

25063

RECEIVED
DEC 9 1954
Department of Reclamation

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, ^{H.K.} ~~B.S.~~ Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the Notice of proof

application of water etc. as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

four (4) consecutive weeks, the first publication of the

same being made in the issue dated Oct. 22, 1954

and the last in the issue dated Nov. 12, 1954;

that said newspaper is of general circulation in Adams County, Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than sev-

enty-eight consecutive weeks prior to the first publication of

said Notice as aforesaid.

Subscribed and sworn to before me this 16th

day of November, 1954.

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 19th, day of November, 1954, at New Meadows, County of Adams, State of Idaho, before Carl Peterson, Notary Public, proof will be submitted of the application to beneficial use of 6.4 cubic feet per second of the waters of Goose Creek, in accordance with the terms and conditions of Permit No. 25063 heretofore issued by the Department of Reclamation, of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are L. W. Whitney, Meadows, Idaho.

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

The amount applied to beneficial use is 6.4 cubic feet per second.

The place where said water is used SE $\frac{1}{4}$ Section 31, SW $\frac{1}{4}$ and Fr. of NW $\frac{1}{4}$ Section 32, Twp. 19 N. R. 2 E. B. M.

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

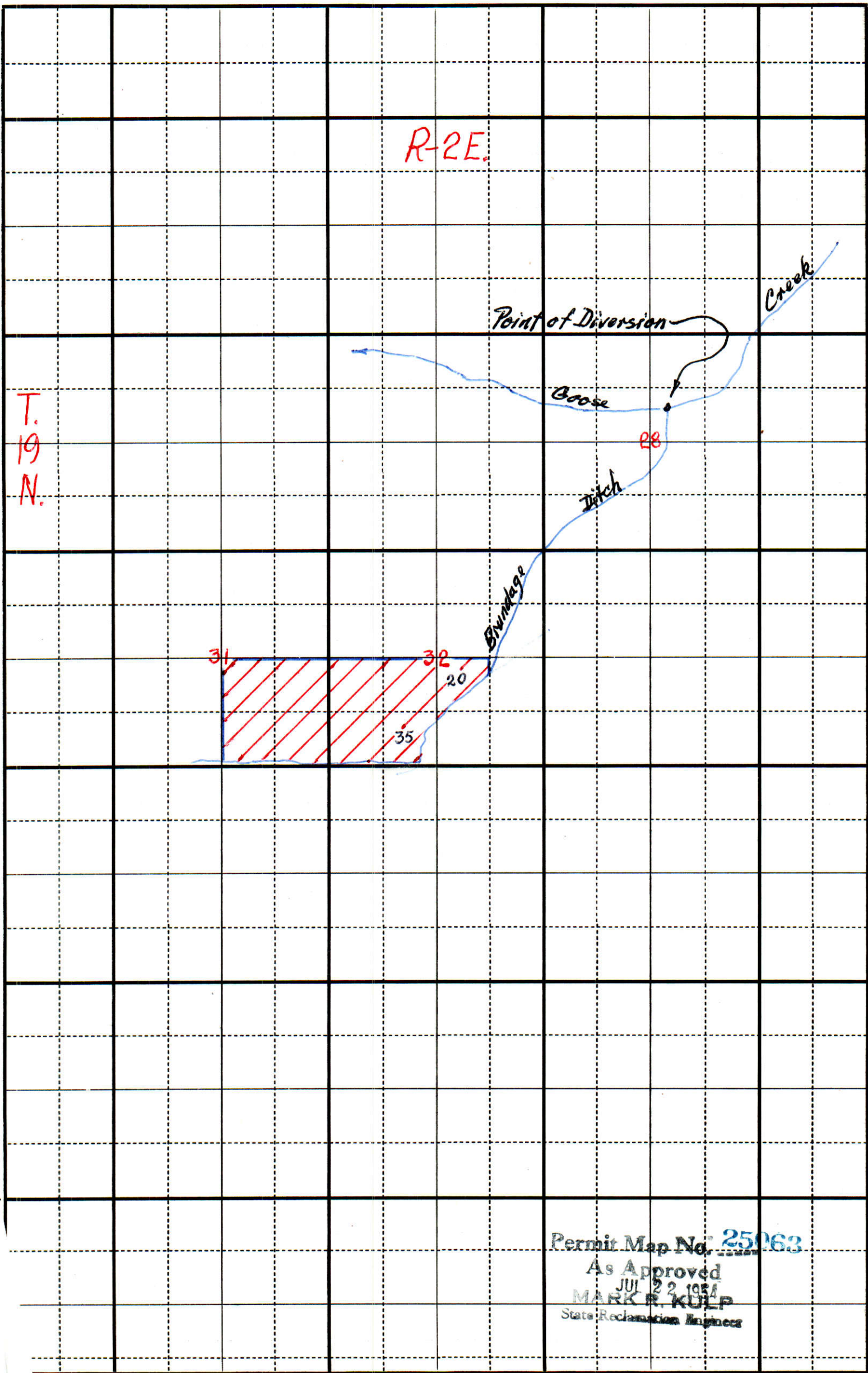
The right to take water from such works is based upon Permit No. 25063.

