

Application for Amendment

POINT OF DIVERSION

Permit No. 30179

RECEIVED
SEP 14 1965

Department of Reclamation

Comes now Robert J. McKee
and represents to the State Reclamation Engineer 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. 30179.

That the point _____ of diversion is described in said Permit as being located:

NE 1/4, Sec. 34, T. 21N., R. 9 E.

That he now requests that the point _____ of diversion be changed to a point _____
located: NW 1/4, Sec. 35, T. 21 N., R. 9 E.

That the reason for desiring to make such change is as follows:

There is no physical change in the point of diversion as to location I simply did
not describe the location properly in the application.

That no one will be injured by such change, and that such change will be made at
Permit Holder's own risk.

Signed at Osborn, Idaho this 10th day of Sept., 1965

Date of Receipt at Department of Reclamation: Sept. 14, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

I, Ralph W. Thomas, Deputy, State Reclamation Engineer 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. 30179. 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.

Recorded in Book 106 of
Permits, at Page 30179
Sept. 14, 1965

Ralph W. Thomas
Deputy State Reclamation Engineer

30179

PUBLISHER'S AFFIDAVIT 15 1969

STATE OF IDAHO)) ss.

County of Valley) Department of Reclamation

Donald E. McMahan being first duly sworn, deposes and

says: That he is the publisher of the Star-News, a Weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began July 24 1969 and ended July 31 1969

Subscribed and sworn to before me, a Notary Public in and for the County of Valley, and the State of Idaho, this 19 day of August 1969

My commission expires 1972 Notary Public.

NOTICE OF EXISTING WATER PERMIT

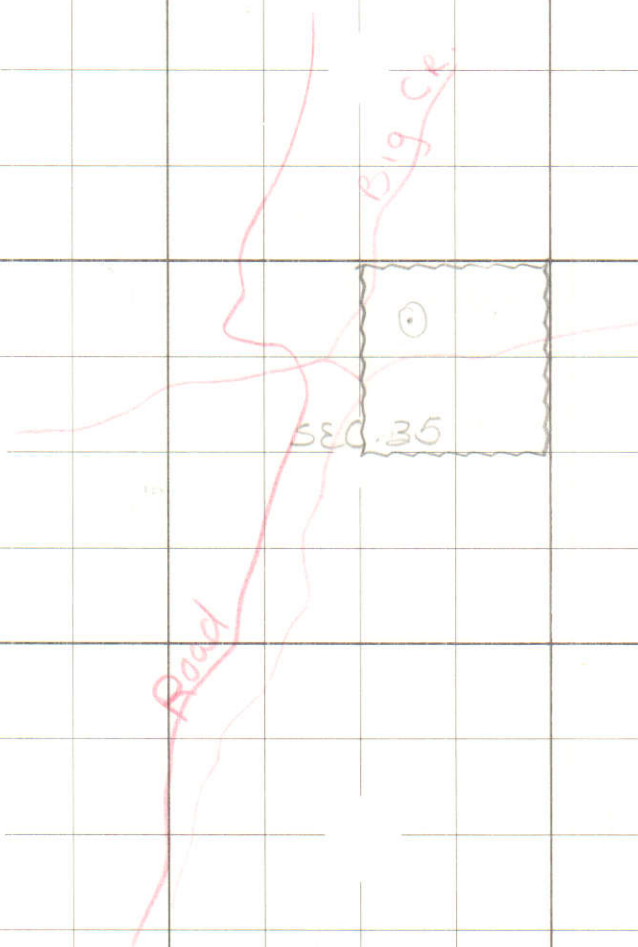
Notice is hereby given that Robert J. McRae, Box 811, Osburn, Idaho, has received an approved permit No. 30179 issued by the Idaho State Reclamation Department authorizing the diversion of 0.5 cubic feet per second of water from Government Creek tributary of Logan Creek, subject to all prior rights. The priority to be established under this permit is September 11, 1961, and the permit was approved September 11, 1961. Water is to be diverted by low diversion dam and ditch from a point within the NW 1/4, Sec. 35, T.21N, R.9E, B.M. Valley County to be used for irrigation and domestic purposes in the NE 1/4, Sec. 35, T.21N, R.9E, B.M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 11, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Star-News, McCall, Idaho on July 4, and July 31, 1969.

30179
72-2141

R. 9 E



Q measured 0.4
Q recommended 0.27
Volume 28.8 A.F./Ann.

Acreage =
Found 9.0
recommended 9.0

Subdv. _____

Amendments

☐ None

☐ P.D.

☒ Place of use Amend to read $SE\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$ Sec 35

