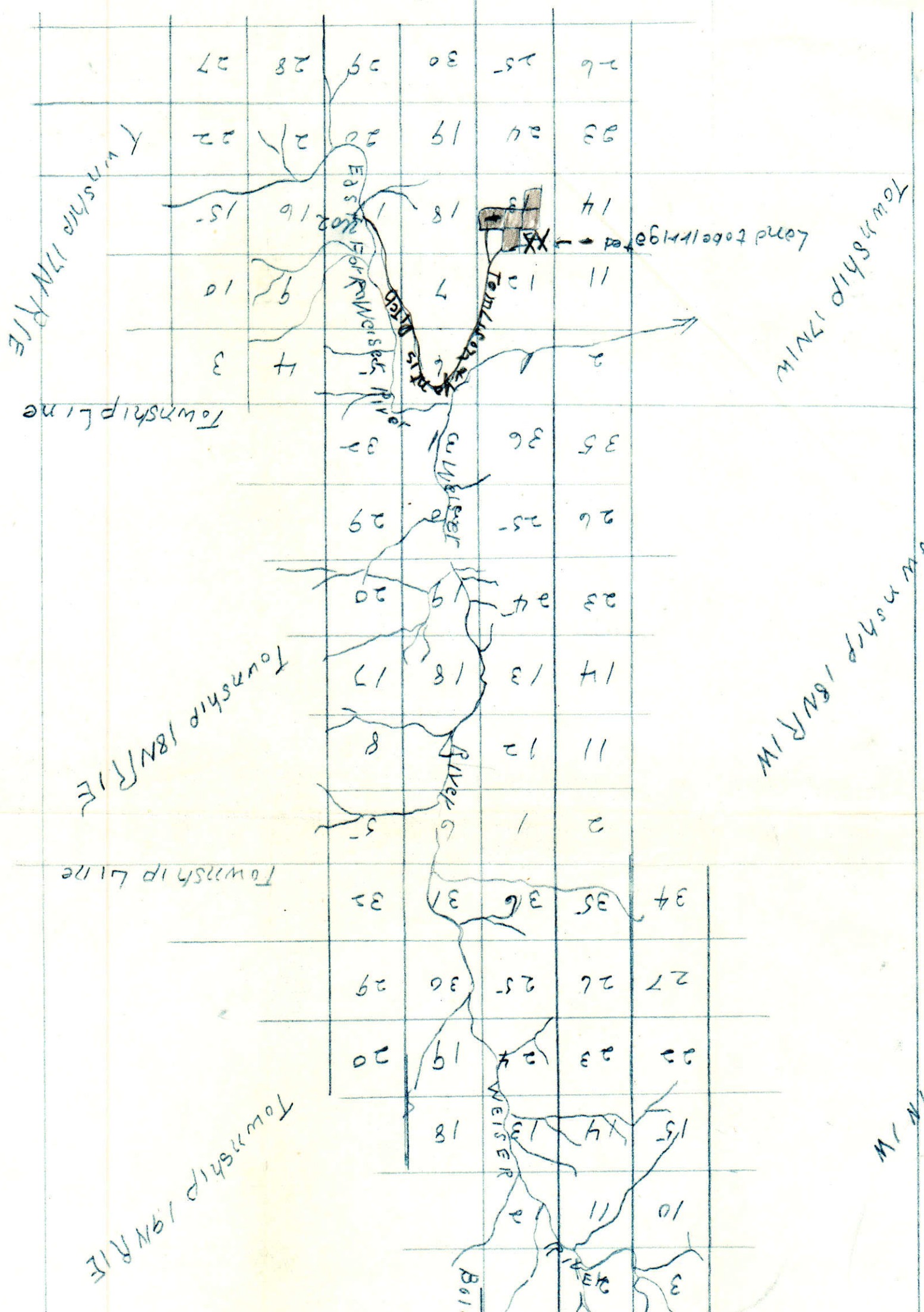
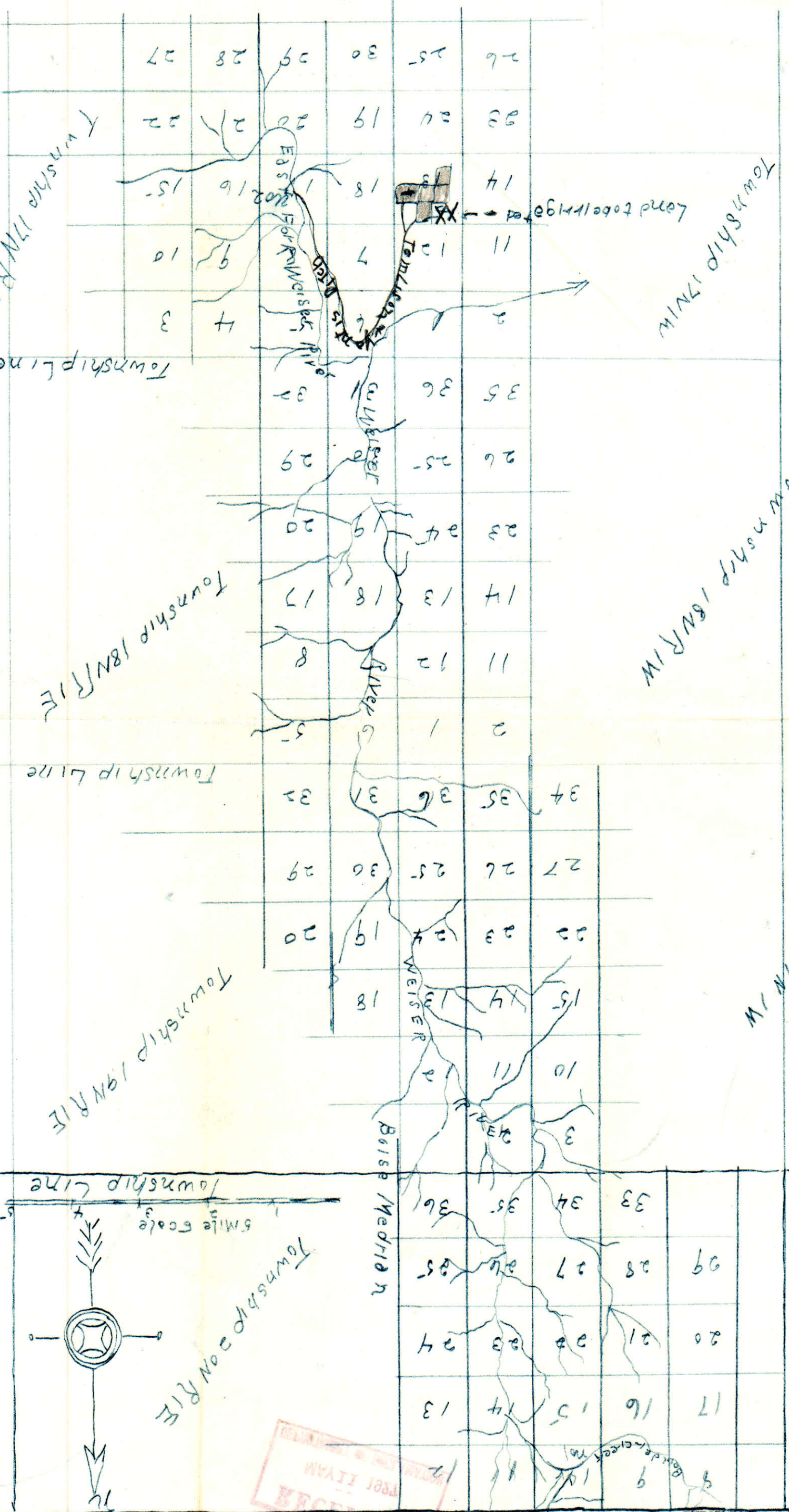
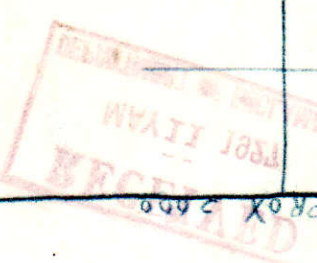