The source of supply from which such water is diverted is Goose Creek.

The date of priority which said user is prepared to establish is July 15, 1954.

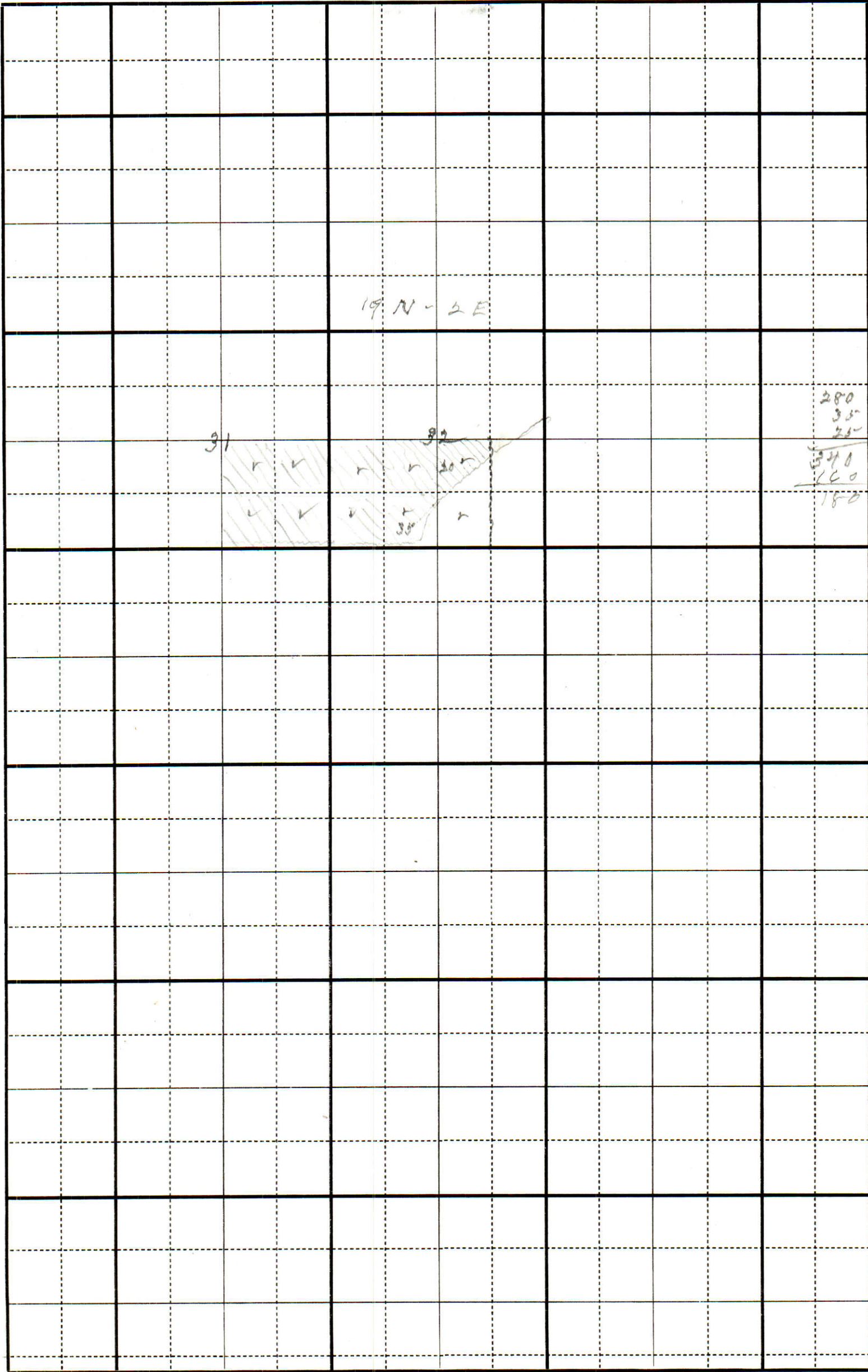
MARK R. KULP
State Reclamation Engineer.
Pub. Oct. 22, 29, Nov. 5 & 12.

25063



NAME OF APPLICANT.....

Form No. 0



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

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The name and postoffice address of the person or corporation holding said permit are L. W. Whitney, Meadows, Idaho.

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

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The place where said water is used SE $\frac{1}{4}$ Section 31, SW $\frac{1}{4}$ and Fr. of NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Twp. 19 N. R. 2 E. B. M.

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

The right to take water from such works is based upon Permit No. 25063.

The source of supply from which such water is diverted is Goose Creek.

The date of priority which said user is prepared to establish is July 15, 1954.

MARK R. KULP

State Reclamation Engineer.