☐ _____

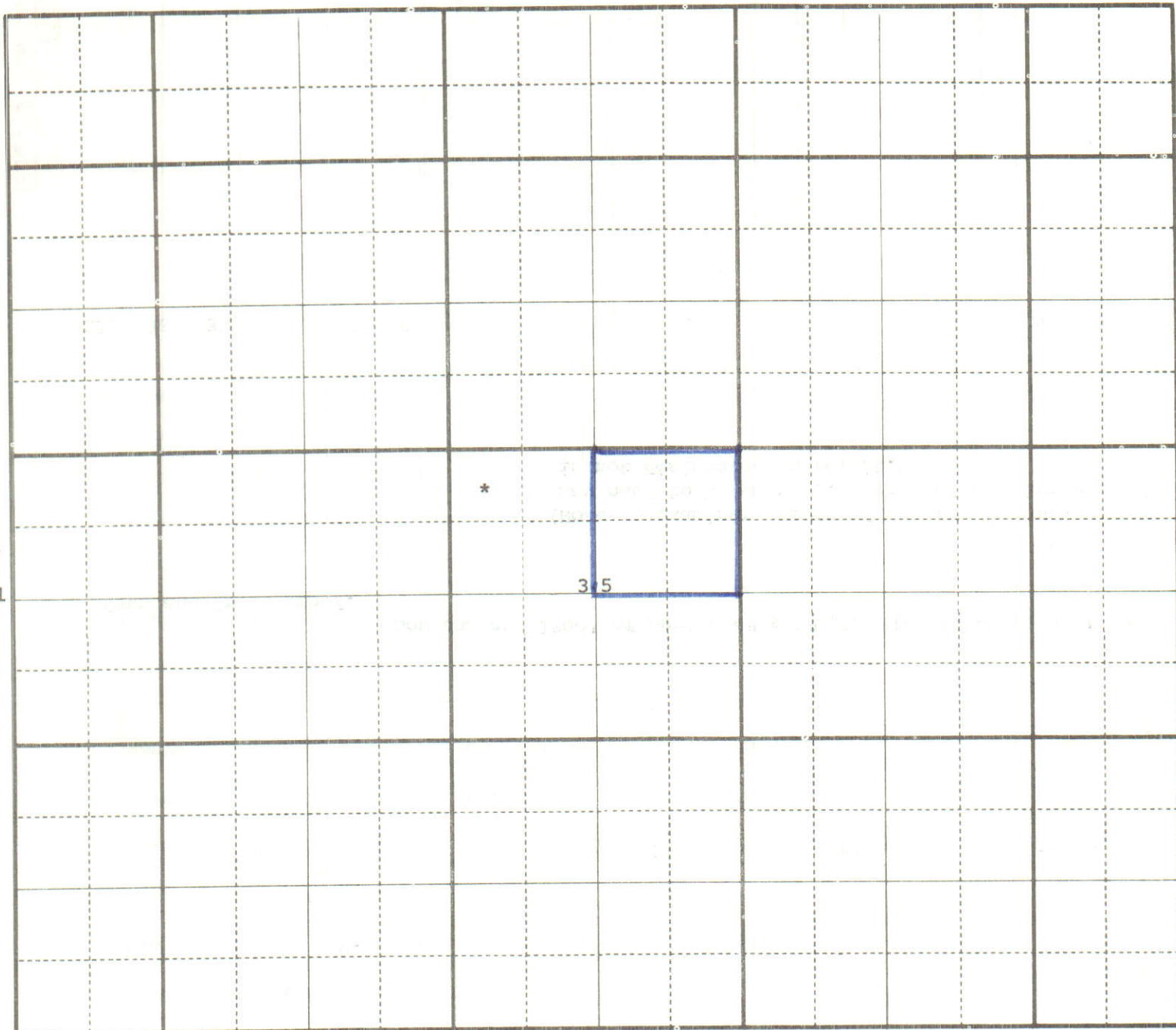
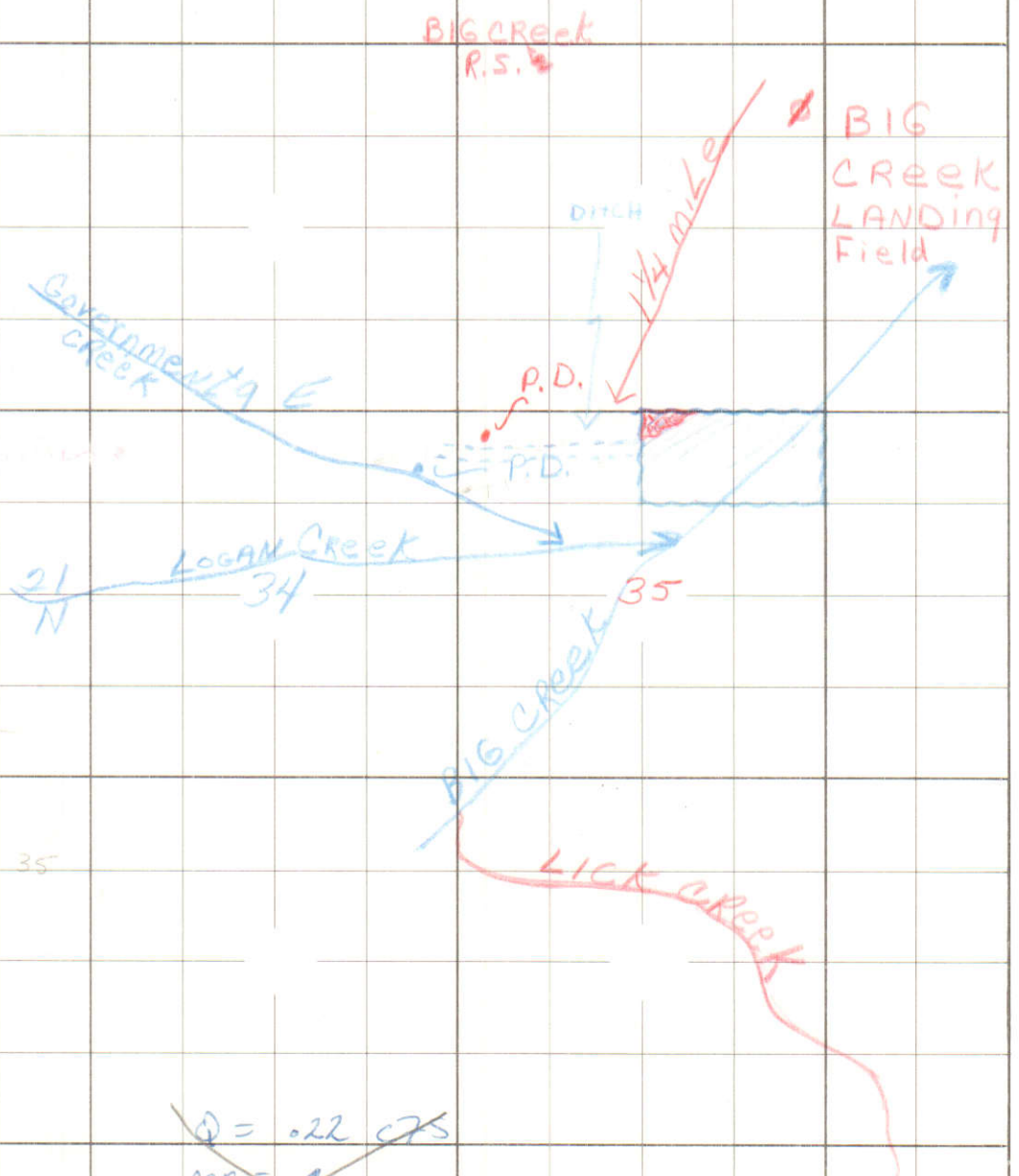


Diagram of System



Possible Amendment

Ditch P.D.
Pipeline. NWNW " 35
use NENW Sec 35

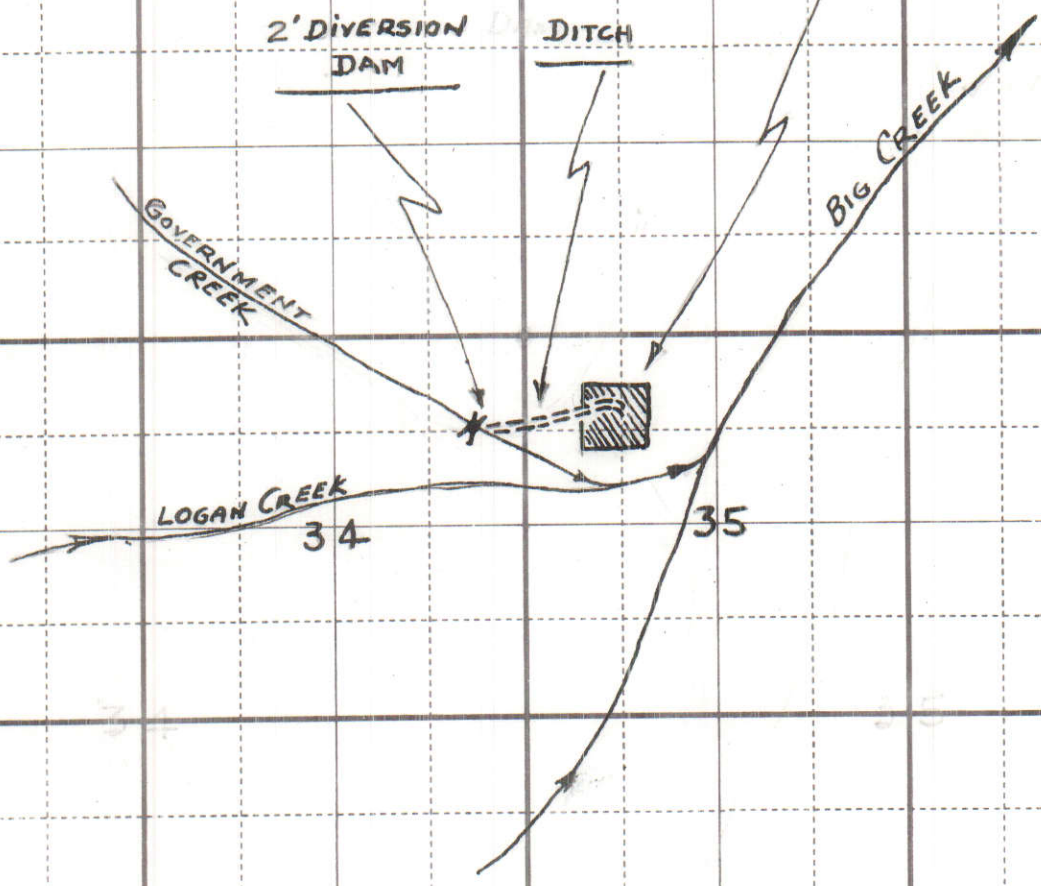
9 Acres Irrig.
3 Com. Homes
.18 irrig → Ditch

