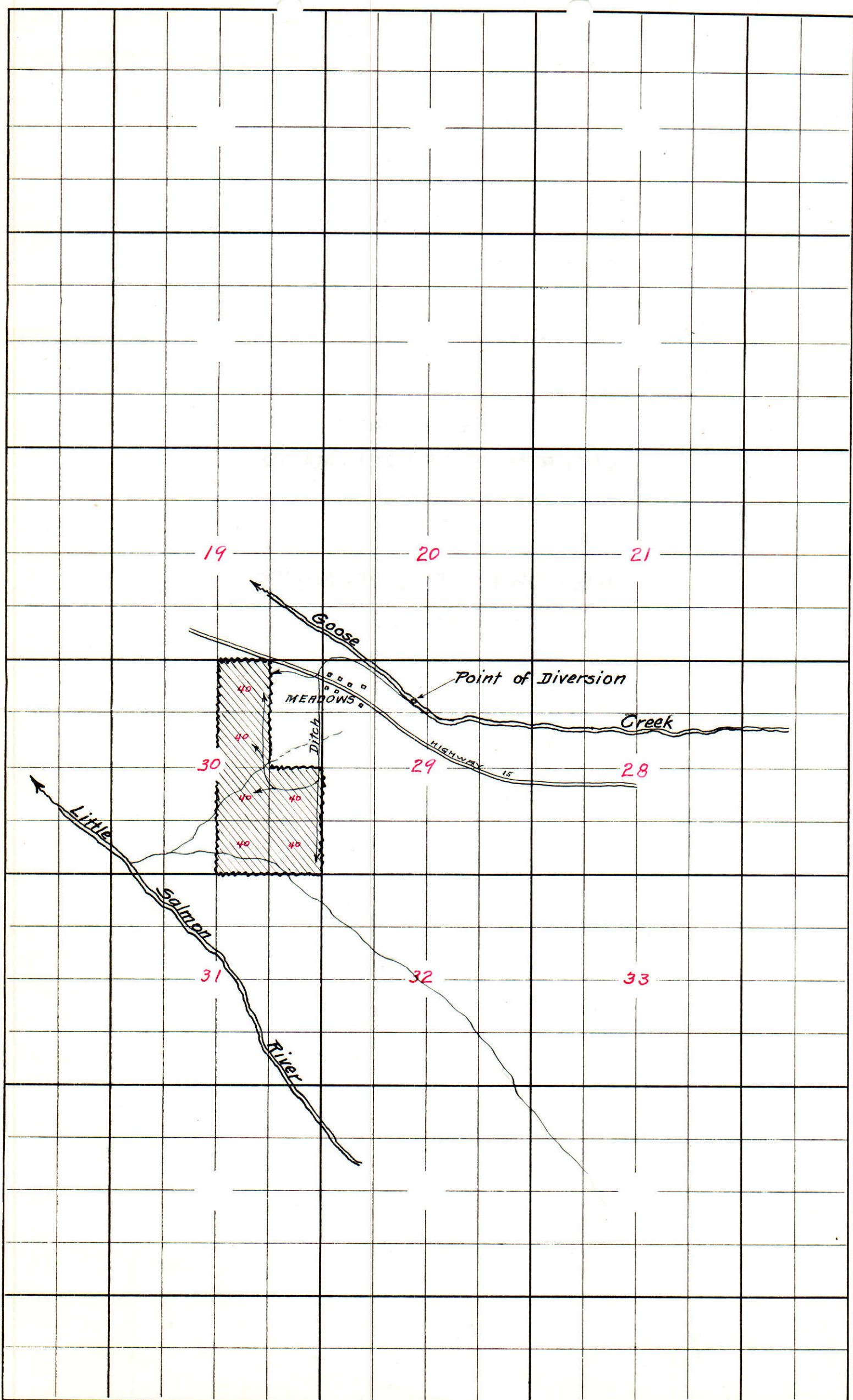




16789

AFFIDAVIT OF PUBLICATION

State of Idaho }
County of Adams } ss.

C. H. Wines

I, ~~F. H. H. H. H. H.~~ 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 as per clipping hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Four consecutive weeks, the first publication of the same being made in the issue dated January 27, 1939 and the last in the issue dated February 17, 1939 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.

Subscribed and sworn to before me this 18th

day of February, 1939, 192

at New Meadows
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 21st day of February 1939, at New Meadows, County of Adams, State of Idaho, before Lee Highley, Notary Public, proof will be submitted of the application to beneficial use of 4 cubic feet per second of the waters of Goose Creek in accordance with the terms and conditions of Permit No. 16789 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit is George Wilson, Meadows, Idaho

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

The amount applied to beneficial use is 4 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) W $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 30, 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 unnamed.