Pub. ~~Oct. 22, 29, Nov. 5 & 12~~ 54

5578

State of Idaho
License and Certificate of Water Right

Water License No. 25063 Amount 6.4 second feet
Water District No. Priority July 15, 1954

THIS IS TO CERTIFY that L. W. WHITNEY
of Meadows, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 15, 19 54 ; that Permit No. 25063
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.4 second feet, was issued thereunder on October 28, 19 54, showing that said works
were completed on the 14th day of October, 19 54 ; and that on the 19th
day of November, 19 54 ,
L. W. WHITNEY

of Meadows, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Goose Creek
, a tributary of Little Salmon River, for the purpose of Irrigation
, under Use Permit No. 25063 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5578, on the 28th day of October, 19 55 ;
The right hereby confirmed dates from July 15, 19 54 ;

The Point of Diversion is located
in the SE 1/4 NE 1/4, Sec. 28, Tp. 19 N., R. 2 E., B. M. Adams 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 6.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
19 N.	2 E.	31	NE ¹ / ₄ SE ¹ / ₄	40	40
			NW ¹ / ₄ SE ¹ / ₄	40	40
			SW ¹ / ₄ SE ¹ / ₄	40	40
			SE ¹ / ₄ SE ¹ / ₄	40	40
		32	NE ¹ / ₄ SW ¹ / ₄	40	40
			NW ¹ / ₄ SW ¹ / ₄	40	40
			SW ¹ / ₄ SW ¹ / ₄	40	40
			SE ¹ / ₄ SW ¹ / ₄	35	25
			NW ¹ / ₄ SE ¹ / ₄	20	15
Number of Acres Actually Irrigated				- - 320	

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
28th day of October, 19 55 .

MARK R. KULP
State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-24831 Amount 1.96 second feet
Water District No. _____ Priority March 31, 1954

THIS IS TO CERTIFY that W. R. HAYS
of Twin Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 31,, 1954; that Permit No. G-24831
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.96 second feet, was issued thereunder on October 28, 1955, showing that said works
were completed on the 27th day of October, 1954; and that on the 27th
day of October, 1954,

W. R. HAYS
of Twin Falls, 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
~~contributory of~~ (subterranean flow), for the purpose of irrigation and domestic
use, under Use Permit No. G-24831 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5577, on the 28th day of October, 1955;
The right hereby confirmed dates from March 31, 1954;

The Point of Diversion is located in Lot 3, or
in the NE 1/4 NW 1/4, Sec. 2, Tp. 10 S., R. 16 E., B. M. Twin Falls 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 1.96 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	16 E.	2	Lot 3	45.94	45
			Lot 4	15.96	45
9 S.	16 E.	35	NE 1/4 SW 1/4	29	40
			SE 1/4 SW 1/4	40	40
Number of Acres Actually Irrigated-----					170

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
28th day of October, 1955.

(SEAL)

MARK R. KULP
State Reclamation Engineer.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

78-2056

APPLICATION No. 32887
 PERMIT No. 25063
 DISTRICT No.

1. Name of Applicant: L. W. WHITNEY

Postoffice address Meadows

County: Adams

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:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 6.80

cubic feet per second.

3. Source of water supply: Goose Creek

which is a tributary of Little Salmon River

4. Location of point of diversion:

feet distant from the

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

of Section 28 , T. 19 N. , R. 2 E. , B.M., County of Adams

5. Water is to be used for Irrigation

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

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

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

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

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

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

7. Estimated cost of works: \$

8. Kind of works: Headgate and 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 8 feet; height 5 feet.

11. Ditch: Width at bottom 8 feet; width at water line 12 feet; depth of water 2 feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is None additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 75 inches from Big Creek-
 Storage right in Brundage Reservoir.

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

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

L. W. WHITNEY *Applicant.*

By _____ *Agent.*

Date of first receipt at Department of Reclamation: 10:30 A. M. July 15, 1954

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 25063

Recorded in Book 89 Page 25063 Approved July 22, 1954

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 Completed 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 - -

The whole of said work to be completed on or before **October 22, 1954**

Beneficial use of water appropriated in accordance herewith, to be made on or before **October 22, 1954**

WITNESS My hand this 22nd day of July, 1954

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 22nd
day of July, 1954.
STATE OF IDAHO

Countersigned: By **IRA H. MASTERS**
Secretary of State.

By **LEN JORDAN**
Governor.

REMARKS: The intention of the applicant is to use this water from the flood waters of Goose Creek.

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	
19 N.	2 E.	31 32												40	40	40	40	160 175	
										40	40	40	35		20				
										Total Number of Acres to be Irrigated -								335	
Permit No. 25063																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that L. W. WHITNEY of Meadows, County of Adams, and State of Idaho, the holder of Permit No. 25063, issued upon Application No. 32887 bearing date of priority of July 15, 1954 authorizing the diversion of 6.80 second feet of the waters of Goose Creek County of Adams, State of Idaho for irrigation 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 6.4 second feet of the waters of Goose Creek; that the point of diversion of said waters is in the SE ¹ / ₄ NE ¹ / ₄ Section 28, Township 19 North, Range 2 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE ¹ / ₄ Section 31; SW ¹ / ₄ , NW ¹ / ₄ SE ¹ / ₄ Section 32, Township 19 North, Range 2 East, B.M.																			
Witness my hand this 28th day of October, A. D. 1954.																			
MARK R. KULP State Reclamation Engineer																			
Proof of completion of works made October 14, 1954 Certificate of Completion of Works issued October 28, 1954																			
LICENSE ISSUED FOR 6.4 SEC. FT. 8-55-78																			

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 25063 178-2056
 Old No. New No.

