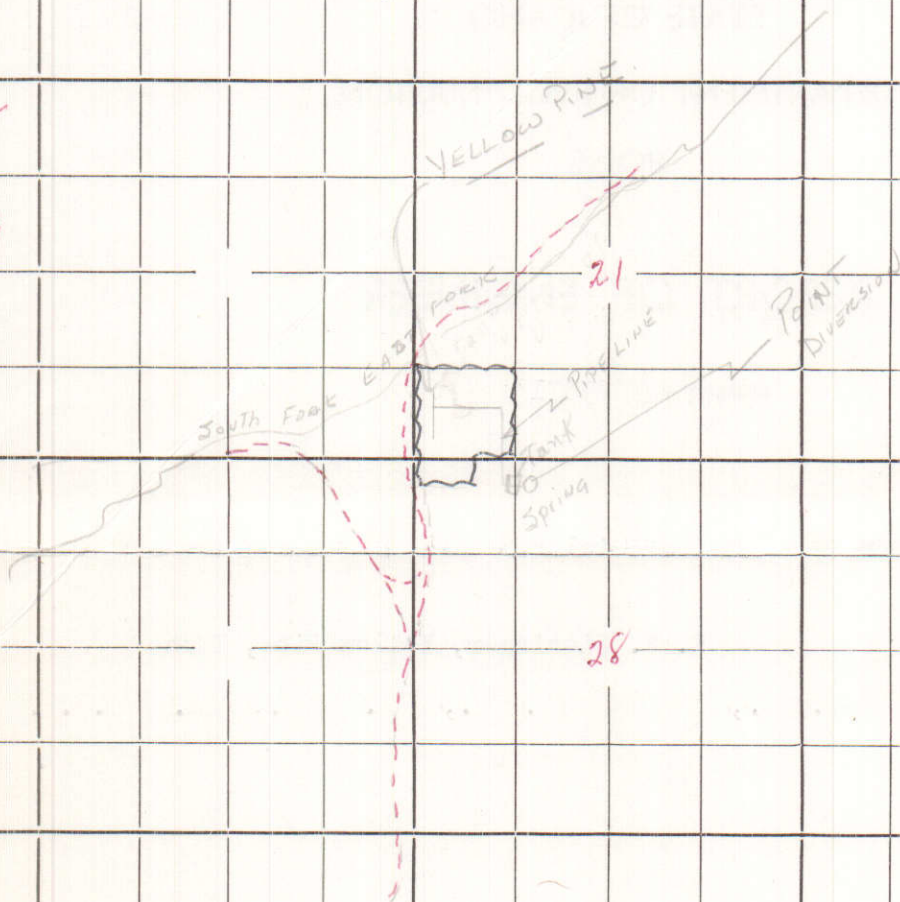


R S E

T

19

N



domestic use

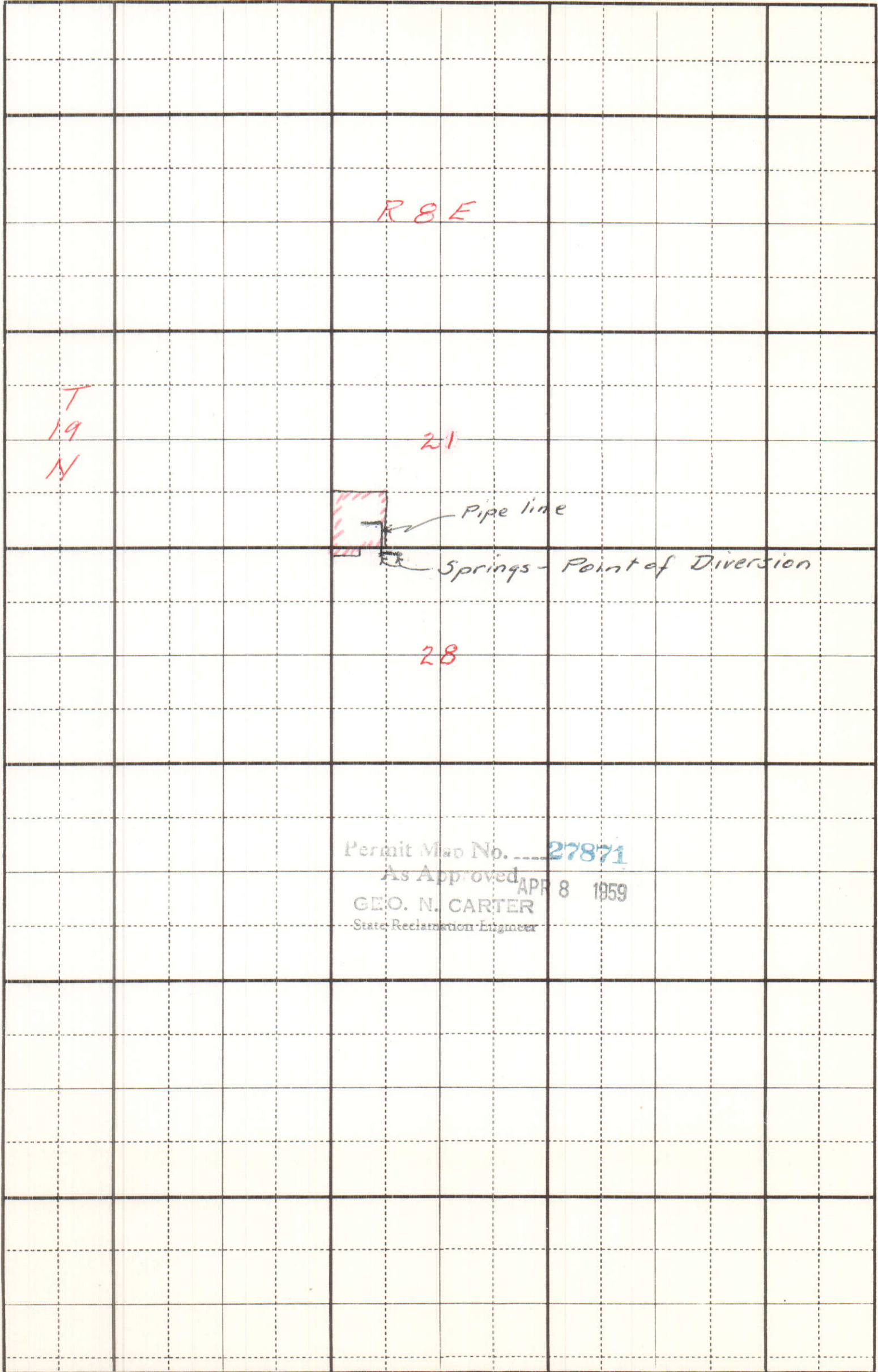
$Q = 0.12$ ~~0.40~~ c.f.s.

Fee \$10

See ext. of time &
legal notice of BU
in file.

NAME OF APPLICANT E. F. Kissinger

Form No. 0



Permit Map No. 27871
As Approved APR 8 1959
GEO. N. CARTER
State Reclamation Engineer

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)

) ss.

County of Valley)

Glen B. Youngblood, being first duly sworn, deposes and

says: That he is the Editor of the CASCADE NEWS, a weekly newspaper published at Cascade, 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 four 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, 1964, and ended August 14 1964

[Signature]
Subscribed and sworn to before me, a Notary Public in and for

the County of Valley, and the State of Idaho, this 14th

day of August, 1964.

[Signature], Notary Public.

My commission expires Nov. 24, 1965.

LEGAL NOTICES

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

Notice is hereby given that at 10 a.m. on the 17th day of August 1964, at Yellow Pine, County of Valley, State of Idaho, before Fred Erickson Notary Public, proof will be submitted of the application to beneficial use of 0.5 cubic feet per second of the waters of an Unnamed spring in accordance with the terms and conditions of Permit No. 27871 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit E. F. Kissinger, Yellow Pine, Idaho.

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

The amount applied to beneficial use is 0.5.

The point of diversion of said water is N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 28 TWP. 19 N. Rge. 8 E BM.