The right to take water from such works is based upon Permit No. 16789.

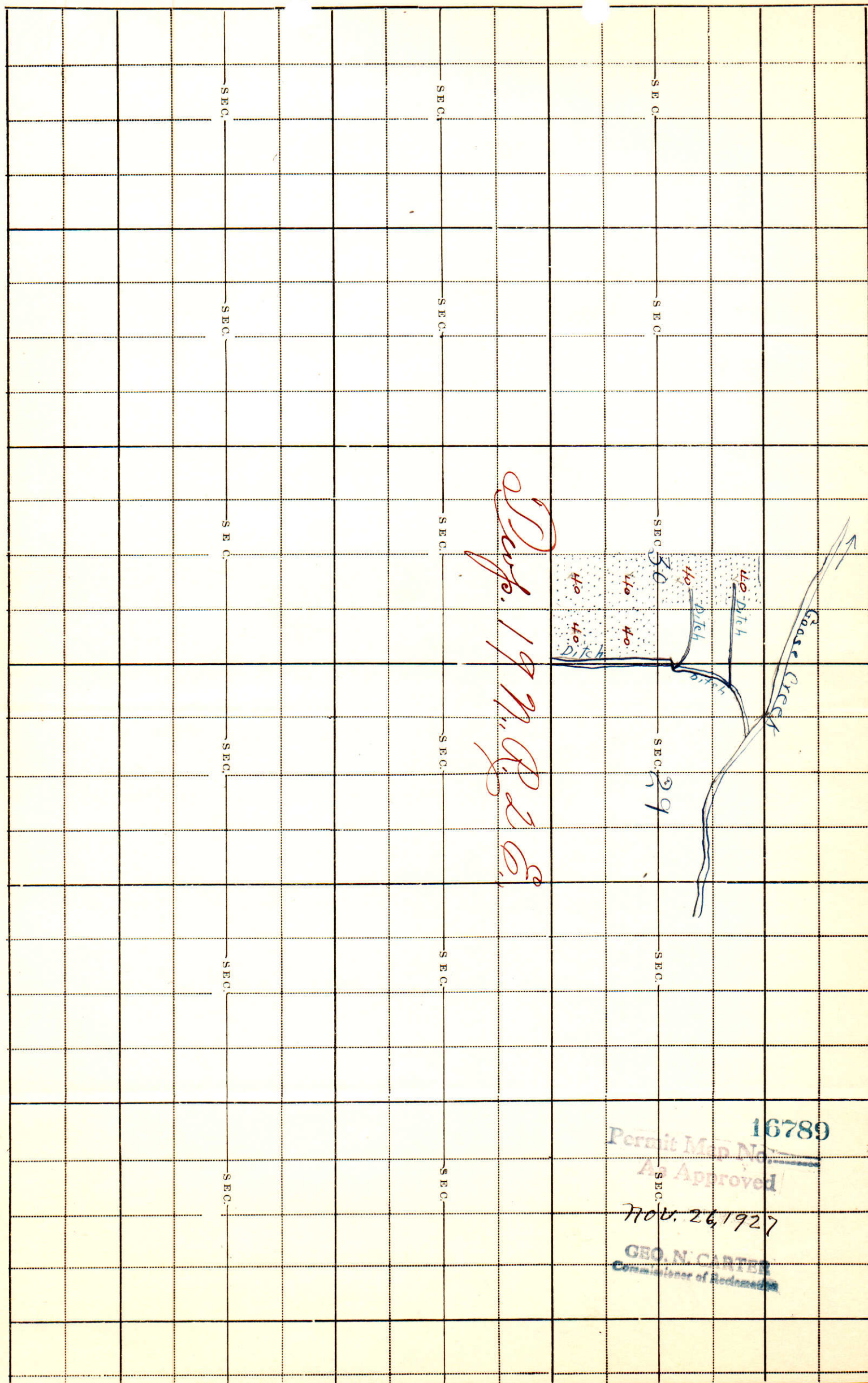
The source of supply from which such water is diverted is Goose Creek.

The date of priority which said user is prepared to establish is November 23, 1927.

JAMES SPOFFORD
1-27-4t Commissioner of Reclamation

Department of Reclamation

16789



16789
Permit Map No. 1
As Approved
SEC.
Nov. 26, 1927
GEO. N. CARTER
Commissioner of Reclamation

16789

State of Idaho
License and Certificate of Water Right

Water License No. 16789
Water District No.