.18
.09
.27 pipeline
.2 arrow

$$\begin{aligned} Q &= .22 \text{ CFS} \\ \text{Acr.} &= 1 \\ \text{Sub} &= 1 \\ V &= 92.40 \text{ AC 7+ / 5 cfs} \end{aligned}$$

- Permit
- Proof Form

20 ACRES MORE OR LESS
4 RESIDENCES FOR DOMESTIC WATER
20 LOTS MORE OR LESS " "



Permit Map No. 30179
As Approved SEP 11 1961
GEO. N. CARTER
State Reclamation Engineer

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 30179/77-2141 Priority Sept. 11, 1961 Amount 0.27 cfs

THIS IS TO CERTIFY, that RUTH C. McRAE &/or ROBIN S. McRAE
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 30179/77-2141 issued pursuant to Application for Permit dated September 11, 1961,
and has submitted proof to the Department of Water Resources on July 15, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.40 cfs of water from Government Creek,
tributary to Big Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.09</u> cfs and	<u>1.8 acre feet</u>	
<u>Irrigation</u>	from <u>May 1</u> to <u>Nov. 1</u> at <u>0.18</u> cfs and	<u>27.0 acre feet or</u>	
	from _____ to _____ at _____ cfs and	<u>3.0 af per acre</u>	
(both dates inclusive)			

Subject, however, to the condition that no more than 0.27 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
28.8 acre feet per year, said waters to be diverted within the NW¹4NW¹4 of Sec. 35,
Twp. 21 N, Rge. 9 E, B. M. in the County of Valley

Description and location of place of use:

Twp.	Range	Sec.	NE ¹ 4				NW ¹ 4				SW ¹ 4				SE ¹ 4				Totals
			NE ¹ 4	NW ¹ 4	SW ¹ 4	SE ¹ 4	NE ¹ 4	NW ¹ 4	SW ¹ 4	SE ¹ 4	NE ¹ 4	NW ¹ 4	SW ¹ 4	SE ¹ 4	NE ¹ 4	NW ¹ 4	SW ¹ 4	SE ¹ 4	
21 N	9 E	35				X													Nine

Total number of acres irrigated Nine

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 22 day of
June, 19 76.

Director

Receipt # 2937

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR AMENDMENT

Permit No. 30179/77-2141

Comes now Ruth C. McRae &/or Robin S. McRae of (address) _____

Boise, Idaho, and represents to the Director of
the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 30179/77-2141, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NO CHANGE $\frac{1}{4}$ $\frac{1}{4}$, Sec. _____ Twp. _____

Rge. _____, B. M., County of _____. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated Nine

Twp. 21 N

Rge. 9 E

35

That no one will be injured by such change, and that such change will be made at permit holders own risk.

 (signature)-

I, R. KEITH HIGGINSON, Director of the Department of Water Resources hereby approve the foregoing application for amendment for Permit No. 30179/77-2141.

State _____, 19 ____
[Signature]
 Director

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

I, Ruth C. McRae, hereby assign to Ruth C. McRae &/or

Robin S. McRae of 1205 Martin Street, Boise, Idaho 83706,
Address

CHECK ONE

☒ All my right, title, and interest, in and to Permit No. 30179/77-2141
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Describe that portion of the permit being assigned by list-
ing the acreage within each 40-acre subdivision, the point of diversion
and the amount of water in cubic feet per second for direct diversion,
or acre feet for storage.)

Made this 12th day of September, 19 73.

X

Ruth C. McRae

Ruth C. McRae ~~Permit Holder~~

Administrator of the estate of Robert J. McRae

Spouse of Permit Holder

State of Idaho)
County of Ada) ss.

On this 12th day of September, 19 73, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that ~~he~~ (she) (~~they~~) executed the same.

Lyle Glen Saxton

Notary Public residing at

Boise, Idaho

My commission expires: 14 July 1974

77 2141

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 30179)

in the name of Robert J. McRae)

Box 164, Osburn, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

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

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

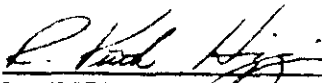
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 30179 was issued previous to that date;

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

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

Dated this 23rd day of JUNE, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

77-2141
30179

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

ASSIGNED TO: RUTH C. &/or ROBIN S. MCRAE
1205 Martin Street
Boise, Idaho 83706

APPLICATION No. 38216
PERMIT No. 30179
DISTRICT No.

1. Name of Applicant: Robert J. McRae, Box 811, Osburn, Idaho
Postoffice address: Boise County: Ada State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 0.5 cubic feet per second.

3. Source of water supply: Government Creek which is a tributary of Logan Creek, which is a tributary of Big Creek

4. Location of point of diversion: 1000 feet distant from the N.E. corner of Section 34, T. 21 N, R. 9 E, B.M., and is in the NE 1/4 NE 1/4 of section 34, T. 21 N, R. 9 E, B. M., County of Valley

5. Water is to be used for Domestic and irrigation

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

- (a) Point of use of water: feet distant from corner of Section T. , R. , B.M., in the of Section of , T. , R. , B.M.
- (b) Amount of power generated: H.P., under feet head.
- (c) Water is to be returned to at a point feet distant from the corner of Section , T. , R. , B.M., in the of Section , T. , R. , B.M.

7. Estimated cost of works: \$1500.00

8. Kind of works: Low diversion dam and ditch

9. Height of dam 2 feet; length of dam at top 25 feet; length of dam at bottom feet; material used in dam: rock

10. Size of headgate: Width 2.0 feet; height 3.0 feet.

11. Ditch: Width at bottom 1.5 feet; width at water line 2.0 feet; depth of water 1 feet; dimensions of flume:

Diameter of pipe inches; length of conduit 2/5 miles.

Average grade per mile 100 feet.

12. The time required for the completion of such work is 4 years.

13. The time required for the complete application of the water to the proposed use is 4 additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None known

16. (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 water of the State of Idaho as herein set forth.

s/ Robert J. McRae Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 3:00 P.M. September 11, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 30179
Recorded in Book 106 Page 30179 Approved September 11, 1961

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before November 11, 1961

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 September 11, 1963

The whole of said work to be completed on or before September 11, 1965

Beneficial use of water appropriated in accordance herewith, to be made on or before September 11, 1969

WITNESS My hand this 11th day of September, 1961

s/ RALPH W. THOMAS

Deputy State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE

, Governor of the State of Idaho,

and ARNOLD WILLIAMS

, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 11th

day of September, 1961.

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE

Governor.

Secretary of State.

REMARKS:

14.

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 $\frac{1}{4}$	
21 N	9 E	35	5	5	5	5												20	
Application for Amendment POINT OF DIVERSION Permit No. 30179 Comes now ROBERT J. McRAE and represents to the State Reclamation Engineer of the State of Idaho: No. 30179: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho R. 9 E., B. M. That the point of diversion is described in said Permit as being located: NE$\frac{1}{4}$NE$\frac{1}{4}$, Sec. 34, T. 2 N., R. 9 E., B. M. That he now requests that the point of diversion be changed to a point located: NW$\frac{1}{4}$NW$\frac{1}{4}$, Sec. 35, T. 2 N., That the reason for desiring to make such change is as follows: There is no physical change in the point of diversion as to location I simply did not describe the location properly in the application. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Osburn, Idaho, this 10th day of September, 1965. s/ ROBERT J. McRAE Date of Receipt at Department of Reclamation: Sept. 14, 1965 APPROVAL OF STATE RECLAMATION ENGINEER I, RALPH W. THOMAS, Deputy State Reclamation Engineer 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. 30179. 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. s/ RALPH W. THOMAS Deputy State Reclamation Engineer																			

Recorded: Sept. 14, 1965

Deputy State Reclamation Engineer

Permit No. 30179 ✓
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that ROBERT J. McRAE of Boise, County of Ada, and State of Idaho, the holder of Permit No. 30179, issued upon Application No. 38216 bearing date of priority of Sept. 11, 1961, authorizing the diversion of 0.5 second feet of waters of Government Creek County of Valley, State of Idaho, for domestic and irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.5 second feet of the waters of Government Creek, tributary of Logan Creek, which is a tributary of Big Creek; that the point of diversion of said waters NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 21 N., R. 9 E., B.M. and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: NE $\frac{1}{4}$, Sec. 35, T. 21 N., R. 9 E., B.M.