10052

APPROX 2000

Applicant: Ralph Yantis



NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10:00 a.m. on the 4th day of August, 1929, at Council, County of Adams, State of Idaho, before Miss Matilda Moser, County Clerk, final proof will be submitted of the application to beneficial use of three cubic feet per second of the waters of Boulder Creek in accordance with the terms and conditions of Permit No. 16075 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Sarah Yantis, administratrix of Ralph Yantis Estate.

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

The amount applied to beneficial use is three second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S E $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13, Twp. 17 N., Range 1 West, B.M.

The name of the canal or ditch

or other works by which said water is conducted to such place of use is Boulder Ditch.

The right to take ater from such works is based upon Permit No. 16075.

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

The date of the priority which said user is prepared to establish is July 31, 1924.

GEO. N. CARTER
Commissioner of Reclamation

6-28-4t

AFFIDAVIT OF PUBLICATION

I, WM. LEMON, editor and business manager of the ADAMS COUNTY LEADER, a weekly newspaper published at Council, Adams County, Idaho, do solemnly swear that said newspaper has been in continuous circulation and has been published regularly and consecutively more than eighteen months next preceeding the publication of this notice, and that the notice, a copy of which is attached hereto 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 said notice being made in the issue dated... June 28..... 1929., and the last in the issue dated... July 26..... 1929..

Wm. Lemon

Subscribed and sworn to before me this... 26th.....day of
...July.....1929..

L. L. Burtshaw

Notary Public

Residing at Council, Idaho

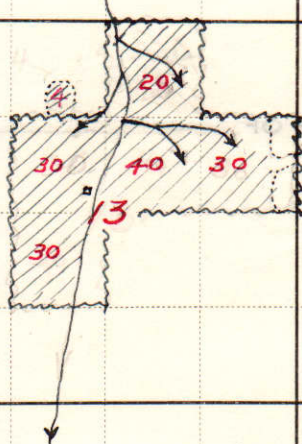
16075

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE
REPORT OF ENGINEER
PERMIT NO. 11

11

12

14



Applicant: Ralph Yantis

Ditch APPROX 2000'

19022-

Township 20N RIW

Township 20N RIE

5 Mile Scale

Township Line

Township 19N RIW

Township 19N RIE

Township Line

Township 18N RIW

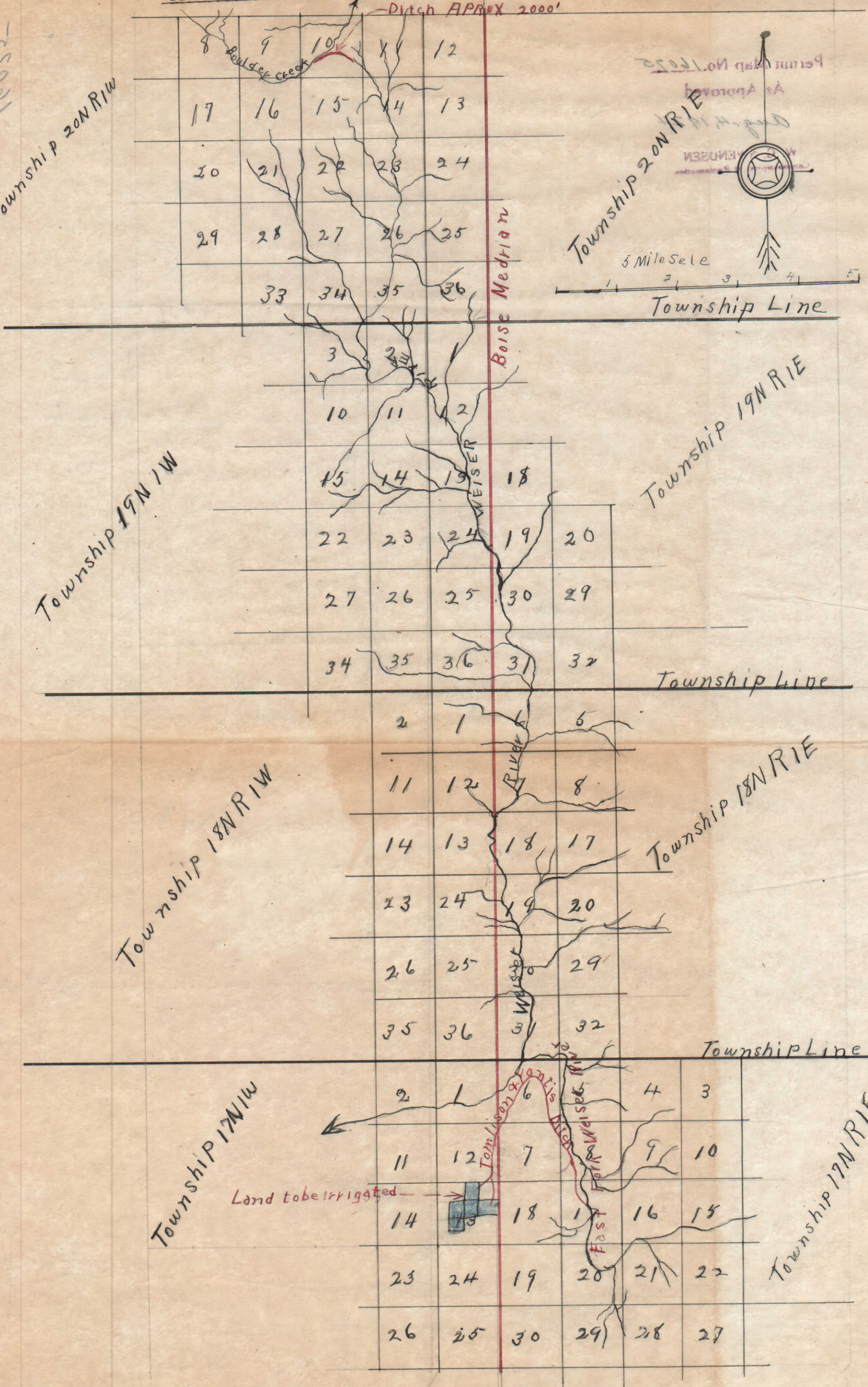
Township 18N RIE

Township Line

Township 17N RIW

Township 17N RIE

Land to be irrigated



State of Idaho
License and Certificate of Water Right

Water License No. 16075
Water District No.