Amount 4 second feet
Priority February 18, 1934

THIS IS TO CERTIFY that ESTATE OF T. A. CLARK, DECEASED,
of Meadows, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 23, 1937; that Permit No. 16789
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4 second feet, was issued thereunder on December 14, 1938, showing that said works
were completed on the 9th day of September, 1938; and that on the 21st
day of February, 1939,

ESTATE OF T. A. CLARK, DECEASED,
of Meadows, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Goose Creek
, a tributary of Little Salmon River, for the purpose of irrigation and
domestic use, under Use Permit No. 16789 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 4023, on the 28th day of June, 1940;

The right hereby confirmed dates from February 18, 1934;

The Point of Diversion is located about 1980 feet from the NW corner of Sec. 29, T. 19 N., R. 2 E.
in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, 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 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.	30	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			Total Number of Acres Irrigated	-	240

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this 28th day of June, 1940

JAMES SPOFFORD
Commissioner of Reclamation

(SEAL)

APPLICATION FOR PERMIT **78-2036** TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 23724

Permit No. 16789

District No.

1. Name of Applicant: Estate of T. A. Clark, Deceased.

Postoffice address: New 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:

(a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: Four (4) 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: is about 1980 feet distant from the Northwest corner of Section 29, T. 19 N., R. 2 E., B. M., and is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 29, T. 19 N., R. 2 E., B. M., County of Adams.

5. Water is to be used for: Irrigation and domestic uses.

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: \$200.00.

8. Kind of works: Ditch, only.

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 4 feet; height 2 feet.

11. Ditch: Width at bottom 3 feet; width at water line 4 feet; depth of water 1.5 feet; dimensions of flume

Diameter of pipe inches; length of conduit 1 1/4 miles.

Average grade per mile $\frac{1}{2}$ " to rod. feet.-

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

13. The time required for the complete application of the water to the proposed use is no additional years.

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

15. (a) Is reservoir to be used? **No.** 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 waters of the State of Idaho as herein set forth.

Estate of T. A. Clark, Deceased. *Applicant.*

By George Wilson, Agent.

Date of first receipt at Department of Reclamation: 9.00 A. M., November 23, 1927.

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 16789.

Recorded in Book 60; Page 16789. Approved November 26, 1927.

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 **January 25, 1928**

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

May 26, 1930.

The whole of said work to be completed on or before

November 26, 1932.

Beneficial use of water appropriated in accordance herewith, to be made on or before November 26, 1932.

Witness my hand this 26th day of November, 1927.

GE O. N. CARTER.
Commissioner of Reclamation.

Remarks:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
19 N.	2 E.	30		40	40										40	40	40	40	240
Total Number of Acres to be Irrigated																			240
The above and foregoing application is made subject to decrees affecting waters of Goose Creek. The water for which application is hereby made is to be diverted through existing ditch and no new or addition works of any kind, except rebuilding of a headgate, will be required.																			

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement of)
Permit No. 16789 Under the Provisions)
of Section 41-311, Idaho Code Annotated.)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 16789 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: November 26, 1932; and,

WHEREAS, On the 16th day of July, 1932, notice to show cause why said permit should not be canceled, under the provisions of Section 41-311, Idaho Code Annotated, was duly served on the holder of said permit; and,

WHEREAS, On the 17th day of August, 1938, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 19th day of September, 1938, depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 16789, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 16789 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 14th day of December, 1938.

R. W. FARIS
Commissioner of Reclamation

(SEAL)

By PAUL H. BERG
Deputy

Permit No. 16789

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that George Wilson, Agent for the Estate of T. A. Clark, deceased, of Meadows, County of Adams, and State of Idaho, the holder of Permit No. 16789, issued upon Application No. 23724, bearing date of priority of November 23, 1937, authorizing the diversion of four (4) second feet of the waters of Goose Creek, County of Adams, State of Idaho, for irrigation and domestic 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 four (4) second feet of the waters of said Goose Creek; that the point of diversion of said waters is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 29, T. 19 N., R. 2 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: W $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 30, T. 19 N., R. 2 E., B. M.

Witness my hand this 14th day of December, A. D. 1938.

R. W. FARIS
Commissioner of Reclamation

Proof of completion of works made Sept. 9, 1938
Certificate issued December 14, 1938

ORIGINAL ISSUED FOR 4...SEC. 11.

Page 4023

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 16789 178-2036
 Old No. New No.