Record

1. Original Owner: L. W. Whitney

Present Owner: _____

2. Address:

3. City: Meadows State: Id Zip: _____

4. A. Source of Water: Goose Creek
 B. Tributary of: Little Salmon River

5. A. Stage (A,P,L,D,S,J): L
 B. Status (D,L,R,C,A,I,F - leave blank if valid):
 C. Priority Date: 7-15-1954
 D. County: OB
 E. Total Diversion Rate: 6.4
 F. Total Diversion Volume:
 G. Transfer/Amendment (P,T of A or blank):
 H. Water District: 78C
 I. DLE/Carey Act (D,C or blank):
 J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SENE</u>	<u>28</u>	<u>19N</u>	<u>2E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for A purposes. Amount 6.4
 (cfs or AC-FT/yr)
 from _____ to _____ for _____ purposes. Amount _____
 from _____ to _____ for _____ purposes. Amount _____
 from _____ to _____ for _____ purposes. Amount _____
 from _____ to _____ for _____ purposes. Amount _____
 from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
19N	2E	31													40	40	40	40	
		32									40	40	40	25		15			

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: *25063*

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

October 31, 1955

RE: Permit No. 25063

Mr. L. W. Whitney
Box 24
Meadows, Idaho

Dear Mr. Whitney:

We enclose License and Certificate of Water Right issued under Permit No. 25063 confirming your right to the use of 6.4 second feet of water from Goose Creek with point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, Township 19 North, Range 2 East, B.M. with priority of July 15, 1954, for irrigation of land in the SE $\frac{1}{4}$ Section 31, SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Township 19 North, Range 2 East, B.M.

We also enclose departmental receipt No. 27646 for the \$18.00 license fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ahil
Enc.

25063

✓
October 20, 1955

RE: Permit No. 25063

Mr. L. W. Whitney
Box 24
Hearsh, Idaho

Dear Mr. Whitney:

The report of our field engineer on examination for beneficial use on your Permit No. 25063 shows that you have irrigated 320 acres in the SE¹/₄ Section 31 and the SW¹/₄ and NW¹/₄ SE¹/₄ Section 32, Township 19 North, Range 2 East, B.M.

A License can, therefore, be issued for 6.4 second feet of water from Goose Creek as applied for upon receipt of the statutory fee of \$18.00. This is at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:111

25063

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 25063

REPORT ON PROOF OF Beneficial Use

L. W. WHITNEY, Box 24, Meadows, Idaho

*60
7/10/50*

app. 6.4 cfs.

*32020000
945*

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

Permit No. 25063

This proof is for Beneficial use In Water District No. _____1. Name of applicant L. W. Whitney, Box 24, Meadows, Idaho2. Source of water supply: Goose Creek3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28T. 19 N. R. 2 E. County of Adams4. Describe works as they exist, giving dimensions and capacities of same: This is a gravity system from Goose Creek and takes water through the same system that delivers the stored water from the Brundage Reservoir.5. Water is used for: Irrigation6. 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):

SE $\frac{1}{4}$ Section 31;SW $\frac{1}{4}$ and Fr. NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32;Twp. 19 N. Range 2 East, B. M.See the map

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

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

Remarks: Total capacity of canal at present is 1000 inches.Canal is not incorporated. It carries both decreed and storage water.This is a flood right and the purpose of this filing is to make a record of same.This examination was made on the 25th day of Aug., 1958(Signed) E. M. Humphrey Examiner.

25063

L. W. Whitney
Box 24, Meadows, Idaho
Permit No. 25063

Examination for Beneficial use

County Adams
28 19N. 2E.

Q-6.8 cfs. S. = Goose Cr.

R.D. = SENE, S28, 19N., 2E.

Irving

Received by 12-54

Chw
= Oct 22-54

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
SEP 21 1955
Department of Reclamation

uses same ditch as
Brundage Reservoir water
goes thru.

August 15, 1955

RE: Permit No. 25063

Mr. L. W. Whitney
Box 24
Meadows, Idaho

Dear Mr. Whitney:

I expect to make inspection in connection with your
Permit No. 25063 early in the morning of August 25.

Will someone please be prepared to accompany me on this
inspection.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphreys
Deputy State Reclamation Engineer

H:hll

25063

December 9, 1954

RE: Permit No. 25063

L. A. Whitney
Box 24
Meadows, Idaho

Dear Mr. Whitney:

We now have the affidavit of publication in the Adams County Leader which completes your proof of Beneficial Use on Permit No. 25063.