Witness my hand this 16th day of September, A. D. 1965
/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: September 1, 1965

Application for Amendment

POINT OF DIVERSION

Permit No. 30179

RECEIVED
SEP 14 1965

Department of Reclamation

Comes now Robert J. McKee
and represents to the State Reclamation Engineer 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. 30179.

That the point of diversion is described in said Permit as being located:

SE 1/4, Sec. 34, T. 21 N., R. 9 E.

That he now requests that the point of diversion be changed to a point
located: NW 1/4, Sec. 34, T. 21 N., R. 9 E.

That the reason for desiring to make such change is as follows:

There is no physical change in the point of diversion as to location I simply did
not describe the location properly in the application.

That no one will be injured by such change, and that such change will be made at
Permit Holder's own risk.

Signed at Osburn, Idaho this 10th day of Sept., 1965

Date of Receipt at Department of Reclamation Sept. 14, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

I, Ralph W. Thomas, Deputy, State Reclamation Engineer 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. 30179. 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.

Recorded in Book 106 of
Permits, at Page 30179
Sept. 14, 1965

Deputy State Reclamation Engineer

30179

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

1. a) Name of Permit Holder Robert J. McRae
b) Post Office Address P.O. Box 811, Osburn, Idaho 83849
2. Permit Number 30179
3. Date of Priority that you are prepared to establish September 11, 1961
4. a) Source from which water was appropriated Government Creek, tributary of Big Creek
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 35
Township 21 N., Range 9 E., Boise Meridian, Other points of diversion: _____
Ditch diversion point is about 500 feet up stream from the
pressure pipe line diversion point.
5. a) The amount of water and use to which the water has been applied:
amount 0.2 cfs for Domestic purposes from all year to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.3 cfs for Irrigation purposes from May 1 to Nov 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.5 cfs cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: See attached sheet under (5c)
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: Works are owned by applicant
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) See attached sheet under (7a)
b) Describe the type and size of measuring device which you have installed at your point of diversion: See attached sheet under (7b)
c) Give well drillers name and address and date the well was completed _____

77-2141
30179

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use See attached sheet under (8)

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
21 N.	9E.	35		1															1

Total number of acres irrigated 1 *100%*

10. Remarks:

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

July 10, 1969
(Date)

Robert J. McRae
(Signature)

State of Idaho
County of Shoshone ss.

On this 14th day of July, 19 69, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Wayne E. Johnson
Notary Public residing at Wallace, Idaho

My commission expires 1-25-72

(8 cont.) This is being subdivided into tracts for summer homes.

The ditch system is used to irrigate about one acre of clover as well to keep pine needle ground covered areas wet down to reduce forest fire hazzard in the timbered areas around the houses.

All houses and areas served and to be served are in the NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec 35, T.21 N., R.9 E., B M.

(5 c) The total intake capacity of the frost proof pressure system was measured by timing the full open simultaneous delivery of two outlets. One located at the lower end of the 3 inch pipe section and the other at the extreme end of the 2 inch section. These flows were measured by the time required to fill a 55 gallon drum. The measurement was made by myself. I am a registered Mining Engineer.

On the ditch system the average flow was measured by the same procedure except that the water was confined to a piece of 8 inch pipe and conveyed to a 55 gallon drum.

(7 a) On the pressure system a log dam 24 inches high was built giving about 18 inches of head on the intake pipe at low water. The conveying system is 1300 feet long and consists of 300 feet of 4 inch plastic pipe, 400 feet of 3 inch plastic pipe, and 600 feet of 2 inch plastic pipe. The total pressure on the lower end of the system is about 45 lbs. per sq. in. Several take off Ts have been put in the line. The pipe is buried 36 inches deep.

On the separate ditch system about 400 feet of ditch takes the water out of the stream. No special dam is provided except large rocks to divert the water into the mouth of the ditch. After the 400 feet of ditch the flow is down a natural gulch for about 1500 feet to the same general vicinity of the lower end of the pressure system previously described.

(b) Full intake and delivery capacity of the pressure system is approximately 0.2 cfs (100 gal per min).

The normal intake capacity of the ditch is from 0.2 to 0.3 cfs.

(8) Currently the water from the pressure system is used as domestic water for one permanent home and two summer homes. Each of these has one or more acres of grounds to keep sprinkled for lawn and ground fire protection. The applicant has 9 acres of ground within reach of the pressure line.

77-2141
30179

PUBLISHER'S AFFIDAVIT 15 1905

STATE OF IDAHO

County of Valley) ss.

Donald E. McMahan, being first duly sworn, deposes and says: That he is the publisher of the Star-News, a Weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began July 24, 19 69, and ended July 31, 19 69

Subscribed and sworn to before me, a Notary Public in and for the County of Valley, and the State of Idaho, this 19 day of August, 19 69.

Donald E. McMahan, Notary Public.
My commission expires 19 23, 19 22.

Notice is hereby given that the Board of Water Commissioners, created by Act of March 2nd, 1905, Chapter 11, has received and approved permit No. 5072 issued by the Idaho State Reclamation Department authorizing the diversion of 65 cubic feet per second of water from Government Creek, tributary of Logan Creek, subject to all prior rights. This permit is to be established under the permit in September 11, 1905, and the power was approved September 11, 1905. Water is to be diverted by law diversion, then and there from a point within the NW 1/4, Sec. 20, T.24N., R.2E., S.2E., Valley County to be used for irrigation and domestic purposes in the NW 1/4, Sec. 20, T.24N., R.2E., S.2E.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 11, 1905. Any persons against the issuance of a license for the above referenced permit, should be filed with the Department of Reclamation within ten (10) days of the date of the publication of this notice in the official newspaper of the State of Idaho, to wit: the Idaho Statesman, at Boise, Idaho, on or before September 11, 1905.

30179
77-2141

Please have Spence contact
Mr. McRae's son when making
examination!

See letter
of 7-23-69
in file.

30179
77-2141

ACTION REQUIRED

FROM: FORREST LUTHY

DATE: AUG 28, 1986

TO: FILE 77-2141

ANY CORRESPONDENCE IN REGARD TO THIS RIGHT SHOULD
BE DIRECTED TO WILBUR^d OR KATHRYN WILES
AIR STAR RT. CASCADE, IDAHO 83611

THE WILES' ARE THE OWNERS OF THE LAND TO WHICH THIS
RIGHT IS APPURTENANT.



WATER RIGHT NUMBER 77-2141

OWNER LAST NAME - MC RAE
OWNER LAST NAME - MC RAE
OWNER LAST NAME - MC RAE
ADDRESS LINE 1 - 1333 HERVEY ST.
ADDRESS LINE 3 -

FIRST NAME - ROBERT J.
FIRST NAME - RUTH C.
FIRST NAME - ROBIN S.