The place where said water is used (LEGAL DESCRIPTION) SW.

$\frac{1}{4}$ SW $\frac{1}{4}$, SEC. 21, TWP 19N, Rge 8 E BM.

The date of priority which said user is prepared to establish is April 7, 1959.

Carl E. Tappan
State Reclamation Engineer

RECEIVED
AUG 19 1964
Department of Reclamation

17871

INTER-DEPARTMENT MEMO — 1

DATE 2/19/80

FROM CHARLIE BRYAN

TO 77-2132 FILE

SUBJECT

CURRENT OWNER IS YELLOW PINE WATER USERS ASSOC., INC.
PERSON TO CONTACT IS DAVE MCCLINTOCK, Box 6, YELLOWPINE,
IDAHO, 83677.

SIGNATURE

State of Idaho
License and Certificate of Water Right

Water License No. 27871

Amount 0.12 c.f.s.

Water District No.

Priority April 7, 1959

THIS IS TO CERTIFY that E. F. KISSINGER
of Yellow Pine, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 7, 1959; that Permit No. 27871
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.5 second feet, was issued thereunder on July 2, 1964, showing that said works
were completed on the 5th day of June, 1964; and that on the 17th
day of August, 1964,
E. F. KISSINGER

of Yellow Pine, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of unnamed
springs, a tributary of Johnson Creek, for the purpose of domestic use
, under Use Permit No. 27871 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 8275, on the 21 day of September, 1965;
The right hereby confirmed dates from April 7, 1959;

The Point of Diversion is located
in the N $\frac{1}{2}$ ~~1/4~~ NW $\frac{1}{4}$, Sec. 28, Tp. 19 N R. 8 E, B. M. Valley 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 0.12 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
19 N	8 E	21 28	SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ For domestic use only		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
21st day of September, 1965.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

✓ 8276 + ✓
4x

State of Idaho
License and Certificate of Water Right

Water License No. G-27747

Amount 1.96 c.f.s.

Water District No.

Priority January 22, 1959

THIS IS TO CERTIFY that **HENRY G. McELHINNEY**
of **Declo, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **January 22**, 19 **59**; that Permit No. **G-27747**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.96 second feet, was issued thereunder on **September 21**, 19 **65**, showing that said works
were completed on the **15th** day of **September**, 19 **64**; and that on the **15th**
day of **September**, 19 **64**

HENRY G. McELHINNEY

of **Declo**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of **subterranean flow**, for the purpose of **irrigation**
, under Use Permit No. **G-27747** of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page **8276**, on the **21st** day of **September**, 19 **65**;

The right hereby confirmed dates from **January 22**, 19 **59**;

The Point of Diversion is located

in the **SE 1/4 SW 1/4**, Sec. **2** Twp. **11 S**, R. **21 E**, B. M. **Cassia** County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed **1.96** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	21 E	2	NE 1/4 SW 1/4	40	13
			W 1/2 SW 1/4	80	80
			SE 1/4 SW 1/4	40	<u>40</u>
			Total number of acres to be irrigated:		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

21st day of **September**, 19 **65**.

/s/ **RALPH W. THOMAS**
Deputy State Reclamation Engineer.

(SEAL)

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

77-2132

APPLICATION No. 35812
PERMIT No. 27871
DISTRICT No.

E. F. Kissinger
Yellow Pine, Idaho

1. Name of Applicant: E. F. KISSINGER

Postoffice address: Yellow Pine

County: Valley

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: Un-named springs

which is a tributary of Johnson Creek

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the N¹/₄ NW¹/₄

of section 28 , T. 19 N. , R. 8 E. , B. M., County of Valley

5. Water is to be used for domestic and power

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

(a) Point of use of water:

feet distant from

28

corner of Section

T.

, R.

, B.M., in the

SW¹/₄ SW¹/₄

of Section of

21

, T. 19 N. , R. 8 E. , B.M.

(b) Amount of power generated: 3

H.P., under

100

feet head.

(c) Water is to be returned to domestic use

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: \$ 7,000

8. Kind of works: develop spring, power plant and pipe

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

feet; height

feet.