Record

1. Original Owner: T. A. Clark Est.

Present Owner: _____

2. Address: c/o George Wilson

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: 2-18-1934

D. County: 03

E. Total Diversion Rate: 4-

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District: 78 C

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>NENW</u>	<u>29</u>	<u>19N</u>	<u>2E</u>		

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

from _____ to _____ for A purposes. Amount 4-
 (cfs or AC-FT/yr)

from _____ to _____ for D purposes. Amount _____

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	30		40	40										40	40	40	40	

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: *16789*

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

✓
16789

July 15, 1952

Mr. George Wilson
Box 13
Meadows, Idaho

Dear Mr. Wilson:

In reply to your letter of July 11, 1952, requesting copy of filing for 200 inches of water in Esterbrook and Bryden Ditch,

No doubt you refer to License No. 16789 issued to the estate of T. A. Clark, deceased, for 4 second feet of water from Goose Creek with priority of February 18, 1934. The point of diversion shown in this license is the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29, Township 19 North, Range 2 East, B.M., and the water is to be used for irrigation and domestic purposes on the W $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 30, Township 19 North, Range 2 East, B.M.

If you would care for a copy of this license, we can furnish same, the fee for which will be \$1.00, or if certified \$1.50.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

16789

mea mine, Idaho
July 11 - 1952

Dear Sir:

Please send copy of filing of
500 inches of water in Esterbrook & Bayden
Ditch taken out in 1928. Send a chart
for reading mine - please.

RECEIVED

JUL 12 1952

Department of Reclamation

Thanking you,

George Wilson
Box 13

Meadows, Idaho.

16789

July 2, 1940

Re: Permit No. 15789

Mr. George Wilson, Agent,
Estate of T. A. Clark, deceased,
Mendota, Idaho.

Dear Sir:-

We enclose herewith License and Certificate of Water Right issued under the above numbered permit, confirming the right of the Estate of T. A. Clark, deceased, to use four (4) second feet of water from Goose Creek, a tributary of Little Salmon River, for irrigation and domestic use in the $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 30, Township 19 North, Range 2 East, B.M., with date of priority of February 18, 1934.

The Department's Receipt No. 17450 for the \$12.00 fee paid in connection with this proof is also enclosed.

Very truly yours,

JAMES SPONFORD
Commissioner of Reclamation
By

JLA
Encls.

Chief Clerk

16789

January 31, 1940

Re: Permit No. 16789

Mr. George Wilson, Agent,
Estate of T. A. Clark, deceased,
Meadows, Idaho.

Dear Sir:-

We have on file the report of our field engineer
on examination for beneficial use under the above
numbered permit.

This report shows that 240 acres are being irrigated,
in six legal subdivisions.

Therefore, upon receipt of the statutory fee of
\$12.00, which is at the rate of \$2.00 for each 40-acre
legal subdivision, a license will be issued for 4
second feet.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

JLA

By

Chief Clerk

16789

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 16789

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Estate of T. A. Clark, deceased- George Wilson, Agent

2. Source of water supply: Goose Creek, a tributary of Little Salmon River

3. Location of point of diversion: Is in the NE¹/₄ NW¹/₄ of Section 29

T. 19 N. R. 2 E. County of Adams

4. Describe works as they exist, giving dimensions and capacities of same: A concrete wing

curb across creek, 2 ft high ²/₄ 40 ft long, A head gate
4 1/2 ft wide, 2 ft deep ²/₄ 14 ft long, and a ditch 3 ft
wide x 1 ft deep.

5. Water is used for: irrigation and domestic purposes

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): Township 19 North, Range 2 East, Section 30

NE¹/₄ NE¹/₄, SW¹/₄ NE¹/₄, NE¹/₄ SE¹/₄, NW¹/₄ SE¹/₄, SW¹/₄ SE¹/₄, SE¹/₄ SE¹/₄

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

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

Remarks: _____

This examination was made on the 29th day of May, 1939.

(Signed)

Fred F. Tolman
Examiner.

16789

Estate of T. A. Clark, deceased
George Wilson, Agent,
Meadows, Idaho
Permit No. 16789