Before final action is taken the law requires that a field examination be made by an engineer from this Department.

We cannot say just when this examination will be made, but our field engineer will contact you at the time he makes the examination in order that you may arrange to show him over the ground.

Very truly yours,

MARK R. RUIP
State Reclamation Engineer
By

Chief Clerk

A:cu

25063

RECEIVED
DEC 9 1954
Department of Reclamation

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, ^{H.K.} ~~E.E.~~ Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the Notice of proof

application of water etc., as per clipping

hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

four (4) consecutive weeks, the first publication of the

same being made in the issue dated Oct. 22, 1954

and the last in the issue dated Nov. 12, 1954

that said newspaper is of general circulation in Adams County, Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than sev-

enty-eight consecutive weeks prior to the first publication of

said Notice as aforesaid.

Harold K. Rogers

Subscribed and sworn to before me this 16th

day of November, 1954.

Shawn H. H. H.

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF PROOF
Application of Water for
Irrigation of the State of
Idaho
The undersigned, *Harold K. Rogers*, publisher of the Adams County Leader, a newspaper published weekly at Council, Idaho, do hereby certify that a copy of the Notice of proof application of water for irrigation of the State of Idaho, filed with the Department of Reclamation, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for four (4) consecutive weeks, the first publication of the same being made in the issue dated Oct. 22, 1954, and the last in the issue dated Nov. 12, 1954, that said newspaper is of general circulation in Adams County, Idaho, printed and published weekly at Council therein and 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 as aforesaid.

The source of supply from which such water is diverted is *40th Creek, ID.*
The date of priority which said water is claimed to establish is *July 13, 1954.*

MARK E. KULP
State Reclamation Engineer.

25063

✓
December 1, 1954

Re: Permit No. 25063

L. W. Whitney
Meadows, Idaho

Dear Mr. Whitney:

We acknowledge receipt of the depositions of yourself and two witnesses in proof of Beneficial Use on the Permit No. 25063.

However, the affidavit of publication is a necessary part of the proof and the Adams County leader was instructed to send this to you. If you have received it we suggest that you take the matter up with them at once.

Very truly yours,

WILLIAM R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

25063

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 26 1954
Department of Reclamation

Permit No. _____

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. *R. M. Whitney - Rancher - Meadows Idaho*

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

Ans. *acting for self*

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

Ans. *Permit No. 25063 - July 15, 1954*

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

Ans. *Goose Creek, point of diversion, in SE 1/4 NE 1/4 Sec 28 Township 19 North, Range 2 East, B.M.*

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. *Cement headgate out of Goose Creek thru south side ditch large enough to carry about 18.0 secft.*

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

Ans. *For irrigation, in SE 1/4 Sec 31 and ~~SW 1/4 SE~~
SW 1/4 SE 1/4 SE 1/4 Section 32; Township 19 North, Range 2 East B.M.*

25063

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

Ans.

Irrigation only

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

Ans.

about 1 inch per acre

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

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

Ans.

For irrigating during flood water season, has been used for several years.

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

Ans.

Bronckage reservoir water used after flood waters are gone.

(Sign)

L. W. Whitney

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 New Meadows, County of Adams,

State of Idaho, on this 19th day of November, A. D. 1954

Carl Spensom

My commission expires March 5th 1957

25063

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. _____

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Edgar Raney Age 25 Residence New Meadows, Idaho, Farmer, New Meadows, Idaho

Ques. 2. Are you acquainted with L.W. Whitney, the holder of Permit No. 25063? How long have you known him and where does he reside?

Ans. known him for 8 years and he resides at New Meadows, Idaho

Ques. 3. Have you read or heard read said Permit No. 25063, 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. Goose Creek-and is in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, Township 19 North
Range 2 East, B.M.

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. 18 feet and 18 ft conveyed

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

Ans. Irrigation- SE $\frac{1}{4}$ Section 31, SW $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 32, Township 19
Range 2 East, B.M.

25063

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

Ans. NO

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. Pasture Land-and needs about 1 inch to acre

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 interest

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. Ditch has been used for 15 years, and has been in use continually
since that time

(Signed)

Edgar Raney

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 New Meadows, Idaho,

County of Adams, State of Idaho, on this 19th day of Nov.,

A. D. 19 54.

Carl Spurr

Notary Public.

My commission expires March 5th 1957.

25063

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. _____

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Virgil Waddell, age 48 residence New Meadows, Idaho, Farmer New Meadows, Idaho

Ques. 2. Are you acquainted with L.W. Whitney, the holder of Permit No. 25063? How long have you known him and where does he reside? eleven years -resides at New Meadows, Idaho

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 25063, 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. Goose Creek--is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, Township 19 North, Range 2 East, B.M.

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. 18 feet 18 ft conveyed

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

Ans. Irrigation-SE $\frac{1}{4}$ Section 31, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Township 19, Range 2 East M.M.

