretary

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 78-2070.

Name(s) of Permit Holder: Willis D. DeVeny

Post Office Address: Box 239

Riggins, ID 83549 Tel. No. 628-3462

Source of Water: Shingle Creek

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 50 cattle 60 sheep (number and type of stock)
☒ Irrigation 37 (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

1/19/79
 Date

Willis D. DeVeny
 Signature of Permit Holder

RECEIVED

JUL 22 1979

Department of Water Resources



**IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

PLACE
TEN CENT
STAMP
HERE



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

June 20, 1979

101160

Willis D. DeVeny
P.O. Box 100
Idaho Falls, Idaho 83409

Dear Mr. DeVeny:

One of the conditions of approval of your water Permit No. 7 was that evidence of the extent of development must be submitted to this office on or before September 1, 1979. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED

September 12, 1974

Re: Permit No. 78-2070

Willis D. DeVeney
P. O. Box 239
Riggins, ID 83549

Dear Mr. DeVeney:

Enclosed is a copy of the approved application for extension of time submitted in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to September 20, 1979.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

MICROFILMED

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

POSTAGE WILL BE PAID BY ADDRESSEE
PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300

-PM

Postmark of Delivering Office

974



SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.

- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

RETURN
TO

PS Form 3811
June 1975

DEPARTMENT OF WATER ADMINISTRATION
STATIONER
BOISE, IDAHO 83707

MICROFILMED

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

DATE DELIVERED

JUL 8 1974

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

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

78-2070

July 1, 1974

CERTIFIED MAIL

25477

Re: Permit No. 31389/78-2070

Willis D. DeVeney
P. O. Box 239
Riggins, ID 83549

Dear Mr. DeVeney:

One of the conditions of approval of your water Permit No. 31389/78-2070 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before September 20, 1974. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

R. KEITH HIGGINSON
Director

Enc: Proof affidavit

MICROFILMED

December 31, 1970

Re: Permit No. 31389/78-2070

**Mr. Willis D. DeVeney
P.O. Box 239
Riggins, Idaho 83549**

Dear Mr. DeVeney:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Since proof of beneficial use of the water is not required until **September 20, 1974** the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof any time prior to the above date.

Very truly yours,

**Donald W. McEldowney
Appropriation Supervisor**

DWM/DG

*78-2070
31389*

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

December 18, 1970

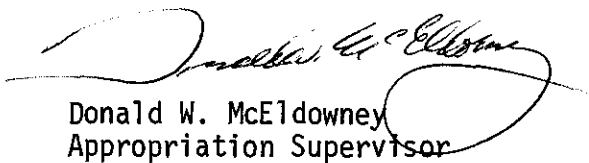
Re: Permit No. 31389/78-2070

Mr. Willis D. DeVeny
Post Office Box # 239
Riggins, Idaho 83549

Dear Mr. DeVeny:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until September 20, 1974; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Idaho County Free Press, Grangeville, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,


Donald W. McEldowney
Appropriation Supervisor

DWM:CM

31389
78-2020

December 18, 1970

Re: Permit No. 31389/78-2070

Mr. Willis D. DeVeney
Post Office Box # 239
Riggins, Idaho 83549

Dear Mr. DeVeney:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until September 20, 1974; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Idaho County Free Press, Grangeville, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McElldowney
Appropriation Supervisor

DWM:CM

78-2070
31389

November 2, 1970

Re: Permit No. 31389/78-2070

Mr. Willis D. DeVeny
Box 239
Riggins, Idaho 83549

Dear Mr. DeVeny:

The legal notice for the above-referenced permit is being published in the
Idaho Counth Free Press, Grangeville, Idaho on November 11
and November 18, 1970.

You will be required to submit an affidavit of publication to this department.
The affidavit may be obtained from the above-mentioned newspaper upon payment of
the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

31389
78-2070

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse Annex 2
Boise, Idaho 83707
(203) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

November 2, 1970

Re: Permit Nos. 31389/78-2070 - Willis DeVeney
33290/79-2094 - James Kilgore

Idaho County Free Press
Box 267
Grangeville, Idaho 83530

Gentlemen:

Enclosed are two legal notices which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us galley proofs for our review before publication.

After sending us galley proofs, proceed with the publication on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notices on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the first publication is to be paid by Willis D. DeVeney, Riggins, Idaho, Box 239, and the second by James Kilgore, Whitebird, Idaho, to whom you should furnish affidavits of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DEM/DG

Enc: two legal notices

78-2070
31389

RECEIVED

NOTICE OF APPROVED APPLICATION FOR WATER

OCT 28 1970

Box 239,

Notice is hereby given that Willis D. DeVany / Big Lost Creek Water Administration

has received an approved permit No. 31389/78-2070 to divert state/
.74 cubic feet per second state/feet of water from

North Fork of Shingle Creek tributary of Rapid River

The priority to be established
under this permit is September 18, 1963.