ORIG OWNER - 0
ORIG OWNER -
ORIG OWNER -

VERIFIED LGS

SOURCE - GOVERNMENT CREEK
STAGE - LICENSE

ADDRESS LINE 2 -

CITY - BOISE

STATE - ID ZIP CODE - 83705

TRIBUTARY OF - BIG CREEK

STATUS -

PRIORITY - 09-11-1961 COUNTY - VALLEY

TOTAL DIV. RATE - .2700 -CFS

TOTAL DIV. VOLUME - 28.80 AFA TRFR/AMEND -

WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - NWNW 37 21N 09E LOT REDIV -

272.0 92.0 279.0 35.0 52.0 1.0 0.0 0.0 0.0 0.0 0.5

FROM - 05-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE - .1800 CFS USE DIV. VOLUME - 27.00 AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0900 CFS USE DIV. VOLUME - 1.80 AFA

USE - IRRIGATION

PLACE OF USE - TWN 21N RNG 09E SEC 35 TRACT NWNW LOT

AC 09

DECREE NAME -

DATE -

TOTAL ACRES

9

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 30179

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

281 0211121V

IDENT. NO. 77-2141

WATER RIGHT DATA ENTRY LOG

Item

Keypunched by State Office

10-9-79

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 30179 177-2141
 Old No. New No.

Record

1. Original Owner: Robert J. McRae

Present Owner: Ruth C. & Robert J. McRae

2. Address: 1333 Hervey St.

3. City: Boise State: ID Zip: 83705

4. A. Source of Water:

B. Tributary of:

5. A. Stage (A,P,L,D,S,J):

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date:

D. County:

E. Total Diversion Rate:

F. Total Diversion Volume:

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

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

Gov't
 Lot Rediv.

Tract Sec. Twp. Rge.

6. A. Point of Diversion

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

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

4-26-79

8. Use Code:

[illegible]

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:

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

June 25, 1976

Re: Permit No. 30179/77-2141

**Mr. Robin S. McRae
1333 Hervey St.
Boise, Idaho 83705**

Dear Mr. McRae:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Also enclosed is a copy of the approved amendment for your records.

Sincerely,

**D. Darlene Reich
Water Rights Supervisor**

Enclosures (2)

June 7, 1976

Ruth C. McRae &/or Robin S. McRae
1205 Martin Street
Boise, Idaho 83706

Re: Permit 30179/77-2141

Dear Mrs. McRae & Mr. McRae:

We have been advised by an examiner in our Western Regional Office that you concur with the field examination made in 1972 in connection with the above referenced permit.

As you will recall, an amendment was needed to correct the place of use under the permit prior to issuance of the license. Enclosed is a partially completed application for amendment for your use in this matter.

Please sign the application and return it to this office along with a \$10.00 filing fee within 30 days in order that we might issue the license as set forth in our previous letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enc: Application for amendment
Copy of 8/23/73 letter

*Received
2937*

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

Permit No. 30179/77-2141

This proof is for b/u

In Water District No.

1. Name of applicant Robert J. McRae, Box 811, Osburn, Idaho
2. Source of water supply: Government Cr., a trib. of Logan Cr, a trib. of Big Cr.
3. Location of point of diversion: Is in the ^{previously amended to NW 1/4 Sec 35} ~~NE 1/4~~ of Section 35
T. 21 N R. 9 E County of Valley

4. Describe works as they exist, giving dimensions and capacities of same: On the pressure system a log dam 24" high was built giving about 18" of head on the intake pipe at low water. The conveying system is 1300' long and consists of 300' of 4" plastic pipe, 400' of 3" plastic pipe, and 600' of 2" plastic pipe. The total pressure on the lower end of the system is about 45 #/sq.in. Several take off Ts have been put in the line. The pipe is buried 36" deep. On the separate ditch system about 400' of ditch takes the water out of the stream. No special dam is provided except large rocks to divert the water into the mouth of the ditch. After the 400' of ditch, the flow is down a natural gulch for about 1500' to the same general vicinity of the lower end of the pressure system previously described.

5. Water is used for: 9 acres irrigation and domestic use for 3 houses
6. State whether or not water has been turned into works of diversion:

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

T. 21 N, R. 9 E, Sec. 35 NE 1/4 20 acres

Amended to 5 1/2 NE 1/4 NW 1/4 Sec 35, T21N R 9E B.M.

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

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

Remarks: Contact Mr. McRae's son, Dr. Robin McRae, 1307 West Jefferson St, Boise, Idaho, ph. 342-8995

This examination was made on the 22nd day of Aug., 19 72

(Signed)

M. Clayton Baron
Examiner.

DATE EXAMINATION RECORDS

by:

by:

by:

by:

INSTRUCTIONS TO EXAMINERS

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

ASCS : Donnelly
SCS : Council

Permit No. 30179/77-2141

Examination for b/u

County Valley

Sec. 35 T. 21N R. 9E

Quantity: 9permit) 0.5 c.f.s. (proof) same

Source: Government Creek, a trib. of Logan Creek, a trib. of Big Creek

P.D.: NE $\frac{1}{2}$ NW $\frac{1}{2}$

Use: DOMESTIC AND IRRIGATION

Extension:

Protest:

Completion of Works: Made on September 1, 1969

Other Rights: NONE

Filed: September 11, 1961

MADE: July 15, 1969

Due: September 11, 1969

PRIORITY: September 11, 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 30179/77-2141

REPORT ON PROOF OF B/U - Robert J. McRae

R.J.
Re-Exam typed 9/13/23 by jc

P. 9 E

T

21

N

SEC 35

Q measured 0.4
Q recommended 0.27
Volume 28.8 A.F./Ann.

Acreage -
Found 9.0
recommended 9.0

Subdy.

Amendments

☐ None

☐ 10

☒ Place of use Amend to read $SE\frac{1}{2}NE\frac{1}{2}NW\frac{1}{4}$ Sec 35

☐

No Photo

3. Water will be used for the following purposes:

Other uses: _____

Permit No. 30179/77-2141
Examination for b/c

PRIORITY

4. Total amount to be appropriated:

Max Rate of Diversion 0.5 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: Low dam and 1300' of buried 4" & 3" plastic pipe-buried 3'
down and frost proof.

Measuring device required: yes ☐ no ☒ (Note to examiner: Place of use for irrigation may need to be amended. Place of use for domestic is not designated on Permit.)

Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

20

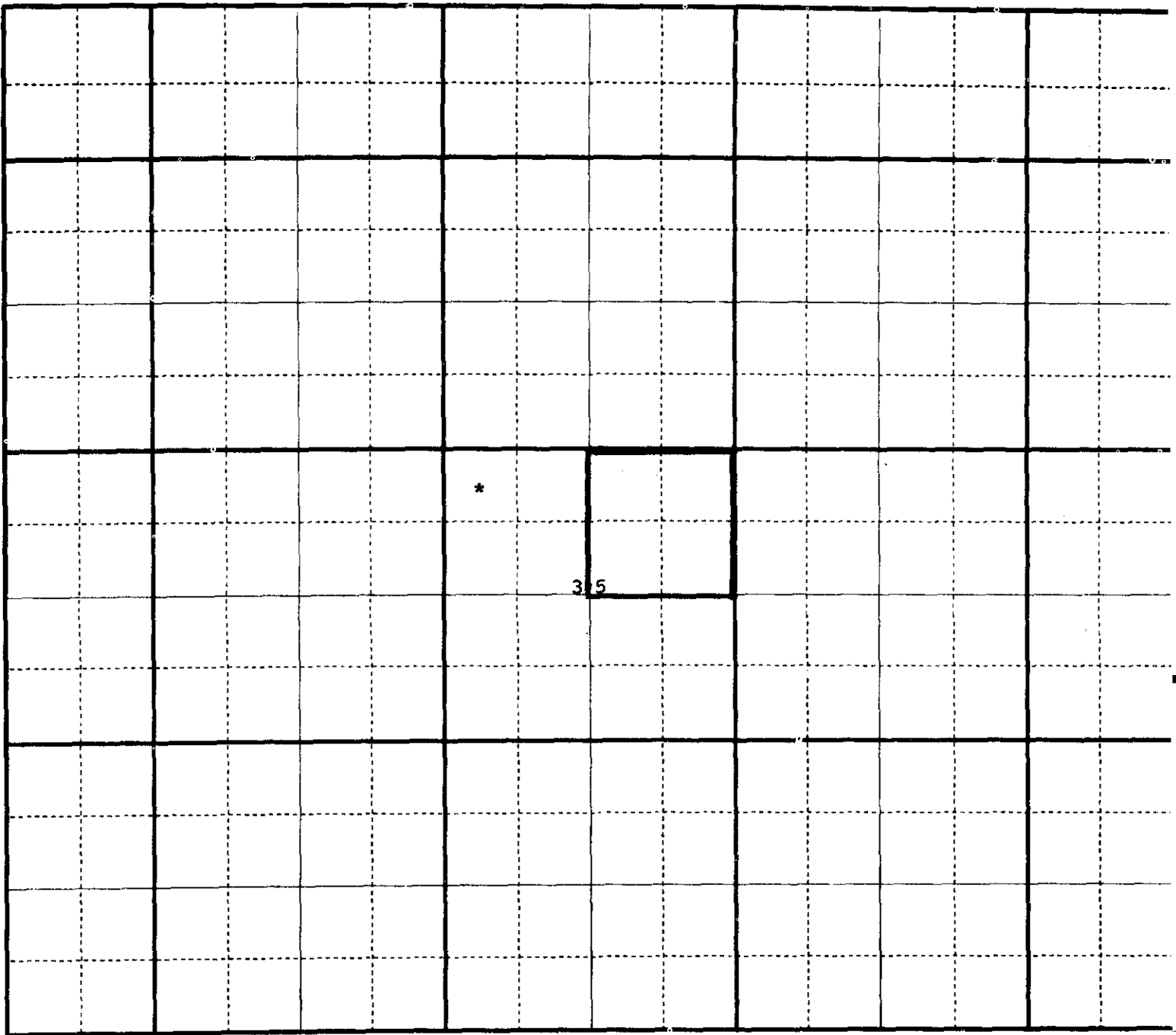
T
21
T

Diagram of System

DATE OF EXAM _____

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q=_____ c.f.s. V=_____ AF/Ann. from _____ to _____
Domestic Q=_____ c.f.s. V=_____ AF/Ann. from _____ to _____
Livestock Q=_____ c.f.s. V=_____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no _____

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no _____

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured _____ Method of measurement _____

Total Q recommended _____ Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

SYSTEM DESCRIPTION:

REMARKS:

Robin McRae called me today and said he will
except the exam done by M. Clayton Barron in 1972

Examiner's Signature Peter J. Chamberlain Date 4-26-76

Checked by _____ Date _____

Approved by _____ Date _____

September 12, 1973

Re: Permit No. 30179/77-2141

Ruth C. McRae &/or Robin S. McRae
1205 Martin Street
Boise, Idaho 83706

Dear Mrs. McRae & Mr. McRae:

We acknowledge receipt of the assignment conveying the above referenced permit to Ruth C. McRae &/or Robin S. McRae. The assignment has been recorded and the Department's records changed.

Pursuant to our conversation of today, the Department will schedule a re-examination of the land under this permit. We cannot tell when this re-examination will be made, but our examiner will contact Mr. McRae at the time he makes it, so that he may show him the system.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

September 5, 1973

Re: Permit No. 30179/77-2141
Robert J. McRae

Dr. Robin McRae
1307 W. Jefferson St.
Boise, Idaho 83702

Dear Dr. McRae:

Enclosed you will find a copy of our letter dated August 23, 1973 in connection with the above referenced permit. This letter was returned to our office marked "forward expired, deceased".

We are writing you in the event you wish to complete this permit and receive the water license. Before we could accept your signature on the amendment application, however, it would be necessary to have the permit assigned to you by the administrator of your father's estate. Also enclosed is an assignment form for your consideration.

If you have any questions regarding this matter, please contact us at your earliest convenience.

Sincerely,

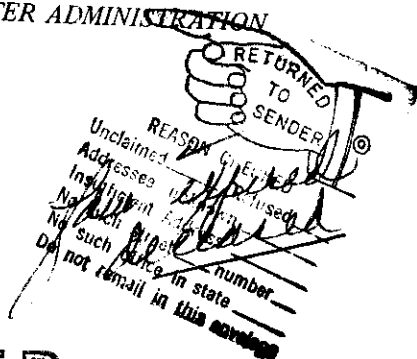
BOBBY D. FLEENOR
Assistant Director

BDF/DR:bjg

Enc: Copy of letter
Assignment form

77 2141

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

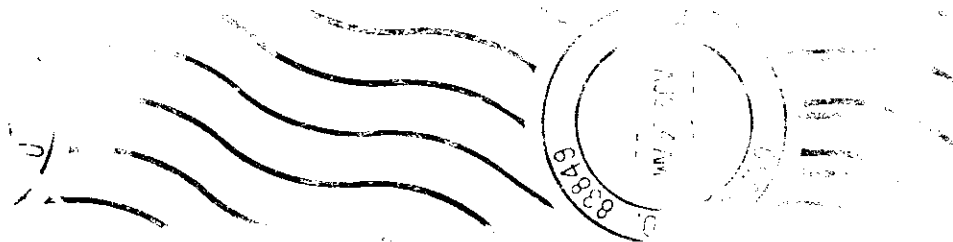


RECEIVED

AUG 27 1973

Mr. Robert J. McRae
~~P.O. Box 811~~
Osburn, Idaho 83849

Department of Water Administration



27 211

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

August 23, 1973

Mr. Robert J. McRae
P.O. Box 811
Osburn, Idaho 83849

Dear Mr. McRae:

A representative of this Department has made an examination of the works covered by your Permit No. 30179/77-2141 and has found the following:

Quantity of water diverted: 0.40 cfs

Amount of water that can be recognized as beneficially used
under Idaho law: 0.27 cfs

The maximum quantity diverted shall not exceed 28.8 acre
feet per year.

Beneficial use: Irrigation of 9 acres and domestic purposes
within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Twp. 21 N, Rge. 9 E, B.M.

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Twp. 21 N, Rge. 9 E, B.M.

Priority date established: September 11, 1961

The place of use found by our field examiner differs from that listed under your permit, therefore, it will be necessary for you to amend the permit before a Water License can be issued. We are enclosing a partially completed application for amendment for your use. Please sign the application and return it to this office with a \$10.00 filing fee within 10 days of the date of this letter in order that we may issue a water license as set forth above.

If you do not concur with these findings or have any questions, please contact us within the 10 day period.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

77 2141

Form 23

2M-4-65

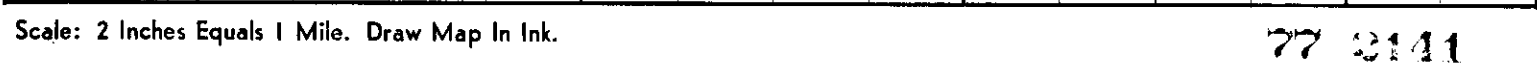
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 77-2141
30179

REPORT ON PROOF OF ROBERT J. MCRAE

77 2141



(5c) The total intake capacity of the frost proof pressure system was measured by timing the full open simultaneous delivery of two outlets. One located at the lower end of the 3 inch pipe section and the other at the extreme end of the 2 inch section. These flows were measured by the time required to fill a 55 gallon drum. The measurement was made by myself. I am a registered Mining Engineer.

On the ditch system the average flow was measured by the same procedure except that the water was confined to a piece of 8 inch pipe and conveyed to a 55 gallon drum.

(7a) On the pressure system a log dam 24 inches high was built giving about 18 inches of head on the intake pipe at low water. The conveying system is 1300 feet long and consists of 300 feet of 4 inch plastic pipe, 400 feet of 3 inch plastic pipe, and 600 feet of 2 inch plastic pipe. The total pressure on the lower end of the system is about 45 lbs. per sq. in. Several take off Ts have been put in the line. The pipe is buried 36 inches deep.