Examination for Beneficial Use

County Adams

INSTRUCTIONS TO EXAMINERS

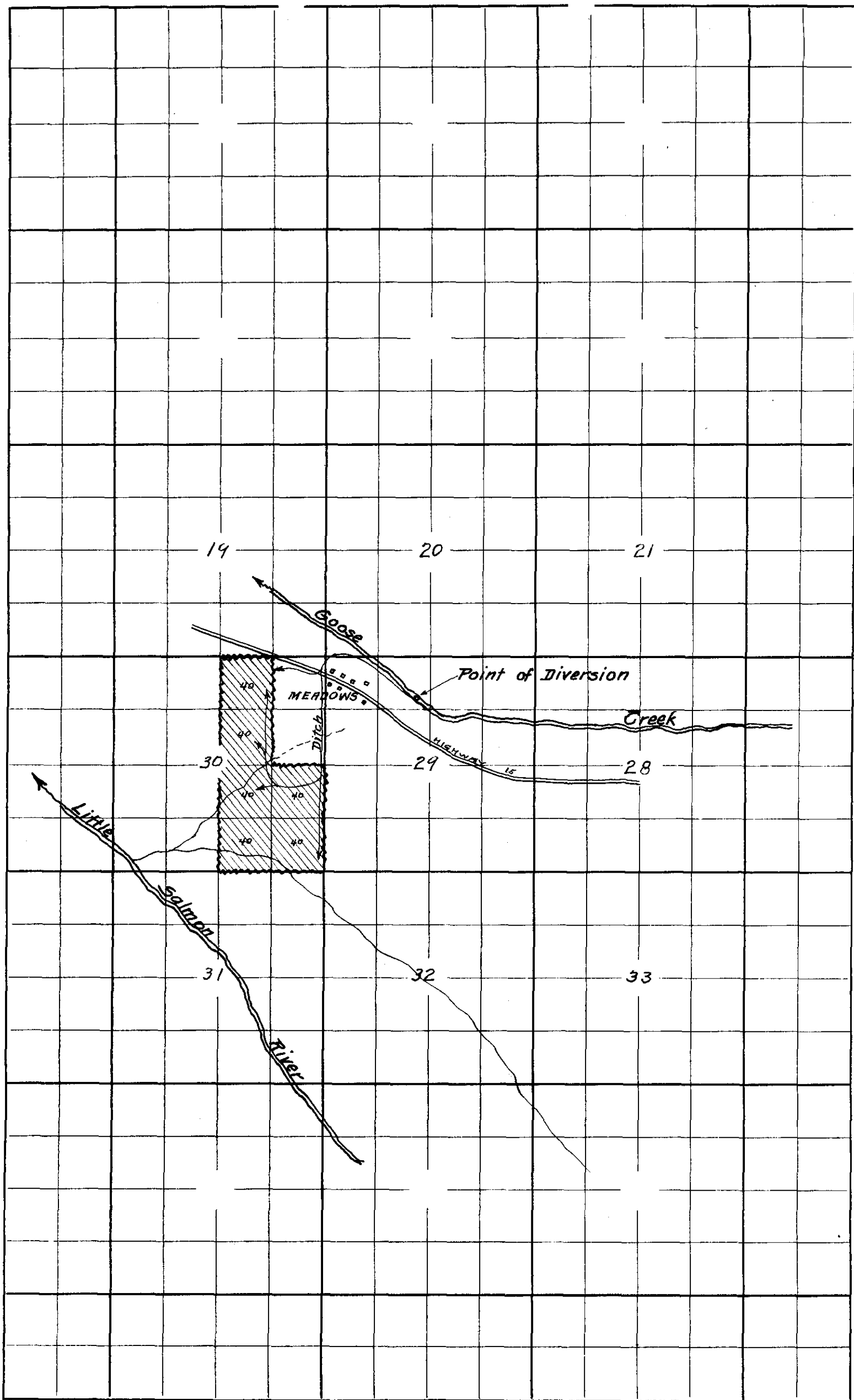
1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make a 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.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 16789

REPORT ON PROOF OF Beneficial Use



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

16789

February 24, 1939

Re: Permit No. 16789

Estate of T. A. Clark, deceased

Mr. George Wilson,
Meadows, Idaho.

Dear Sir:-

This will acknowledge receipt of the deposition of the holder, the depositions of two witnesses, and the affidavit of proof of publication from the newspaper, all in connection with beneficial use proof under the above numbered permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made, since the department has but one field engineer who makes examinations all over the state

However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination, so that you may show him over the grounds. After his report is on file in this office, you will be further notified as to fees before the issuance of your license.

Very truly yours,

JAMES SPOTFORD
Commissioner of Reclamation
BY

JLA

Chief Clerk

16789

AFFIDAVIT OF PUBLICATION

State of Idaho }
County of Adams } ss.

C. H. Wines

I, F. ~~XXXXXXXXXX~~ on, 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 ----- as per clipping hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for ----- Four ----- consecutive weeks, the first publication of the same being made in the issue dated ----- January 27, 1939 ----- and the last in the issue dated ----- February 17, 1939 ----- 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.

Subscribed and sworn to before me this ----- 18th -----

day of ----- February, 1939 ----- 192

[Signature]
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 21st day of February 1939, at New Meadows, County of Adams, State of Idaho, before Lee Highley, Notary Public, proof will be submitted of the application to beneficial use of 4 cubic feet per second of the waters of Goose Creek in accordance with the terms and conditions of Permit No. 16789 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding, said permit is George Wilson, Meadows, Idaho

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

The amount applied to beneficial use is 4 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) W $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 30, 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 unnamed.

The right to take water from such works is based upon Permit No. 16789.

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 November 23, 1927.