25063

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

Ans. _____

No

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. Pasture "and and needs about 1" to acre

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 interest

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. ditch has been used for 15 years, and hasbeen in use continually since that time

(Signed) Virgil W. Wall

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 New Meadows,

County of Adams, State of Idaho, on this 19 day of Nov

A. D. 19 54.

Corra E. Evers

Notary Public.

My commission expires March 5th 1957

25063

October 28, 1954

RE: Permit No. 25063

Mr. L. W. Whitney
Meadows
Idaho

Dear Mr. Whitney:

We enclose Certificate of Completion of Works issued on Permit No. 25063 for the diversion of 6.4 second feet of water from Goose Creek with point of diversion in the SE¹/₄NE¹/₄ Section 28, Township 19 North, Range 2 East B.M. for irrigation of land in the SE¹/₄ Section 31 and SW¹/₄, NW¹/₄SE¹/₄ Section 32, same Township and Range.

We also enclose departmental receipt No. 26994 for the \$5.00 fee paid in connection with completion of works proof.

We have sent to the Adams County Leader, notice for beneficial use proof to be made on this Permit November 19, 1954, with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set you should appear before Mr. Carl Peterson, Notary Public, together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

25063

ADAMS COUNTY LEADER

Only Newspaper Published In and Serving Adams County

RECEIVED
OCT 19 1954
Department of Reclamation

HARRIET K. and BERT J. ROGERS

Editors and Publishers

COUNCIL, IDAHO

Oct. 18, 1954

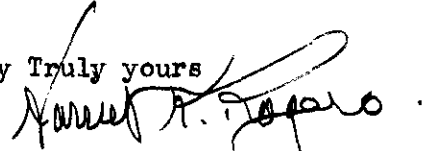
25063

Mark R. Kulp
State Reclamation Eng.
Boise, Idaho

Gentlemen:

Copy for legal publication of Permit No. 25063 for L.W. Whitney of Meadows Idaho is in our office and will be published Oct. 22-29 and Nov. 5-12.

Very Truly yours


Harriet K. Rogers

25063

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 25063

Date: October 16, 1954

Adams County Leader

Council, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **November 19, 1954** the date set for proof, the expense of the publication to be paid by the applicant, **L. W. Whitney** of **Meadows, Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

25063

Boise, October 14, 1954

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

Dear Mr. Kulp:

I hereby make application to amend Permit No. 25063 to reduce the amount from 6.8 cubic feet per second from Goose Creek to 6.4 cubic feet per second, as that is the amount on which I am able to make proof.

Very truly yours,

L. W. Whitney
L. W. Whitney

RECEIVED
OCT 14 1954
Department of Reclamation

25063

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 14, 1954

(P. O.) Meadows, Idaho.

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Adams County Leader, of Council Idaho. published in
the county in which the works are situated.

L. M. Whitney

(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.

25063

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

Notice is hereby given that at 10 A. M. on the 19th, day of November, 1954,
at New Meadows, County of dams, State of Idaho, before
Carl Peterson, Notary Public, proof will be submitted of the
application to beneficial use of 6.4 cubic feet per second of the waters of Goose Creek,
in accordance with the terms and conditions of Permit No. 25063
heretofore issued by the Department of Reclamation, of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
L.W. Whitney, Meadows, Idaho.

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

The amount applied to beneficial use is 6.4 cubic feet per second.

The place where said water is used (~~to be designated on the map and described in the application~~)

SE $\frac{1}{4}$ Section 31, SW $\frac{1}{4}$ and Fr. of NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Twp. 19.N. R. 2.E.B.M.

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

The right to take water from such works is based upon Permit No. 25063

The source of supply from which such water is diverted is Goose Creek.

The date of priority which said user is prepared to establish is July 15
~~August 22~~, 1954

MARK. R. KULP.

State Reclamation Engineer.

25063

Permit No. 25063

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada,

ss.

L.W. Whitney, 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. 25063, and that his postoffice address is Meadows, Idaho. State of Idaho.

Second: That the name of the stream from which said water is to be diverted is Goose Creek, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, Twp. 19.N. R. 2.E.

Third: That the point of diversion of said water is SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, Twp. 19.N. R. 2.E.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by October 22, 1954.

Fifth: That the use for which said water is intended is Irrigation.

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

I. Kind of works: Headgate and 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 8 feet, height 5 feet.

(d) Conduit Ditch width at bottom 8 feet, width at water line 12.
(State whether ditch, flume or pipe)

feet, depth of water 2 feet; diameter of pipe inches, average grade per mile is 5.28 feet. Length of conduit is 2 miles.

Seventh: That said works are capable of conducting to the place of intended use 6.4 second feet of water.

Eighth: That water appropriated under said permit is available for acres of land described as follows: SE $\frac{1}{4}$ Section 31, Twp. 19.N. R. 2.E - 160 acres and 175 acres in the SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32 Twp. 19.N. R. 2.E.