Amount - 3.0 sec.ft.
Priority - July 31, 1924

THIS IS TO CERTIFY that **Ralph Yantis Estate**,
of **Fruitvale, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **July 31**, 1924; that Permit No. 16075
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.0 second feet, was issued thereunder on **August 11**, 1926, showing that said works
were completed on the **3rd** day of **August**, 1926; and that on the **4th**
day of **August**, 1929,

Ralph Yantis Estate

of **Fruitvale**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of **Boulder Creek**,
a tributary of **Little Salmon River**, for the purpose of **irrigation and**
domestic use, under Use Permit No. 16075 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 **3645**, on the **10th** day of **January**, 1931;

The right hereby confirmed dates from **July 31**, 1924;

The Point of Diversion is located
in the **NE ¼ SW ¼**, Sec. **10**, Tp. **20 N.**, R. **1 W.**, 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 **3.0**
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
17 N	1 W	13	NW-NE	25	20
			SE-NE	20	30
			SW-NE	35	40
			NE-NW	25	4
			SE-NW	35	30
			NE-SW	35	30

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 **10th** day of **January**, 1931.

GEO. N. CARTER
Commissioner of Reclamation

(SEAL)

APPLICATION FOR PERMIT 78-2035 TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 22813
Permit No. 16075
District No. 75-B

1. Name of Applicant: Ralph Yantis,

Postoffice address: Fruitvale, 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: Three cubic feet per second.

3. Source of water supply: Boulder Creek which is a tributary of Little Salmon

4. Location of point of diversion: About 2000 feet distant from the southwest

corner of Section 10, T. 20 N., R. 1 W., B. M., and is in the NE¹/₄ of SW¹/₄

of Section 10, T. 20 N., R. 1 W., B. M., County of Adams. (See Remarks)

5. Water is to be used for: Irrigation purposes.

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

(a) Point of use of water: feet distant from corner of Section
T. , R. , B. M., in the of Section , T. , R. , B. M.

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

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 1500.00

8. Kind of works: Ditch

9. Height of dam two feet; length of dam at top twenty feet; length of dam at bottom twenty feet; material used in dam:

10. Size of headgate: Width 30 inches ~~feet~~; height ~~three~~ feet

11. Ditch: Width at bottom 2¹/₂ feet; width at water line 3 feet; depth of water one-half feet; dimensions of flume

Diameter of pipe inches; length of conduit 2000' from diversion to junction miles.
with Weiser River.

Average grade per mile feet

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

13. The time required for the complete application of the water to the proposed use is three additional years.

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

15. (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 waters of the State of Idaho as herein set forth.

Ralph Yantis.

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation. 9 A. M. July 31, 1924.

Returned to applicant for correction.

Corrected application received.

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 16075

Recorded in Book 57 Page 16075 Approved August 4, 1924.

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 October 3, 1924, 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 August 4, 1925.

The whole of said work to be completed on or before August 4, 1926.

Beneficial use of water appropriated in accordance herewith, to be made on or before August 4, 1929.

Witness my hand this 4th day of August, 1924.

W. G. SWENDSEN.
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	
17 N.	1 W.	13	25	35	20	✓			35	35								150	
Total Number of Acres to be Irrigated																		150	
The initial source of supply of water is Boulder Creek, a tributary of the Little Salmon River, it is brought over the ridge, from Boulder Creek, through a ditch about 2000 feet in length, the water is dropped into the main Weiser River, as shown on the map, hereto appended, and is used as replacement water, and in lieu of water diverted from the East Fork of the Weiser river through the Tomlinson ditch, to the lands of the applicant herein, the permittee. The location of the point of diversion, on Boulder Creek is about 2000 feet distant from the SW corner of Section 10, Twp. 20 North of Range 1 West, and is in the NE¼ of SW¼ of said Section 10, said township and range, which is the point of diversion No. 1 on Boulder Creek. The location of the point of diversion, from the East Fork of the Weiser River, is shown, and is point of Diversion No. 2. The scale of the map is shown thereon. Proof of Completion of Works made August 3, 1926 Certificate of Completion of Works issued August 11, 1926 Permit No. 16075 CERTIFICATE OF COMPLETION OF WORKS To All Whom It May Concern: This is to certify that Ralph Yantis of Fruitvale, County of Adams, and State of Idaho, the holder of Permit No. 16075, issued upon Application No. 22813, bearing date of priority of July 31, 1924, authorizing the diversion of three second feet of the waters of Boulder 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 comple-																			

tion 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 three second feet of the waters of Boulder Creek; that the point of diversion of said waters is in the Northeast quarter of the Southwest quarter of Section 10, Township 20 North, Range 1 West, Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 13, Township 17 North, Range 1 West, B. M.

Witness my hand this 11th day of August, A. D. 1926.

W. G. SWENDSEN
Commissioner of Reclamation

By Geo. N. Carter
Assistant

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 16075

Comes now Ralph Yantis, and represents to the Commissioner of Reclamation of the State of Idaho,

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 16075, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

From NW $\frac{1}{4}$ of NE $\frac{1}{4}$ to NE $\frac{1}{4}$ of NW $\frac{1}{4}$ 20 inches; also 5 inches of above to NW $\frac{1}{4}$ of NW $\frac{1}{4}$ all in Sec. 13, Twp. 17 N., Range 1 W., B.M., making a total of 80 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Council, Ida., this 9th day of May, 1927.

Ralph Yantis.

Date of receipt at Office of Department of Reclamation May 11, 1927.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, GEO. N. CARTER, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 16075. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

GEO. N. CARTER,
Commissioner of Reclamation.

LICENSE ISSUED FOR 3 SEC. FT.
U.S. 7-44-17. 3645



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

MEMORANDUM

TO: ANDY BRUNELLE

FROM: KEITH HIGGINSON *KH*

RE: YANTIS DITCH

DATE: MAY 26, 1993

This memo is in response to your inquiry at staff meeting for background information and possible solutions for the Yantis Ditch water supply problem. The attached letter signed by Joe Jordan on behalf of the Adams County Water Resource Committee accurately documents the water right development and provides additional information concerning the history of the authorization to build and use a ditch across U.S. Forest Service controlled land.

The USFS has indicated that they will not issue a special use permit for use of the ditch this year, but they will also not inspect the ditch. This seems to imply that Mr. Yantis can use the ditch without authorization. He, of course, is reluctant to operate on that basis. Jordan advises me that the USFS views shares in the expanded Lost Valley Reservoir as a viable solution. However, the reservoir expansion is still in the planning stage so it will be one or more years before this would be a solution. The cost of this solution for Mr. Yantis is estimated as being as much as \$120,000 at the present estimated cost of the reconstruction of the Lost Valley Dam.