11. Ditch: Width at bottom

fee; width at water line

feet; depth of water

feet;

dimensions of flume:

Diameter of pipe

2 to 4

inches; length of conduit

0.5

miles.

Average grade per mile

250

feet.

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

5

years.

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

0

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:

16. (a) Is reservoir to be used? ~~small concrete tank~~ 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/ E. F. Kissinger
Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 11:30 A. M. April 7, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 27871

Recorded in Book 98 Page 27871 Approved April 8, 1959

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 ~~June~~ 8, 1959

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 **October 8, 1961**

The whole of said work to be completed on or before **April 8, 1964**

Beneficial use of water appropriated in accordance herewith, to be made on or before April 8, 1964

WITNESS My hand this 8th day of April, 1959

/s/ GEO. N. CARTER
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, 8th

day of April, 1959.

STATE OF IDAHO

Countersigned:

(SEAL)

By /s/ ARNOLD WILLIAMS

By /s/ ROBERT E. SMYLLIE

Governor.

Secretary of State.

REMARKS: Power plant will be installed above concrete tank. Springs are located in Boise National Forest.

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 $\frac{1}{4}$	
			Permit No. 27871 ✓ CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that E. F. KISSINGER of Yellow Pine, County of Valley, and State of Idaho, the holder of Permit No. 27871, issued upon Application No. 35812 bearing date of priority of April 7, 1959, authorizing the diversion of 0.5 second feet of waters of Unnamed Springs County of Valley, State of Idaho, for domestic and power 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 unnamed springs, tributary of Johnson Creek that the point of diversion of said waters N$\frac{1}{4}$ NW$\frac{1}{4}$ Sec. 28, T. 19 N., R. 8 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: domestic and power to 15 houses, 4 business places, one school Witness my hand this 2nd day of July, A. D. 1964. /s/ RALPH W. THOMAS Deputy State Reclamation Engineer Proof of Completion of Works Made: June 5, 1964																

EXTENSION OF TIME
APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. 27871 to October 15, 1964.

Witness my hand this 15th day of July, 1964.

s/ RALPH W. THOMAS, Deputy
State Reclamation Engineer

LICENSE ISSUED FOR 0.12 SEC. FT.
LICENSE PAGE NO. 8275

WATER RIGHT NUMBER 77-2132

VERIFIED LGS

OWNER LAST NAME - KISSINGER

FIRST NAME - E. F.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - YELLOW PINE

STATE - ID ZIP CODE -

SOURCE - SPRINGS

TRIBUTARY OF - JOHNSON CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 04-07-1959

COUNTY - VALLEY

TOTAL DIV. RATE -

.1200 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - N2W 28 19N 08E LOT

REDIV -

272.0

92.0

172.0

48.0

27.0

0.0

0.0

0.0

0.0

0.0

0.6

N2W 28 19N 08E LOT

REDIV -

272.0

92.0

172.0

48.0

27.0

0.0

0.0

0.0

0.0

0.0

0.6

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.1200

CFS

USE DIV. VOLUME -

.00 AFA

USE - DOMESTIC

PLACE OF USE - TWN 19N RNG 08E SEC 28

TRACT N2W LOT

AC

USE - DOMESTIC

PLACE OF USE - TWN 19N RNG 08E SEC 21

TRACT S2W LOT

AC

DECREE NAME -

DATE -

TOTAL ACRES

0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 27871

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED LGS

IDENT. NO. 77-2132

WATER RIGHT
DATA ENTRY LOG[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 27871 / 1 77-2132
 Old No. New No.