JAMES SPOFFORD
1-27-4t Commissioner of Reclamation

16789

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 16789

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. George Wilson, Farming & Cattle
Raising, 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. _____

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

Ans. 16789, Nov. 23, 1927.

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

Ans. Goose Creek, NE 1/4 NW 1/4 Sec 29,
T 19 N., R 2 E., B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Ditch, Six Sec. feet.
unnamed ditch.

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

Ans. Irrigation & Domestic
240 acres, 6 forties, full acreage
W 1/2 NE 1/4, & SE 1/4 Sec 30, T. 19 N., R 2 E.
Land has been cultivated, but is now
meadow Hay crop has been tripled.

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

Ans. _____

16789

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

Ans. One miner's 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. Used to full capacity since 1927.

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. Former owner used 33 inches
I increased the size of ditch
and added 200 inches. I retain
the 33 inches and also have 100 in Res
ervoir water: Goose Lake Res.
(Sign) George Wilson

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 21st day of February, A. D. 1939.

Lee Highley
Notary Public

My commission expires June 15, 1940.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 16789

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. J. D. Trick, 66 yrs. Meadows Ida
Carpenter, Meadows Idaho.

Ques. 2. Are you acquainted with George Wilson, the holder of Permit No. 16789? How long have you known him and where does he reside?

Ans. Yes, 20 yrs.
Meadows, Idaho

Ques. 3. Have you read or heard read said Permit No. 16789, 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, NE 1/4 NW 1/4 Sec
29, T. 19 N., R. 2 E., Ditch

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

Ans. Six Sec. feet, and I have seen that amt.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Irrigation & Domestic
W 1/2 NE 1/4 and SE 1/4 Sec 30 T. 19 N., R. 2 E. B.M
Meadow land. Hay crop has been
increased from 150 tons to 500 tons

16789

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

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Light loam with some
gravel; One inch per 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.

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. From 1927 to 1938. Have seen
ditch at full capacity each year.

(Signed)

JS Drake

I hereby certify that the foregoing testimony was read to the above subbscriber 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 day of 24th Feby, A. D. 1939.

My commission expires

June 15, 1940

Lee Higley

Notary Public.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16789

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. Walter White, 71 yrs., New Meadows Ida.
Farming & Cattle Raising

Ques. 2. Are you acquainted with George Wilson, the holder of Permit No. 16789? How long have you known him and where does he reside?

Ans. Have known him all his life
Residence Meadows, Idaho.

Ques. 3. Have you read or heard read said Permit No. 16789, 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, NE 1/4 NW 1/4 Sec 29,
T. 19 N., R. 2 E., Ditch

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

Ans. 5 sec feet. I have seen 5 cuft. in ditch

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 & domestic: W 1/2 NE 1/4 and
SE 1/4 of Sec 30, T. 19, N., R. 2 E., B.M.
Meadow land. Hay crop has been
increased from 150 tons to 450 tons

16789

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

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Black loam with some gravel.
Requires One inch per 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. None

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

Ans. Have witnessed the full amount
of water applied each year
since 1927.

(Signed) Walter White

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 2nd day of Feb, A. D. 1939

Lee Higley
Notary Public.

My commission expires June 15 1939

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Re: Permit No. 16789
George Wilson

BOISE, IDAHO,

February 11, 1939

Lee Highley,
New Meadows, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 16789

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On February 21, 1939, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at New Meadows, Idaho before Lee Highley, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

JAMES SPOFFORD
Commissioner of Reclamation.

ENC.

16789

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date..... **January 20, 1939**

Re: permit No. 16789

**ADAMS COUNTY LEADER
COUNCIL, IDAHO**

DEAR SIR:-

Enclosed you will find notice for publication once a week for four consecutive weeks prior to..... **February 21, 1939**....., the date set for proof, the expense of the publication to be paid by the applicant,..... **George Wilson, 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.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

16789

James Spofford xxxxxxx

~~xxxxxxxxxx~~
C. A. Bottelstein

January 20, 1939

Re: Permit No. 16789

Mr. George Wilson,
New Meadows, Idaho.

Dear Sir:-

This will acknowledge receipt of notice in duplicate for publication in connection with beneficial use proof, and also your authorization to have the notice published in the Adams County Leader, of Council, Idaho, all in connection with Permit No. 16789.

A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to February 21, 1939. About ten days prior to this date depositions, consisting of one for the holder and one for each of two witnesses, will be mailed to Lee Highley, Notary Public, New Meadows, Idaho, so that he will have them in ample time for the proof.

On the date designated you should appear at Lee Highley's office with two disinterested witnesses who are familiar with the terms of the permit and the works constructed thereunder for the purpose of executing the depositions/

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLA

Chief Clerk.