Another solution that has been suggested is to switch the source of water for Mr. Yantis's irrigation to ground water. The drought moratorium has been lifted in the Weiser Basin so an application for a new well could be considered. However, the availability of ground water at a location useable by Mr. Yantis is unknown, and the cost of drilling and pumping a well could be significant. I also expect that Mr. Yantis would object to sacrificing a 1924 priority in the Salmon River Basin for a new priority for ground water.

In any case, the USFS should be encouraged to recognize the valid existing water right and authorize use of the existing diversion until such time as solid information is available to demonstrate that this 70 year old use is actually injurious to salmon. If the use is found to be injurious, USFS and/or NMFS should provide compensation to Mr. Yantis adequate to cover the loss to him of his valid property interest in the existing water right as provided in Section 5(a)(2) of the ESA.

Board of Adams County Commissioners



Ed Kesler, Chairman
Walt Francis, Commissioner
Ray Bennett, Commissioner

Michael Fisk
Clerk of the Board
Ph. 253-4561

P.O. Box 48
Council, ID 83612
May 10, 1993

Dear Mr. Spann:

The Board of Adams County Commissioners has read and hereby endorses the attached letter dated May 10, 1993, from the Adams County Water Resource Committee.

We would be happy to meet with you concerning this matter anytime at your convenience.

Yours truly,

BOARD OF ADAMS COUNTY COMMISSIONERS

A handwritten signature in cursive script, appearing to read "Ed Kesler", written over a horizontal line.

Ed Kesler, Chairman

A handwritten signature in cursive script, appearing to read "Walt Francis", written over a horizontal line.

Walt Francis, Commissioner

A handwritten signature in cursive script, appearing to read "Raymond Bennett", written over a horizontal line.

Ray Bennett, Commissioner

/jm

ADAMS COUNTY WATER RESOURCE COMMITTEE

U.S. Department of Agriculture
Forest Service, New Meadows District
Box J
New Meadows, ID 83654

May 10, 1993

Attention: David Spann, District Ranger

Subject: Special Use Permit, Yantis Ditch

Dear ~~Mr. Spann~~:

Dave

This letter is to express Committee concern regarding the Yantis Ditch permit. Mr. Jack Yantis, the current permittee, recently requested assistance following telephone conversations with your office which indicated the permit may not be renewed for 1993. The Endangered Species Act was cited as the basis for this possible denial.

The Water Resource Committee is part of the Adams County Land Use Program initiated recently to participate in Federal decisions affecting the county. Our understanding of relevant background follows:

- * The Ralph Yantis Estate (Sarah Yantis) applied for a permit to appropriate 3.0 cubic feet per second of irrigation water for 154 acres on July 31, 1924.
- * Water License No. 16075 was issued on January 10, 1931, by the Commissioner of Reclamation, stating that a Certificate of Completion of Works was issued on August 11, 1926, and showing that the works were completed on August 3, 1926.
- * The License and Certificate of Water Right states that the Ralph Yantis Estate made proof on August 4, 1926, of the right to use the waters of Boulder Creek, a tributary of Little Salmon River, for the purpose of irrigation and domestic use. The water right dates from the application date of July 31, 1924.

The Committee understands that:

- * The Forest Service issued a Special Use Permit to Sarah Yantis for the right of way for a 1,525 foot long conduit for the purpose of maintaining an already constructed ditch diverting water from Boulder Creek to the Weiser River for irrigation purposes.

* The permit was reissued to Ray Yantis (son) on March 7, 1977, and subsequently to Jack Yantis (nephew) on February 2, 1982.

* The permit was amended to current status on December 8, 1987, remaining in the name of Jack Yantis.

Mr. Yantis states that:

* The Yantis family had made beneficial use of this water since 1924, with no detrimental effect to the source or the environment.

* The diverted water is essential to irrigation of his land and operation of his ranch.

* The Special Use Permit fee has been paid annually since fee inception in 1977.

* Irrigation must begin in the near future to maintain his water right as well as his ranch operation.

The Committee appreciates the importance of protecting endangered species, using logical and reasonable measures. The following considerations should be weighed carefully by the Forest Service and other involved agencies in evaluating measures which may adversely affect established beneficial use of water.

* Habitat degradation in Idaho is not a primary cause of the decline in anadromous fish. Dams on the Lower Snake and Columbia Rivers are the primary cause.

* The Idaho Fish and Game Department has estimated that only 13% of the habitat carrying capacity of the Little Salmon River is used. On the other hand they conclude that more than 90% of man-caused mortality of chinook salmon is due to main stem dams and reservoirs.

* The diversion of 3 c.f.s. is insignificant in terms of the spring flows of the Little Salmon which are measured in thousands of c.f.s.

* The detrimental effect upon endangered anadromous fish of this small historic diversion is simply not supported by fact or logic.

* On the other hand, the denial of Mr. Yantis' special use permit could result in a taking of his legal water right. The impact on his family ranching operation would be severe.

The office of the State Attorney General is aware of this case and will be kept advised. Your prompt renewal of the Yantis permit is requested. Please call me or Mr. Yantis if further information is required. We will be pleased to meet at your convenience, preferably including a representative of the Adams County Commissioners.



Joseph L. Jordan, P.E. Committee Chairman

cc: Senator Larry Craig

Chairman, Adams County Commissioners (Ed Kesler)

Chairman, Adams County Land Use Committee (Alice Branstetter)

Office of Attorney General (Phil Rassier)