Record

1. Original Owner: E. F. Kissinger

Present Owner: _____

2. Address:

3. City: Yellow Pine State: ID Zip: _____

4. A. Source of Water: Spring
 B. Tributary of: Johnson Creek

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

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

C. Priority Date: 4-7-1959

D. County: 85

E. Total Diversion Rate: .12

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):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NENW</u>	<u>28</u>	<u>19N</u>	<u>8E</u>		
	<u>NWNW</u>	<u>28</u>	<u>19N</u>	<u>8E</u>		

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

from _____ to _____ for D purposes. Amount .12
 (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 _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: 8 D

[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: 27871

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

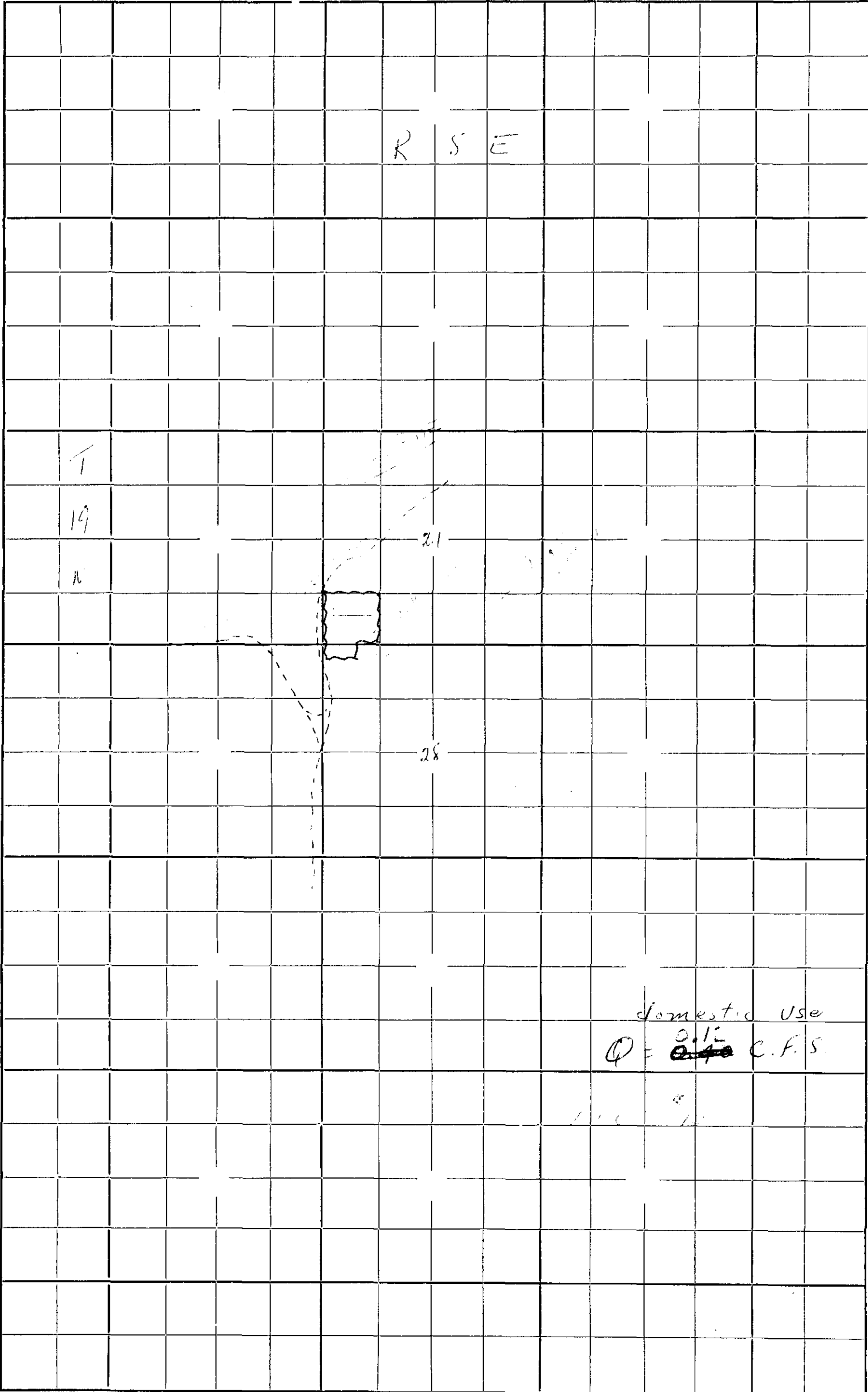
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 27871

REPORT ON PROOF OF Beneficial Use

E. F. Kissinger, Yellow Pine, Idaho



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

See ext line &
legal notice of BU
in file.