16789

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

Feb. 21

(Date) December 27, 1909

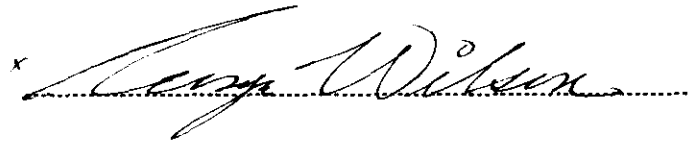
(P. O.) Moscow, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

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.

x 

(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.

16789

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

Notice is hereby given that at ^{o'clock} 10 A. M. on the 21st day of Feb, 1939
 at New Meadows, County of Adams, State of Idaho, before
Lee Higley, Notary Public proof will be submitted of the
 application to beneficial use of 4 cubic feet per second of the waters of Goose
Creek in accordance with the terms and conditions of Permit No. 16789
 heretofore issued by the Dept. of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....

George Wilson, Meadows, Ida.

The use to which said water has been applied is Irrigation & Domestic

The amount applied to beneficial use is 4 sec. feet.

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) W $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 30, T. 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.....

The right to take water from such works is based upon Permit No. 16789

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 November 23, 1937

16789

JAMES SPOFFORD
 Commissioner of Reclamation.

December 14, 1938

Re: Permit No. 16789.

Mr. George Wilson
Meadows, Idaho

Dear Sir:

We are herewith enclosing Certificate of Completion of Work issued under the above numbered permit to appropriate four second feet of water from Goose Creek in Adams County for irrigation and domestic purposes. The Department's Receipt No. 16741 for the \$5.00 fee you paid in connection with this completion of works proof is also enclosed.

We are also enclosing blank forms for notice of proof of application of water to beneficial use, together with a form for your authorization for us to have the notice published in a newspaper in the county in which the lands are located. This is the final proof to be made under this permit, and inasmuch as this proof was due in 1932, you will probably want to make it at an early date. Failure to make the final proof when due does not cause the permit to be canceled, but it does cause the priority date to be advanced from the date of first receipt of the application for permit in this office, by the amount of time that the proof is late.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

j1
Encl.

16789

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement
of Permit No. 16789 Under the
Provisions of Section ~~5504, Idaho~~
~~Compiled Statutes~~ 41-311, Idaho
Code Annotated.

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 16789 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: November 26, 1932; and,

WHEREAS, On the 16th day of July, 1932, notice to show cause why said permit should not be canceled, under the provisions of Section ~~5504,~~ ^{41-311,} Idaho Code Annotated ~~Compiled Statutes of Idaho~~, was duly served on the holder of said permit; and,

WHEREAS, On the 17th day of August, 1938, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 19th day of September, 1938, depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 16789, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 16789 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 14th day of December, 1938.

R. W. FARIS
Commissioner of Reclamation
By Paul H. Berg.
Deputy ~~Assistant~~

16789

PERMIT No. 16789

Proof of Completion of Works

DEPOSITION OF HOLDER

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. George Wilson, Meadows, Ida
Farming & Cattle Raising

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. 16789, November 26, 1927.
4 cu. ft. per sec., Goose Creek, 11E 1/4 NW 1/4 Sec 29, T 19 N, R 2 E.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you have reclaimed or intend to reclaim.

Ans. Irrigation & domestic, 240 acres.
W 1/2 NE 1/4 & SE 1/4 Sec. 30, T 19 N, R 2 E, B.M.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. The water was turned on in 1928
and has been used every year since.

Ques. 6. State whether or not the works of diversion are fully completed, if so on what date, and whether or not they comply in all respects with terms of the permit.

Ans. Works completed in 1928. They do comply.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. There is no variance.

Ques. 8. Give description of works and state dimensions and capacity of each part as they existed on May 1, 1928, and give cost of same.

Ans. Ditch was enlarged to carry 350 inches
and built 1/8 mi new ditch. Cost \$100.

(Sign here.)

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 9th day of Sept. A. D. 1938

My Commission expires June 15, 1940.

Es. Highley
Notary Public.

16789

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. 16789

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. Walter White, New Meadows, Ida.
Farming, New Meadows, Ida.

Ques. 2. Are you acquainted with Geo. Wilson, the

holder of Permit No. 16789 authorizing the diversion of 4 second-feet of the waters
of Goose Creek, at NE 1/4 N. W. 1/4 Sec 29
for irrigation purposes? How long have you known him, and where does he reside?
T. 19 N. R. 2. E.

Ans. 40 yrs Meadows, Idaho

Ques. 3. Have you read or heard read said Permit No. 16789, and are you familiar with its terms and conditions?

Ans. yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes. Black loam, some gravel beneath.
Requires one miner's inch per acre

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Yes, 1928.