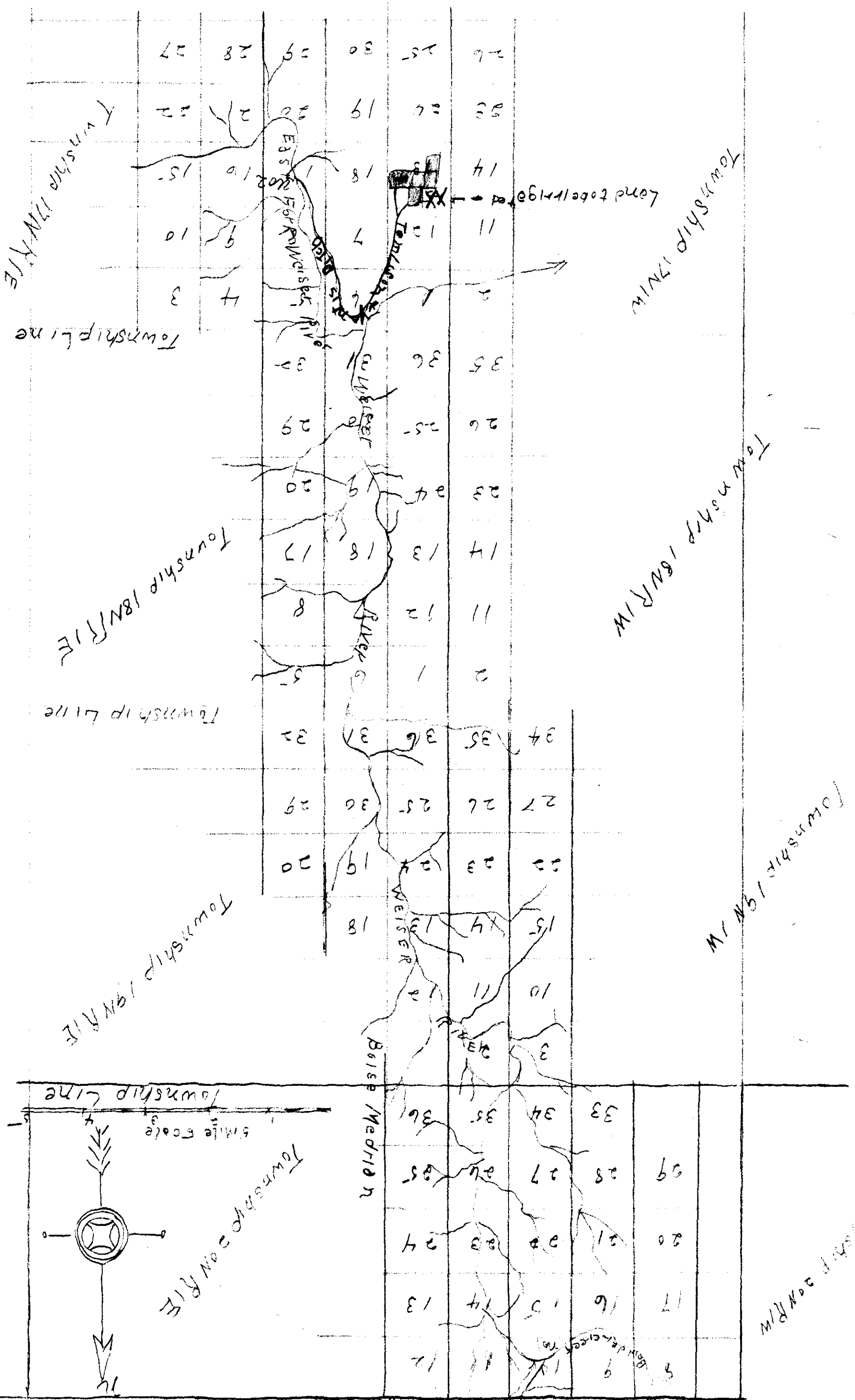
Idaho Fish and Game (Cal Groen)

Jack Yantis

Applicant: Ralph Yantis

37001 . on dist. bedema

0156 5/10/2000



January 15, 1931.

Re: Permit No. 16075

Mrs. Sarah Yantis,
Fruitvale, Idaho

Dear Madam:-

Enclosed you will find water license
issued under the above numbered permit, with re-
ceipt for fees paid.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation.

By _____
Chief Clerk.

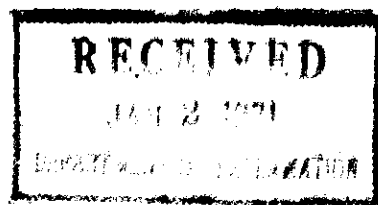
Encl.

16075

Tritvale Idaho Jan. 2, 1931
Department of Reclamation.

Enclosed please find
money order for \$10 ~~and~~ please send
my water license for Permit no
16075: Yours Truly

Mrs Sarah Garstis
Tritvale Ida.



16075-

January 10, 1930

Re: Permit No. 16075

MRS. SARAH YANTIS
Fruitvale, Idaho

Dear Madam:

The report of our examining engineer has been filed in this office in connection with proof of beneficial use of water under the above numbered permit.

The report shows 5 forty-acre tracts, or fractions thereof, under cultivation; the fees, therefore, will be \$10.00. Upon receipt of this amount, water license will be issued under this permit.

Yours very truly,

GEO. N. CARTER
Commissioner of Reclamation

By

Chief Clerk

16075-

August 8, 1929.

Re: Permit No. 16075.

Mrs. Sarah Yantis,
Fruitvale, Idaho.

Dear Sir:-

We are in receipt of depositions of yourself and two witnesses, together with the affidavit of publication from proof of beneficial use of water under the above permit. These are in proper form and will be placed on file without final action until the report of our field engineer is made later in the season.

The fees due before the license issues will be \$2.00 for each forty acre tract, or fraction, irrigated. These fees, however, need not be remitted until you are further advised when the engineer's report has been made.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation.

By _____
Chief Clerk.

16075

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16075

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Mrs. Sarah Yantis, 44, Fruitvale, Idaho, housewife, Fruitvale, 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. 16075; Am unable to give date of Permit: July 31, 1924.

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

Ans. Boulder Creek: Our Permit was misplaced and I am unable to describe the point of diversion.

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. There is a headgate in Boulder Creek to divert the water, which passes thru a ditch for a distance of from one-fourth to one-half mile where it flows into the Weiser River. Another ditch conveys the water from the East Fork of the Weiser River to the place of use. The ditches described are capable of conveying from 300 to 400 inches of water. The length of the ditch from East Fork of Weiser River to place of use is approximately four miles.

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. The water is to be used for irrigation on NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Twp. 17 N., R. 1 W. B. M., 10 acres on NW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres of SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres of SE $\frac{1}{4}$ NW $\frac{1}{4}$, 20 acres of SE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres of NE $\frac{1}{4}$ SW $\frac{1}{4}$. Sec. 13 being irrigated with said water, all of said land being cultivated. Practically all of said land is seeded to alfalfa, with a little blue grass scattered thruout.

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

Ans. Used only for irrigation.

16075

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16075

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. Isaac Glenn, 32, Fruitvale, Idaho, Farmer, Fruitvale, Idaho.

Ques. 2. Are you acquainted with Mrs. Sarah Yantis, Administratrix, the holder of Permit No. 16075? How long have you known him and where does he reside?

Ans. 25 years. Fruitvale, Idaho.

Ques. 3. Have you read or heard read said Permit No. 16075, and are you familiar with its provisions and conditions?

Ans. No

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. Boulder Creek; unable to give description of point of diversion as the Permit was lost, which permit contained the description; Water conveyed by ditch from Boulder Creek to Weiser River, and thru a ditch from East Fork of Weiser River to place of use. The first ditch is approx. one-half mile in length and the second is about four miles in length.

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. The ditches above mentioned would carry from 300 to 400 inches, and I have seen the ditches practically full when water was first turned in.

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. For irrigation and for stock watering purposes. I estimate there are 40 acres irrigated on SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres on SE $\frac{1}{4}$ NW $\frac{1}{4}$, 10 acres on NW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres on SE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres on NE $\frac{1}{4}$ SW $\frac{1}{4}$. All this land is cultivated land. Practically all the irrigated land is in alfalfa, except that used for a garden and a small orchard.

16075

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. The land was formerly dry, hilly land largely covered with Service brush and mountain cherry. At least 1 inch of water per acre is needed.

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. Every year for the past five years I have been upon the land frequently, while riding after my stock, and seen the water applied to beneficial use under said permit.

(Signed) Isaac Glenn . 871897

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 Council, County of Adams, State of Idaho, on this 4th day of August, A. D. 1929.