Ninth: Remarks: That

L.W. Whitney
(Sign Here)

Subscribed and sworn to before me this 14th day of October, 1954

My commission expires 3-5-55

Notary Public.

Boise, Idaho

25063

July 31, 1954

RE: Permit No. 25063

Mr. L. W. Whitney
Meadows,
Idaho

Dear Mr. Whitney:

We enclose Permit No. 25063 together with departmental receipt No. 26779 for the \$6.50 filing fee.

Since the application states that the works are completed and that no additional time is required for making proof of beneficial use, we have allowed 3 months or until October 22, 1954, within which to make these proofs.

Proof of Completion of Works should be made on form 6 enclosed, executed before a Notary Public and returned to this Department with the statutory fee of \$5.00.

Proof of Beneficial Use requires publication of a notice in a local newspaper once a week for four weeks before proof is made. Notice should be made in duplicate on form 10 enclosed, setting the time and place and naming the Notary Public before whom proof is to be made. Both copies of form 10 to be returned to this Department together with form 11 which is authorization for us to have the notice published at permit holder's expense in the designated county newspaper. We shall then send a copy of the notice to the newspaper with instructions in regard to publishing.

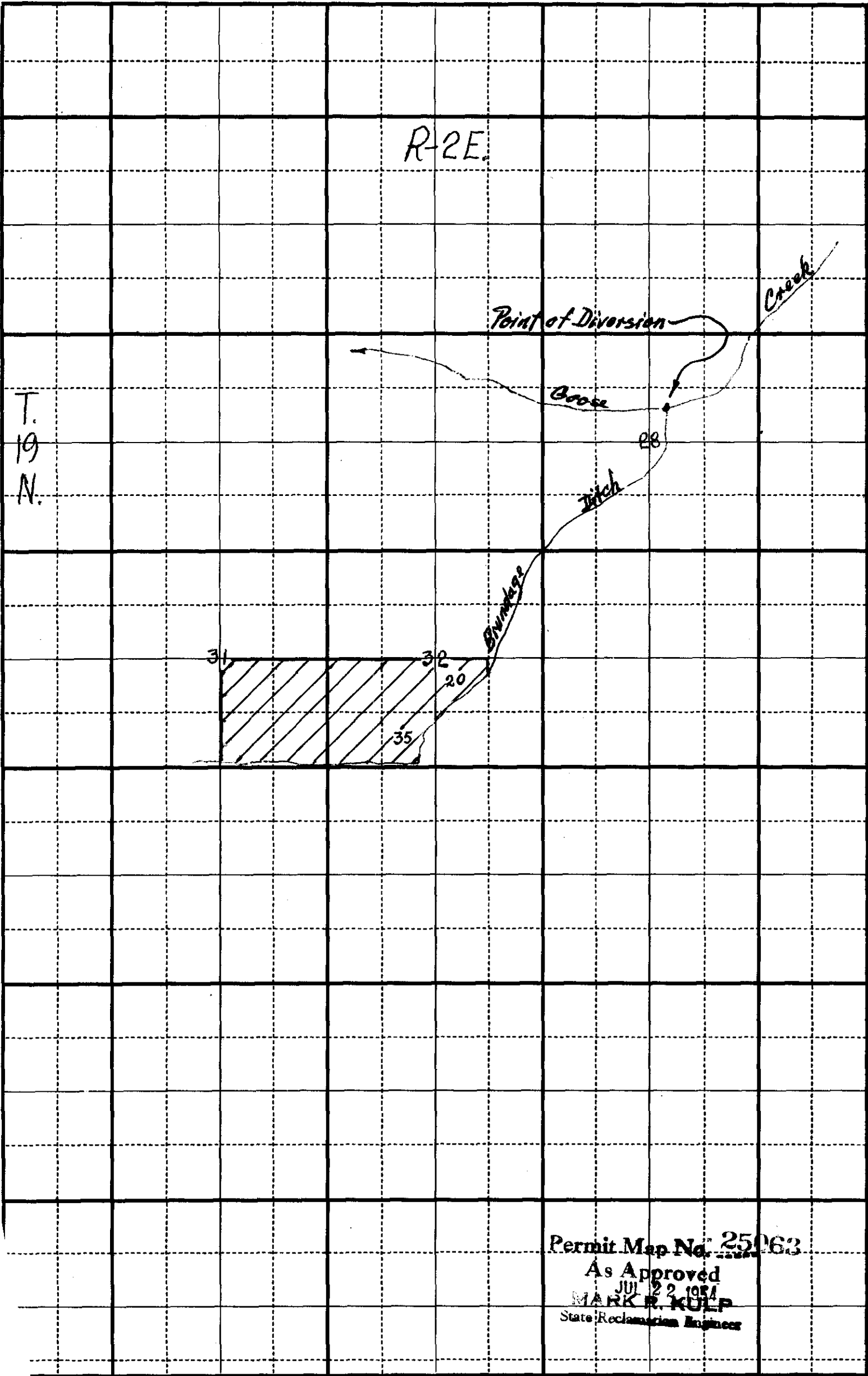
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