Water will be diverted by a ditch

within the SE 1/4 Sec. 35,
T. 24 N., R. 1 W., B. M., Idaho County

and is to be used for irrigation and stockwatering
in the SE 1/4 Sec. 2; W 1/4 Sec. 1, T. 23 N., R. 1 W., B. M.

Any protests against the intent of the permit must be filed with the
Department of Reclamation within ten days from the last date of publication
of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho County Free Press, Grangeville, Idaho
on November 11 and November 18, 1970.

State Reclamation Engineer:

Permit No. 31389

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

Willis D. DeVany
(signature)

Big Lost Creek, Idaho
(address)

Oct 1970
(date)

October 22, 1968

Re: Permit No. 31389

Willis De DeVeny
Riggins, Idaho 83549

Dear Mr. DeVeny:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with those rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg
Enc: Order
Advertising package

31389

October 10, 1968

Re: Permit No. 31389

Willis D. DeVeney
Riggins,
Idaho 83549

Dear Mr. DeVeney:

Enclosed you will find your Certificate of Completion
of Works issued on the above numbered permit.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosure

31389

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that WILLIS D. DE VENY
 of Riggins , County of Idaho , and State of
 Idaho , the holder of Permit No. 31389 , issued upon
 Application No. 39495 ... bearing date of priority of September 18, 1963, authorizing the
 diversion of 0.74 second feet of waters of ... N. Fork of Shingle Creek ...

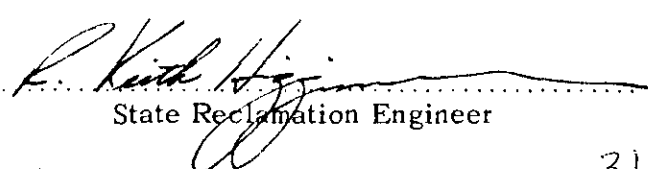
County of Idaho , State of Idaho, for irrigation & stock watering
 purposes, has fully complied with the provisions of the laws of the State of Idaho
 relating to the proof of completion of the works of diversion set out and described in said
 Permit; that said works are adequate for diverting and conveying to the place of intended
 use ... 0.74 second feet of the waters of ... N. Fork of Shingle Creek a ...
 ... tributary of Rapid River ...

that the point of diversion of said waters 580 ft. N & 1150 ft. W distant from the SE
 corner Section 35, T. 24 N., R. 1 W., B.M. and is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T. 24
 N., R. 1 W., B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 1; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 2, Township 23 ...
 North, Range 1 West, Boise Meridian.

Proof of completion of works made: September 17, 1968.

Witness my hand this 10th day of October, A.D. 19 68


 State Reclamation Engineer

31389

Permit No. 31389STATE OF IDAHO
Department of Reclamation

SEP 23 1968

Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Idaho

ss.

Willis D. DeVeney

, 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. 31389, and that his postoffice address is Box 239, Riggins State of Idaho.

Second: That the name of the stream from which said water is to be diverted is North Fork of Shingle Creek

Third: That the point of diversion of said water is 580 ft. N & 1150 ft. W distant from the SE corner, Sec. 35, T24N, R1W, B.M. and is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, T24N, R1W, B.M., County of Idaho

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by September 20, 1968.

Fifth: That the use for which said water is intended is irrigation and stock watering

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

I. Kind of Works: ditch

(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 1.5 feet, height 2.0 feet.

(d) Conduit ditch width at bottom 1 feet, width at water line 1.5

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water 0.5 feet; diameter of pipe _____ inches, average grade per mile is 26 feet. Length of conduit is 0.7 miles.

Seventh: That said works are capable of conducting to the place of intended use 0.74 cubic ft./ second feet of water.

Eighth: That water appropriated under said permit is available for 37 acres of land described as follows: 14 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 20 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T24N, R1W and 3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, T23N, R1W, B.M.

Ninth: Remarks:—That _____

Willis D. DeVeney
(SIGN HERE)

Subscribed and sworn to before me this 17th day of September, 1968

Heidi Angleton
NOTARY PUBLIC

My commission expires 11-14-68

31389

S T A T E O F I D A H O
DEPARTMENT OF RECLAMATION

Boise, Idaho

June 28, 1968

Re: Permit No. 31389

Willis D. DeVeny
Box 790
Riggins, Idaho 83549

Dear Mr. DeVeny:

Under the terms of your Permit No. 31389 you are required to complete your diversion works on or before Sept. 20, 1968. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public, or a 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 said 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, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of 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,

State Reclamation Engineer

Enc. Form 6

31389

September 30, 1963

Re: Permit No. 31389

Mr. Willis D. DeVeney,
Box 790,
Riggins, Idaho.

Dear Mr. DeVeney:

We enclose Permit No. 31389 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 31798 which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl. - Permit
Receipt
EPR:pmk

\$ 31389