Matilda Meyer
Clerk District Court ~~Marjorie P. Baker~~

My commission expires -----

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16075

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. Edward W. Tomblinson, 49, Fruitvale, Idaho, Farmer, Fruitvale, Idaho.

Ques. 2. Are you acquainted with Mrs. Sarah Yantis, Admr. Est. of ^{Ralph Yantis.} the holder of Permit No. 16075? How long have you known him and where does he reside?

Ans. I have known Mrs. Yantis all her life.

Ques. 3. Have you read or heard read said Permit No. 16075, and are you familiar with its provisions and conditions?

Ans. No

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. Boulder Creek. I am unable to give numbers of the land where water is diverted. First ditch is taken from Boulder Creek, a tributary of Salmon River. The ditch runs less than one-half mile and empties into the Weiser River. The second ditch carries the water from East Fork of Weiser River to place of use, a distance of about four miles.

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. The first ditch mentioned will carry about 4 second feet of water and the second ditch will carry 8 sec. ft. I have seen each conveying such amount.

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. Practically all of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, is irrigated, 20 acres of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 10 acres of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, is irrigated. All this land has been cleared and cultivated. Practically all of this land is seeded to alfalfa, a small part being in orchard and garden.

16075

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. The land is volcanic ash, and was formerly all covered with Service brush and cherry. One inch per acre is required for profitable cultivation.

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. Every^{year} since the land was put in cultivation I have seen the water applied to use on same and in the amounts as heretofore stated, that is, 1 inch to the acre on approximately 150 acres.

(Signed) Edward W. Tamm

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 Council, County of Adams, State of Idaho, on this 4th day of August, A. D. 19 29.

Matilda Moser
Clerk District Court ~~Notary Public~~

My commission expires -----

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10:00 a.m. on the 14th day of August, 1929, at Council, County of Adams, State of Idaho, before Miss Matilda Moser, County Clerk, final proof will be submitted of the application to beneficial use of three cubic feet per second of the waters of Boulder Creek in accordance with the terms and conditions of Permit No. 16075 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Sarah Yantis, administratrix of Ralph Yantis Estate.

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

The amount applied to beneficial use is three second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NW 1/4 NE 1/4, S 1/4 NE 1/4, S 1/4 NW 1/4, NE 1/4 SW 1/4, Section 19, Twp 17 N., Range 4 E., S 1/4 NW 1/4.

The name of the canal or ditch

or other works by which said water is conducted to such place is Boulder Ditch.

The right to take water from such works is based upon Permit No. 16075.

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

The date of the priority which said user is prepared to establish is July 31, 1924.

GEO. N. CARTER
Commissioner of Reclamation
6-28-41

AFFIDAVIT OF PUBLICATION

I, WM. LEMON, editor and business manager of the ADAMS COUNTY LEADER, a weekly newspaper published at Council, Adams County, Idaho, do solemnly swear that said newspaper has been in continuous circulation and has been published regularly and consecutively more than eighteen months next preceeding the publication of this notice, and that the notice, a copy of which is attached hereto 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 said notice being made in the issue dated June 28, 1929, and the last in the issue dated July 26 1929.

Wm. Lemon

Subscribed and sworn to before me this 26th day of July 1929.

L. L. Burtshaw

Notary Public

Residing at Council, Idaho

16075

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, July 24, 1929

Mrs. Sarah Yantis,
Adms. of Estate of Ralph Yantis,
Council, Idaho.

DEAR ~~SIR~~ Madam:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 16075.

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 August 4, 1929, 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 Council before Matilda Moser, 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,

GEO. N. CARTER
Commissioner of Reclamation.

16075

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

Permit No. 16075This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant: Ralph Yantis Estate
2. Source of water supply: Boulder Creek
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10
T. 20 N. R. 1 W.B.M. County of Adams

4. Describe works as they exist, giving dimensions and capacities of same: Diversion is by Log & rock dam 20 ft long & 2 ft high; $\frac{3}{4}$ head gate 3 ft wide 2 ft high $\frac{3}{4}$ 4 ft long. A ditch 2 $\frac{1}{2}$ ft wide x 1 $\frac{1}{2}$ ft deep leads around hill to discharge into the river near Tamarack

5. Water is used for: Irrigation

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Twp. 17 N., R. 1 W., B.M.

Amended to include the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said section.

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

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

Remarks: Water included in this filing is exchanged for water in a small tributary of Fort Hall Creek

This examination was made on the July 12th day of 1929

(Signed) _____

Examiner.

16075

16
Ralph Yantis Estate
Fruitvale, Idaho

Permit No. 16075

Examination for BEN, USE

County ADAMS

INSTRUCTIONS TO EXAMINERS

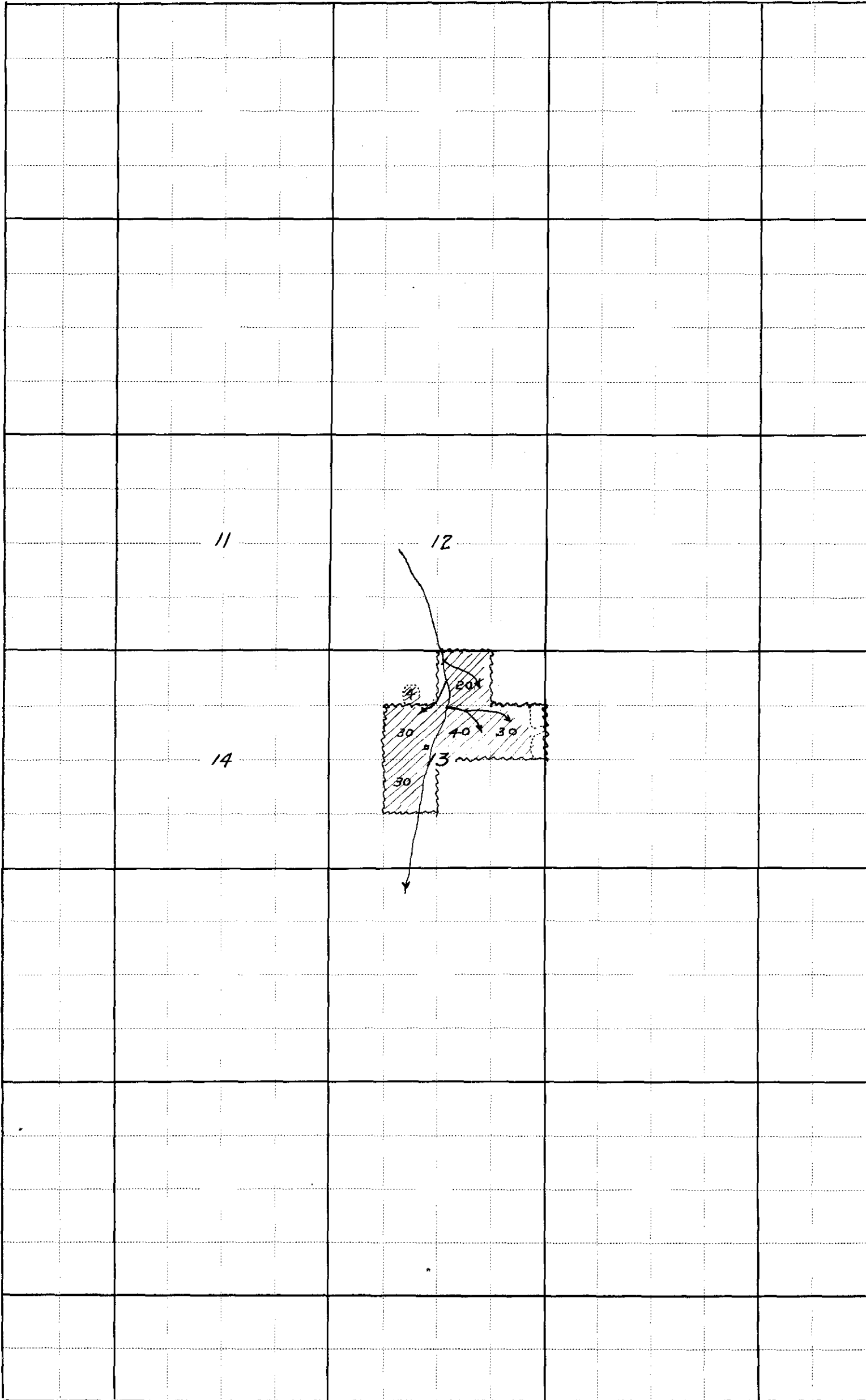
1. Always carefully note the location of the point of diversion, and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the 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. _____