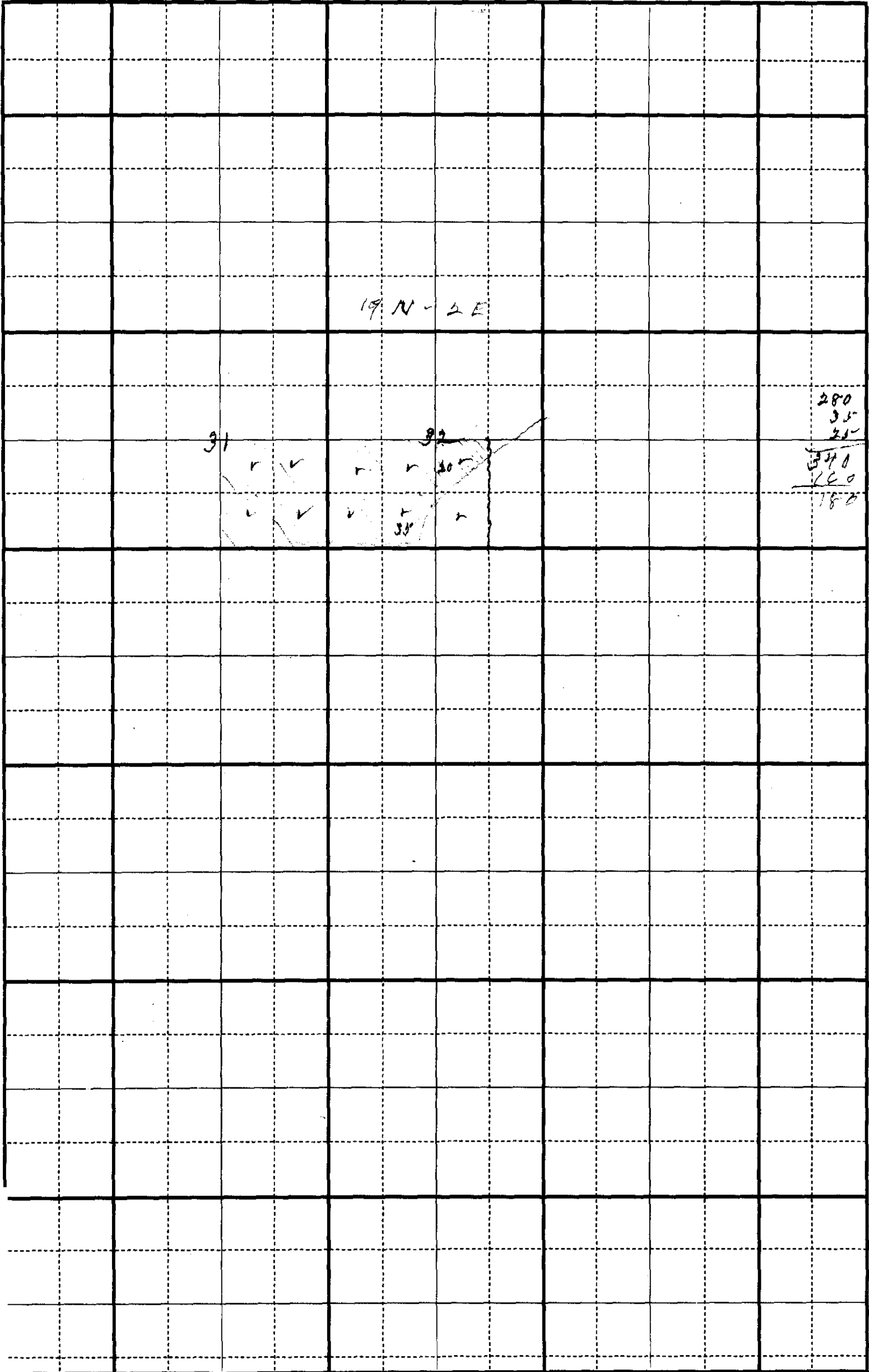
A:br
Enc.

25063



NAME OF APPLICANT.....

Form No. 0



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

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

Notice is hereby given that at 10 A. M. on the 19th day of November, 1954, at New Meadows, County of Adams, State of Idaho, before Carl Peterson, Notary Public, proof will be submitted of the application to beneficial use of 6.4 cubic feet per second of the waters of Goose Creek, in accordance with the terms and conditions of Permit No. 25063 heretofore issued by the Department of Reclamation, of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are L. W. Whitney, Meadows, Idaho.

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

The amount applied to beneficial use is 6.4 cubic feet per second.

The place where said water is used SE $\frac{1}{4}$ Section 31, SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Twp. 19 N. R. 2 E. B. M.

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

The right to take water from such works is based upon Permit No. 25063.

The source of supply from which such water is diverted is Goose Creek.

The date of priority which said water is prepared to establish is May 15, 1954.

MARK R. KULP
State Reclamation Engineer.
Oct. 22, 29, Nov. 5 & 12, 54