On the separate ditch system about 400 feet of ditch takes the water out of the stream. No special dam is provided except large rocks to divert the water into the mouth of the ditch. After the 400 feet of ditch the flow is down a natural gulch for about 1500 feet to the same general vicinity of the lower end of the pressure system previously described.

(b) Full intake and delivery capacity of the pressure system is approximately 0.2 cfs (100 gal per min).

The normal intake capacity of the ditch is from 0.2 to 0.3 cfs.

(8) Currently the water from the pressure system is used as domestic water for one permanent home and two summer homes. Each of these has one or more acres of grounds to keep sprinkled for lawn and ground fire protection. The applicant has 9 acres of ground within reach of the pressure line.

(8 cont.) This is being subdivided into tracts for summer homes.

The ditch system is used to irrigate about one acre of clover as well to keep pine needle ground covered areas wet down to reduce forest fire hazard in the timbered areas around the houses.

All houses and areas served and to be served are in the NE¹/₄, NW¹/₄ Sec 35, T.21 N., R.9 E., B M.

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

Permit No. 77-2141 / 38179

This proof is for _____ In Water District No. _____

* See Below

1. Name of applicant Robert J. McRae, P. O. Box 811, Osburn, Idaho
2. Source of water supply: Government Creek tributary of Logan Cr., trib. of Big Cr.
3. Location of point of diversion: Is in the *NW~~1~~NW~~4~~ (Proof form) of Section 35
T. 21N. R. 9E County of Valley

4. Describe works as they exist, giving dimensions and capacities of same: Low diversion dam
and ditch (Permit) See attached copy submitted with Proof Form.

5. Water is used for: Irrigation and domestic purposes

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

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

T. 21N, R. 9E, Sec. 35, NE~~1~~4 (20 acres) (Permit)

T. 21N, R. 9E, Sec. 35, NW~~1~~NE~~4~~ (1 acre) (Proof Form)

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

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

Remarks: *Please contact Mr. McRae's son, Dr. Robin McRae, whose office is at 1307 W. Jefferson St., Boise, phone 342-8995, when making examination.

*NE~~1~~NE~~4~~ Sec. 34, T. 21N, R. 9E, B.M. (permit)

FILED: 9-11-61 WARE: 7-15-69

DATE: 9-11-69 PRIORITY: 9-11-69

This examination was made on the _____ day of _____, 19____

(Signed) _____

Examiner.

77 2141

Permit No. 77-2141

Examination for Robert J. McRae

County Ada

Quantity: .5 c.f.s. Sec. 34 T. 21N R. 9E Valley Co.

INSTRUCTIONS TO EXAMINERS

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

Source: Government Creek tributary of Logan Creek, which is a tributary of Big Creek

P.D.: ~~NW 1/4~~, Sec. 35, T. 21N, R. 9E, B.M., Valley Co.

Use: Irrigation and domestic purposes

Extension:

Protest:

Completion of Works:

Other Rights:

Filed:

Due:

Priority: September 11, 1961

August 15, 1969

Re: Permit No. 30179

Mr. Robert J. McRae
P.O. Box 811
Osburn, Idaho 83849

Dear Mr. McRae:

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact your son at the time he makes the examination.

If we may be of any help at any time, please feel free to contact the Department.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

17 am Typed

9-10-69
sc

30179
77-2141

13 17 1969

Department of Reclamation
Osburn, Idaho

August 13, 1969

Mr. Donald W. McElwainey
Appropriation Engineer and Examiner.
Department of Reclamation
Boise, Idaho

Dear Mr. McElwainey:

Enclosed is the Affidavit of publication
in the Star News, McCook, Idaho in connection
with Permit No. 30174

I hope you find this in order.

Yours truly,
Robert J. McCook

77-21

30174

July 30, 1969

Re: Permit No. 30179

Mr. Robert J. McRae
P. O. Box 811
Osburn, Idaho 83849

Dear Mr. McRae:

Thank you for your letter of July 23, 1969. We shall, as you suggested, try to get in contact with your son when our examiner is ready to examine the works under this permit. If the Department may assist you in any manner, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TC

Enc: none

77-2141
30179

Osburn, Idaho
July 23, 1969

Department of Reclamation

Mr. Donald W. McEldowney
Appropriation Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Subject: Permit 30179

Dear Mr. McEldowney:

This will acknowledge receipt of your letter of July 16 relating to an affidavit of publication and to a field examination by a representative of your department.

Under past circumstances I would be glad to show the works to your representative, but I have been confined to my home for the past year. Mr. Wilbur Wiles who installed the works, and who uses water from the system, is in and out a lot during the summer doing assessment work for various parties.

I In view of this it would seem best for the examining engineer to try and arrange a mutually satisfactory date with my son, Dr. Robin McRae, whose office is at 1307 West Jefferson St., Boise, Idaho. His phone is 342-8995. If such a mutually satisfactory date can be arranged he will be glad to show the project to your department representative.

Yours truly,

Robert J. McRae

Robert J. McRae

cc: Dr. R. S. McRae

77-2141
30179

July 16, 1969

Re: Permit No. 30179

Robert J. McRae
P.O. Box 811
Osburn, Idaho 83849

Dear Mr. McRae:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit 30179.

Before a license can be issued you must submit an affidavit of publication to this department. The affidavit of publication may be obtained from the Star News, McCall, Idaho (after July 31st, 1969) upon payment of the bill of publication.

Prior to the issuance of the license a field examination must also be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldomey
Appropriation Examiner

DWM:DR

77-2141
30179

July 16, 1969

Re: Permit No. 30179
Robert J. McRae

Star News
Box 985
McCall, Idaho 83638

Gentlemen:

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

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Robert J.

McRae, Box 811, Osburn, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Legal notice

77-2141
30179

Department of Reclamation

Mr. Donald W. McEldowney
Appropriation Examiner
Department of Reclamation
State House - Annex 2
Boise, Idaho 83707

Subject: Permit No. 30179

Dear Mr. McEldowney:

Enclosed you will find the signed and completed form for
Proof of Beneficial Use of water under the subject Permit.

Also enclosed is the signed Statment for publication in
the Star News.

I hope you find these in order.

Yours truly,

Robert J. McRae
Robert J. McRae
P. O. Box 811
Osburn, Idaho 83849

77-2141
30179

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

21085

INSURED NO.

DATE DELIVERED

7-2-69

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

SHOW WHERE DELIVERED *(only if requested)*

30179

77-2141

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE
PAYMENT OF POSTAGE

POSTAGE OF
DELIVERING OFFICE

RETURN
JUL 2
AM
1969

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

**RETURN
TO**

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Annex # 2 Statehouse

Boise, Idaho 83707

POST OFFICE, STATE, AND ZIP CODE

655-16-71648-10

Apr. 1967

POD Form 3811

July 1, 1969

Re: Permit No. 30179

Robert J. McRae
Box 164
Osburn, Idaho

Dear Mr. McRae:

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

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

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enc: Order
Proof due notice
Proof package
Advertising package

77-2141
30179

RECEIVED

JUL 15 1969

NOTICE OF EXISTING WATER PERMIT

Department of Reclamation

Notice is hereby given that Robert J. McRae, Box 164, Osburn, Idaho

has received an approved permit No.

30179 issued by the Idaho State Reclamation Department authorizing the diversion ~~storage~~ of 0.5 cubic feet per second ~~App/feet/sec/any~~ of water from Government Creek tributary of Logan Creek, subject to all prior rights. The priority to be established under this permit is September 11, 1961 and the permit was approved September 11, 1961.

Water is to be diverted by low diversion dam and ditch

from a point within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 21 N, R. 9 E. B.M.

Valley County

to be used for irrigation and domestic purposes

in the NE $\frac{1}{4}$, Sec. 35, T. 21 N, R. 9 E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 11, 1969. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Star News, McCall, Idaho on

July 24 and July 31, 1969.