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

Permit No. 27871This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant E. F. Kissinger
2. Source of water supply: Un-named springs
3. Location of point of diversion: Is in the North of Section 28
T. 19N R. 8 E.B.M. County of Valley

4. Describe works as they exist, giving dimensions and capacities of same: 12' X 12' X 8' Concrete
Tank 35' below Spring. 4" Orangeburg pipe from Spring
To Tank. 2" drain valve & line. 2" overflow. 1750' of 2"
galvanized line to houses. No Power generated.

5. Water is used for: domestic and garden
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 other than irrigation):

PLACE OF USE: North Sec. 28., South Sec. 21., Twp. 19 N., Rge. 8 E.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? Salmon River

Remarks: Mrs. Kissinger was interviewed about system
Domestic use only.

This examination was made on the 12th day of August, 1965

(Signed) Robert W. Hamilton

Examiner.

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.
-

6000 gal
2" 612
E. F. Elvinger
Yellow Pine, Idaho

Permit No. 27871

Examination for Beneficial Use

County Valley

Quantity: 0.5 Sec. 28 T.14N R. 8 E. S. 28

Source: UN-NAMED Spring

P.D.: N 1/2 NW - SEC 28 - 14N - 8E

Use: DOMESTIC & ~~IRRIGATION~~

Filed: 7 APRIL 59

Dec: 8 APRIL 64

Extension: ✓

Protest: —

Completion of Work: 5 JUNE 64

Other Rights: NONE STATED

125 ft fall per 1/2 mile

(This form to be used only for applications for permit to appropriate water for power purposes)

AFFIDAVIT TO ESTABLISH RESIDENCE
OR QUALIFICATIONS TO DO BUSINESS UNDER THE LAWS OF IDAHO

(Individual)

I, E. F. Kissinger of Yellow Pine
County of Valley, State of Idaho, do hereby certify that I am a
bona fide resident of the State of Idaho, or qualified to do business in Idaho
under the laws of the State of Idaho.

Subscribed and sworn to before me this

E. F. Kissinger
2nd day of April 1959
Charles P. Rogge
Notary Public
Residence Boise
My commission expires 5-15-59

AFFIDAVIT TO ESTABLISH RESIDENCE
OR QUALIFICATIONS TO DO BUSINESS UNDER THE LAWS OF IDAHO

(Corporation)

I, _____ of _____
County of _____ State of _____, being first duly
sworn, depose and say:

That I am the _____ of the _____
that as such I am in charge of the registered office of the said corporation,
as provided by Section 29-142, I. C. A., located at _____, Idaho,
wherein are kept the records provided by Section 29-143, I. C. A., and that a
majority of the stock holders of said corporation are bona fide residents of
the State of Idaho, or we are a legal corporation qualified to do business
in the State of Idaho under the laws of the State of Idaho.