REPORT ON PROOF OF _____



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

16075

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date June 21, 1929

Adams County Leader
Council, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to August 4, 1929, the date set for proof, the expense of the publication to be paid by the applicant, Sarah Yantis, Adams. of Estate, Fruitvale, 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,

GEO. N. CARTER

Commissioner of Reclamation.

16075

May 24, 1929.

Re: Permit No. 16075.

Mrs. Sarah Yantis,
Fruitvale, Idaho.

Dear Sir:-

Referring to the notices for proof of beneficial use of water under the above permit would say that these are in proper form. One copy will be mailed to the Adams County Leader in time for the required four weeks publication prior to August 4th and deposition blanks for holder and two witnesses will be mailed to the County Clerk at Council, before whom proof is to be made.

Very truly yours,
GEO. H. CARTER
Commissioner of Reclamation.

By _____
Chief Clerk.

16075

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 22, 1929

(P. O.) C Fruitvale, 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.

Ralph Yantis Estate

By

Sarah Yantis
Administratrix

(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.

16075-

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 4th day of August, 1929,
at Council, Idaho, County of Adams, State of Idaho,
before Miss Matilda Moser, County Clerk, final proof will be submitted
of the application to beneficial use of Three--- cubic feet per second of the
waters of Boulder Creek in accordance with the terms and conditions of
Permit No. 16075 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Sarah Yantis,
Administratrix of the Estate of Ralph Yantis, Estate (The Estate is now under adjudication)

The use to which said water has been applied is for irrigation the following land
NW 1/4, SE 1/4, SW 1/4, NE 1/4, Section 13, Twp. 17 N., Range 1 West, B. M.

The amount applied to beneficial use is Three second feet

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NW 1/4, SE 1/4, SW 1/4, NE 1/4, Section 13, Twp. 17 N., Range 1 West, B. M.

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

The right to take water from such works is based upon Permit No. 16075

The source of supply from which such water is diverted is Boulder Creek

The date of the priority which said user is prepared to establish is July 31, 1924

Geo. N. Carter,
Commissioner of Reclamation.

NE SW - 10 20 N - 12
Adams Co -

16075

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE**

May 9, 1929

Ralph Yantis
Fruitvale, Idaho

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. ~~16075~~, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is ~~Aug. 4, 1929~~, and, if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

GEO. N. CARTER,
Commissioner of Reclamation.

16075-

November 5, 1928.

Re: Permit No. 16075-Ralph Yantis.

FOREST SUPERVISOR
Weiser, Idaho.

Dear Sir:-

Referring to your letter of the 3rd inst. would say that Ralph Yantis made a filing July 31, 1924, for the appropriation of 3.0 second feet of the waters of Boulder Creek, which application was approved August 4, 1924. Under the terms of said permit, proof of completion of works was required to be made by August 4, 1926, and proof of use of water by August 4, 1929. On August 3, 1926, the holder made satisfactory proof of completion of works and the certificate of completion of works was granted him. On May 11, 1927, the holder filed an application to amend the place of use of water under said permit which application was approved, but only in so far as the rights of others would not be adversely affected thereby.

The permit is, therefore, in good standing upon our records.

Very truly yours,
GEO. N. CARTER,
Commissioner of Reclamation.

By _____
Chief Clerk.

16075

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
WEISER NATIONAL FOREST



ADDRESS REPLY TO
FOREST SUPERVISOR
AND REFER TO

L

Uses-Weiser
Yantis, Ralph
Irrigation Ditch

WEISER, IDAHO

November 3, 1928

George N. Carter,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

On May 11, 1927, your office approved an application of Ralph Yantis of Council, Idaho for amendment to permit to appropriate the Public Waters of the State of Idaho No. 16075.

Some controversy has arisen between Mr. Yantis and the Successor of the Butterfield Livestock Company over the right to use a ditch through which this water is conducted. In order to enable us to carefully consider this controversy since the ditch referred to is on National Forest land, it will be appreciated if you will inform this office of the status of Mr. Yantis's right to use the water referred to in the above application for amendment to appropriate the Public Waters of the State of Idaho.

Thanking you in advance for this information
I am

Very truly yours


Forest Supervisor

16075

August 1, 1928

Re: Permit 16075

Mr. Ralph Wantis
Fruitvale, Idaho

Dear Sir:

Referring to your letter of the 30th ult., would say that proof of beneficial use of water under your above numbered permit is not required until August 4, 1929. However, if you have used the water for irrigation of the land and desire to make your proof prior to the date specified above, you may do so. Blank notices for such proof are herewith enclosed. The date for making proof should be set far enough ahead to allow for the required four weeks' publication of the notice. When these blanks have been returned to us, one copy will be mailed to the paper for the required four weeks' publication, and deposition blanks for holder and two witnesses will be mailed to the Notary Public or other officer, designated by you before whom proof will be made.

Very truly yours,

GEO. N. CARTER
Commissioner of Reclamation

By

Chief Clerk

CB/co
Encl.

16075

Fruitvale Ida

July 30 - 28

Department of Reclamation

Dear Sirs

When will I have to make
proof of usage on Re Permit
No 16075 please send me Blanks
and instructions

Yours truly

Ralph Yantis

Aug 4 - 1929

16075

May 11, 1927.

Re: Permit No. 16075.

Mr. Ralph Yantis,
Countil, Idaho.

Dear Sir:

We are mailing herewith Application for
Amendment to Permit and Amended Map. This
Amendment has been recorded in this Department
under the above numbered Permit.

Very truly yours,

GEO. N. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

Enc.

B:P

16075-

May 5, 1927.