State Reclamation Engineer:

Permit No. 30179

You are hereby authorized to have the attached notice published at my expense in

the Star News, of McCall, Idaho,

published in the county in which the works are situated.

Robert J. McRae
(Signature)

P.O. Box 811 Osburn, Idaho 83849
(Address)

July 10, 1969
(Date)

77-2141
30179

July 1, 1969

Robert J. McRae
Box 164
Osburn, Idaho

Re: Permit No. 30179

Dear Mr. McRae:

³⁰¹⁷⁹One of the conditions of the approval of your permit
was that proof of application of the water to
beneficial use be submitted to this office on or before Sept. 11, 1969.

Enclosed is an affidavit form which must be used to submit
this proof. You may request an extension of time provided the
delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension must be received
by this department on or before the above mentioned date, otherwise
the permit will lapse and be of no further force or effect.



State Reclamation Engineer

Enclosure: Proof form
DR

Sept. 16, 1965

Re: Permit No. 30179

Robert J. McRae
Box 164
Osburn, Idaho

Dear Mr. McRae:

Enclosed is Certificate of Completion of Works issued on the above numbered permit, and the amendment to the point of diversion.

Departmental Receipt No. 32920 in the amount of \$6.00 for fees for certificate and recording of amendment is herewith enclosed.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: ew

Enc. certificate
amendment
receipt

30179

Permit No. 30179

RECEIVED

SEP 14 1965

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

RECEIVED
SEP 7 1965

Department of Reclamation

STATE OF IDAHO

County of SHOSHONE

ss.

Robert J. McRae, 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. 30179, and that his postoffice address is Box 164 Caburn, Idaho
State of _____Second: That the name of the stream from which said water is to be diverted is _____
Government Creek which is a tributary of Logan CreekThird: That the point of diversion of said water is in the NE 1/4 of Sec. 35 T. 21 N. R. 9 E.
~~in the NE 1/4 of Sec. 35 T. 21 N. R. 9 E.~~ orFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept. 11, 1965, 19____Fifth: That the use for which said water is intended is Irrigation and Domestic use

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: 1 Low Dam and 1300 feet of buried 4" and 3" plastic pipe
(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work: _____

(a) Height of dam 2 feet feet, length of dam at top 12 feet feet, length of dam at bottom 12 feet feet. Material used in construction Logs

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

(d) Conduit _____ width at bottom _____ feet, width at water line _____

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water _____ feet; diameter of pipe 4" and 3" inches, average grade per mile is 320 feet. Length of conduit is 1/4 miles.Seventh: That said works are capable of conducting to the place of intended use 0.5
second feet of water.Eighth: That water appropriated under said permit is available for 20 acres of land described as follows: 2 1/2 of NW 1/4 of SW 1/4 of Sec 35 T21N, R9E
and for Domestic use for 4 dwellings.20 Ac in NE 1/4Ninth: Remarks: That said pipe is buried 3 feet deep and is frost proof.
Water is now in pipe line but has not been fully installed yetRobert J. McRae
(SIGN HERE)Subscribed and sworn to before me this 1st day of September, 1965Clarence Lenhart

NOTARY PUBLIC

My commission expires Sept. 4, 1966

30179

RT

Sept. 7, 1965

Re: Permit No. 30179

Robert J. McRae
P. O. Box 164
Osburn, Idaho

Dear Mr. McRae:

Returned herewith is Form 6, Proof of Completion of Works with attached check for \$5.00 fee. Also enclosed are amendment forms.

You show the point of diversion is in Sec. 35, whereas the permit shows NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, T. 21 N., R. 9 E. You show place of use as 20 acres in S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, whereas the permit shows 20 acres in NE $\frac{1}{4}$, Sec. 35, though your map shows the place of use in the center of the NW $\frac{1}{4}$, Sec. 35.

The permit must show proper location of the point of diversion and place of use. Complete the enclosed amendment forms as necessary.

There will not be a fee to amend the place of use of the water as your map with the application shows place of use as being in the NW $\frac{1}{4}$, said Sec. 35. There is a fee of \$1.00 if the point of diversion must be changed.

Kindly correct Form 6 returned as to point of diversion if necessary and return with the amendments necessary with the proper fees.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. Form 6 with attach
check \$5.00
amendment forms

30129

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho

July 1, 1965

Re: Permit No. 30179

Robert J. McRae
1704 Gourley St.
Boise, Idaho

Dear Mr. McRae:

Under the terms of your Permit No. 130179 you are required to complete your diversion works on or before Sept. 11, 1965. I enclose blank affidavit to be filled out, sworn to by you before a Notary Public, or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the 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.

Very truly yours,

CARL E. TAPPAN

Enc. Form 6

State Reclamation Engineer

30179

Osburn, Idaho
Oct. 23, 1963

State Reclamation Engineer
Department of Reclamation
State of Idaho
State House
Boise, Idaho

Dear Sir:

This letter is in regard to Permit No. 30179 for the appropriation of 0.50 second feet of water from Government Creek which is a tributary of Big Creek in Valley County, Idaho. The point of diversion is about 600 feet south of the NW Corner of Sec. 35, T 21 N, R 9 E. The point of application is for domestic and irrigation water for 20 acres in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 35, T 21 N, R 9 E.

This is to inform you that 50% of the work on the project has been completed. As of September 11, 1963, approximately 1100 feet of ditch has been dug two feet wide and three feet deep to receive a four inch plastic pipe line to be laid on a 7% grade and buried below the frost line. The pipe is now on the site but will not be laid and buried until next June.

It is anticipated that the entire project will be completed during 1964.

Yours truly,

Robert J. McRae
Robert J. McRae
Box 164
Osburn, Idaho

30179

September 13, 1962

RE: Permit No. 30179

Robert J. McRae
c/o Cecil Hotel
545 Post Street
San Francisco, California

Dear Sir:

Your letter of September 10 constitutes a request for amendments to both the quantity of water and also the land list.

Idaho Code 42-211 reads in part: ".....whenever a permit has been issued and the applicant or permit holder desires to change the place of intended use of the water or correct the description of the lands to be irrigated, he shall file a request therefor with the Department of Reclamation....." and "The right to the use of water under the amended permit shall date from the time of the original permit: provided, an additional amount of water is not asked for....."

The last provision in the above paragraph precludes an increase in the original quantity applied for but allows an amendment to the land list, and necessary forms for this action are enclosed herewith.

If additional water is needed a new application should be filed. Forms will be forwarded upon request.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

H. Petri
Water Rights Clerk

HP:mr
enc. amendment form

30179

San Francisco, California
September 10, 1962

RECEIVED
SEP 11 1962

Department of Reclamation

State of Idaho
Department of Reclamation
State House
Boise, Idaho

Gentlemen:

30179
Regarding Permit No. ~~30197~~ for 0.5 sec. ft. of
water out of Government Creek in the name of Robert J. McRae,
1704 Gourley Street, Boise, Idaho:

30179
I would like to know if this permit (~~30197~~) can
be amended to cover 1.0 sec. ft. and to include additional
work.

It is now contemplated to put in a covered pipe-
line for domestic water, in addition to the ditch for irriga-
tion. Additional land has been secured.

Please address your reply to me c/o Cecil Hotel,
545 Post Street, San Francisco, California.

Yours truly,

Robert J. McRae

Robert J. McRae

RJMcR:ET

Filed 9-11-61

Due: C/W 9-11-65

B/u 9-11-69

on 20 acres in NE⁴, 35-9E-21N.

30179

September 26, 1961

Re: Permit No. 30179

Mr. Robert J. McRae,
1704 Gourley St.,
Boise, Idaho.

Dear Mr. McRae:

We enclose Permit No. 30179 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Departmental Receipt No. 30754, which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit, was given to you while in our office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

30179