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. Ditch was enlarged and made
capable of carrying 3.50 inches
of water. It carries that
amount now.

(Sign here.) Walter White

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in New Meadows, County of

Idaho, State of Idaho, on this 9th day of
Sept. A. D. 1938

My Commission expires June 15, 1940. Lee Highley Notary Public.

16789

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. 16789

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. J. D. Frick, Meadows, Ida. Deputy Sheriff, Meadows, Idaho

Ques. 2. Are you acquainted with George Wilson, the

holder of Permit No. 16789 authorizing the diversion of 4 second-feet of the waters of Goose Creek, at N 8 1/4 NW 1/4 Sec 29 T 19 N R 2 E for irrigation purposes? How long have you known him, and where does he reside?

Ans. 25 years, Meadows, Ida.

Ques. 3. Have you read or heard read said Permit No. 16789, and are you familiar with its terms and conditions?

Ans. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes. Farming land. One miner's inch per acre

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Yes. Completed in 1928.

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. Ditch was enlarged and made big enough to carry 3.50 inches of water. It carries that amount now.

(Sign here.) J. D. Frick

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in New Meadows, County of

Adams, State of Idaho, on this 9th day of Sept. A. D. 1938.

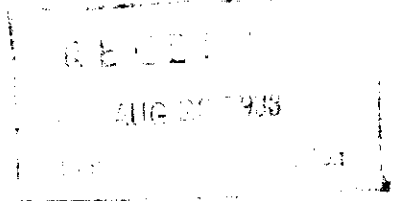
My Commission expires June 15, 1940. J. S. Higley Notary Public.

16789

16789
Maulover, Idaho.

Aug. 25

Department of Rec.
Boise, Idaho.



Dear Sir:

Some time back I written
you as to water, form no.
16789, as to what you
wanted me to do. I can give
you proof as to completion
of work. I have always used
the water.

Let me hear from you
yours truly

Cong Wilson

16789

August 26, 1938

Re: Permit No. 16789.

Mr. George Wilson
Meadows, Idaho

Dear Sir:

We are herewith enclosing a set of depositions, consisting of one for the holder of the permit and one each for two witnesses who are familiar with the terms of the permit and the works constructed thereunder.

These depositions should be executed and notarized and returned to this office as soon as possible, together with the statutory fee of \$5.00.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

j1
Encl.

16789

Meadow, Idaho.

Aug. 15

Department of Reclamation
Boise, Idaho.

AUG 17 1938

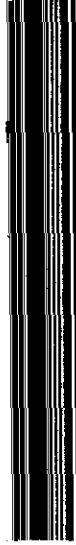
RECEIVED

Dear Sirs:

as to proofs completion of
work on water permit no. 96789
I am the owner of the Ranch
and was the one that filed
on the water, and completed
the work on the ditch to
take care of the water.
and have always used the
water, and will complete
any proof. So if you will
let me know what you
want I will take care
of it at once. or if you
wish I will come to Boise
yours very truly

George Wilson

16789



Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No.

4014

INSURED PARCEL

No.

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300

POSTMARK OF DELIVERING
OFFICE

Return to

Street and Number,
or Post Office Box,

DEPT. of RECLAM.
(NAME OF SENDER)

STATE HOUSE
BOISE,

IDAHO.

4014

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

July 16, 19~~2~~38

Re: Permit No. 16789

To: Estate of T. A. Clark, Deceased

New Meadows, Idaho

It appearing to the Commissioner of Reclamation that the terms and conditions of Permit No. 16789, to appropriate the Public Waters of the State of Idaho, have not been complied with as to proof of completion of works, November 26, 1932

you are hereby notified in compliance with Sec. 5594, Compiled Statutes of Idaho, that said Permit No. 16789 is hereby held for cancellation.

You are hereby required to show cause before the Commissioner of Reclamation on or before forty days from date of this notice why said Permit should not be cancelled.

Said Permit No. 16789 claims the use of 4 cubic feet per second of the waters of Goose Creek, with point of diversion located NE 1/4, Section 29, Township 19 North, Range 2 East, B. M., and was approved November 26, 1927.

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this 16th day of July, 19~~2~~38

R. W. FARIS,

Commissioner of Reclamation.

By

Paul H. Berg
Deputy Commissioner of Reclamation

Assistant.

16789

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

Permit No. 16789

Mr. George Wilson,
New Meadows, Idaho.
Dear Sir:

Boise, Idaho,

November 28, 1927.

I enclose herewith above numbered permit. **BE SURE AND NOTE**
LIMITATIONS AND CONDITIONS OF SAME as given under approval of
the Commissioner of Reclamation on the third page.

GEO. N. CARTER.

Commissioner of Reclamation.

16789