Re: Permit No. 16075.

Mr. Ralph Yantis,
Fruitvale, Idaho.

• Dear Sir:

As per your request of May 2, we are mailing you herewith application blank for amendment of land list under the above numbered permit, together with map forms. There is no fee for making such amendment.

Very truly yours,

GEO. H. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P

Enc.

16075 -

2000

4

A 36-cell grid with numbers 1 through 36 in the top row. The bottom row contains handwritten notes: "18", "19", "20", "21", "22", "23", "24", "25", "26", "27", "28", "29", "30", "31", "32", "33", "34", "35", "36".

Please Fill Out and Return to Assessor's Office

I hereby swear or affirm that the following is a true and correct statement of all my Personal Property for assessing purposes:

Equit's in State Land Imp. on Gov. & State Lands and R. R.	No.	Value	LUMBER		
			Lumber.....		
Des.			Saw Logs.....		
.....			Wood.....		
CATTLE			Machinery, Tractors..		
Milch Cows.....			Merchandise.....		
Common.....			Furniture & Fixtures..		
Beef, Fullblood, Bulls.			Buggies.....		
Yearlings			Hacks.....		
HORSES			Saddles and Robes...		
Graded or Work.....			Private Libraries.....		
Stock.....			Insts. of Physicians & Surgeons.....		
Stall's, Finebred Mares			Farm Tools.....		
Jacks and Mules.....			Wagons and Harness..		
SHEEP			Household Goods, Wearing Apparel & Jewelry.....		
Bucks.....					
Fullblood.....					
Common.....					
Goats.....					
Hogs.....					

Remarks:

Dated this _____ day of _____ 192

Taxpayer.

Fruitvale Idaho

May 2 1927

Mr. Carter Commissioner of Reclamation

Dear Sir

I would like to transfer 25 cu
of water under my permit

No 16075 from N.W. 1/4 of Sec 13

Twp 17 N R-2W To N 1/2 NW 1/4

Sec 13 Twp 17 N R-1W

Kindly advise me, also as to fee
for transfer

Yours truly

Ralph Yantis

Fruitvale Ida

16075-

August 12, 1926

Re: Permit No. 16075

Mr. Ralph Yantis
Fruitvale, Idaho

Dear Sir:-

Inclosed herewith you will
find the Certificate of Completion of
Works issued to you under the above
numbered Permit, together with receipt
for fees paid.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____ Chief Clerk

CB:HH
Encls.

16075-

Permit No. 16075

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,)
County of Adams) SS

Ralph Yantis, 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. 16075, and that his postoffice address is Fruitvale, Adams Co. State of Idaho

Second: That the name of the stream from which said water is to be diverted is

Boulder Creek

Third: That the point of diversion of said water is NE $\frac{1}{4}$ SW $\frac{1}{4}$ and Point No. 1 from Boulder, Sec. 10, T. 20 N. R. 1 W. B. M.; Point #2 from East, thru Tomlinson ditch, near center of Sec. 17, T. 17 N. R. 1 E. B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Aug. 4-, 1926.

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: Ditch and dam.
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 2 feet, length of dam at top 20 feet, length of dam at bottom 20 feet. Material used in construction Rock and dirt.

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width 30 inches, height 3 feet.

(d) Conduit width at bottom 2 $\frac{1}{2}$ feet, width at water line 3
(State whether ditch, flume or pipe.)

feet, depth of water $\frac{1}{2}$ feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is 2000 ft miles from diversion

Seventh: That said works are capable of conducting to the place of intended use to junction with Weiser River.
3 cu. ft second feet of water.

Eighth: That water appropriated under said permit is available for 150 acres of land described as follows: 25 Acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 35 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, 35 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, 35 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 17 N. R. 1 W. B. M.

Ninth: Remarks: That

Ralph Yantis
(Sign here)

Subscribed and sworn to before me this 3d day of August, 1926

My commission expires

Matilda Moser
Clerk District Court Notary Public.

16075

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. Ralph Yantis
Fruitvale, Idaho

Boise, Idaho,

May 10, 1926

Dear Sir:—

Under the terms of your permit No. **16075**.....you are required to complete your diversion works on or before **Aug. 4, 1926**..... I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

W. G. SWENDSEN
Commissioner of Reclamation.

16075-

State of Idaho

DEPARTMENT OF RECLAMATION

Re: Permit No. 16075

BOISE

Mr. Ralph Yantis,
Fruitvale, Idaho.

Boise, Idaho,
August 4, 1924.

Dear Sir:

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

W. G. SWENDSEN.
Commissioner of Reclamation.

16075-

Legend

The initial source of supply of water is Boulder Creek, a tributary of the Little Salmon river, it is brought over the ridge, from Boulder Creek, through a ditch about, 2000 feet in length, the water is dropped into the main Weiser river, as shown on the map, hereto appended, and is used as replacement water, and in ~~lieu~~ lieu of water diverted from the East Fork of the Weiser river through the Tomlinson ditch, to the lands of the applicant herein, the permittee.

The location of the point of diversion, on Boulder Creek is about 2000 feet distant from the SW corner of Section 10 Twp 20 North of Range West, and is in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 10, said twp and range, which is point of diversion No. 1 on Boulder Creek.

The Location of the point of diversion, from the East fork of the Weiser river, is shown, and is point of diversion No. 2.

The scale of the Map is shown thereon.

16075

Applicant: Ralph Yantis

-Ditch APRIL 2000'

Township 20N R1W

Township 20N R1E

5 Mile Scale

Township Line

Township 19N 1W

Township 19N R1E

Township Line

Township 18N R1W

Township 18N R1E

Township 17N 1W

Township 17N R1E

Land to be irrigated.



STATE OF IDAHO
C. C. MOORE, GOVERNOR
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER
BOISE

July 11, 1924.

1000/27

Re: Application.

Mr. Ralph Yantis,
Fruitvale, Idaho.

Dear Sir:

Your application for permit to appropriate the waters of Boulder Creek is herewith returned for farther information.

The maps which you submitted do not clearly show the points of diversion, nor are they clearly described in paragraph 4 of the permit. Apparently you want to divert water from Boulder Creek, carry it over a divide and dump it into the East Fork of the Weiser River. The water is then to be carried down the East Fork of the Weiser River and again diverted through the Tomlinson and Yantis ditch for use on certain lands in Section 13 of Township 17 North, Range 1 East, B. M. You apparently, therefore, have two points of diversion, No. 1 on Boulder Creek, and No. 2 on the East Fork of the Weiser River.

Both of these points should be clearly described under paragraph 4 and the information required under paragraphs 9, 10, and 11 should be given for both the supply ditch on Boulder Creek and the ditch from the East Fork. The maps are not in such shape as to show this information intelligently and you are requested to submit new maps showing the entire scheme on one map.

Very truly yours,

W. G. Sloan

Deputy Commissioner of Reclamation.

Council Idaho July 28th 1924.

WGS-H Correction made and map herewith submitted:
Enc. Ralph Yantis, O-K

Council Idaho:

JUL 31 1924

Geo. N. Carter

16075