Subscribed and sworn to before me this _____ day of _____ 19

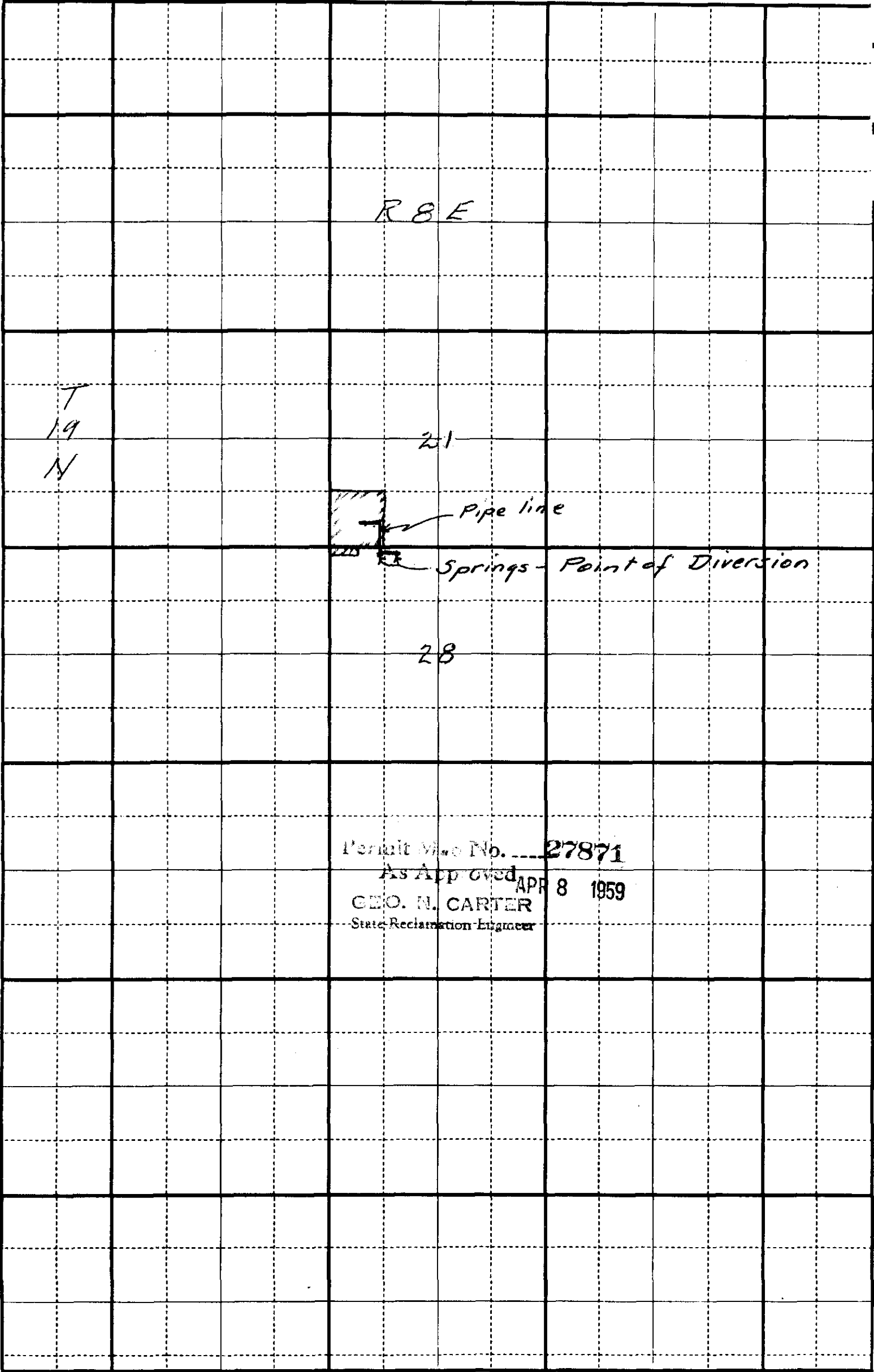
Notary Public
Residence _____
My commission expires _____

(Cross out whichever portion of the above affidavits is not applicable)

NOTE: This permit is issued subject to the provisions of Chapter 142 of the
1937 Session Laws, as amended by Chapter 66 of the Session Laws of 1947. In
the event of its sale, transfer, assignment, or of its being mortgaged, without
a compliance with the provisions of this Act, it shall be cancelled and
revoked by the State Reclamation Engineer.

NAME OF APPLICANT E. F. Kissinger

Form No. 0



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

April 14, 1959

Re: Permit No. 27871

Mr. E. F. Kissinger
Yellow Pine, Idaho

Dear Mr. Kissinger:

We enclose Permit No. 27871, 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. 29557 was issued covering payment in the amount of \$5.00 for the filing fee. This receipt was given to you while in our office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Ruedge
Chief Clerk

EPR/lw
Enc. (1)

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

Re: Permit No. 27871

Date: Jan 31, 1964

E. F. Kissinger
Yellow Pine, Idaho

Dear Mr. Kissinger:

Under the terms of your Permit No. 27871 you are required to make proofs of completion of works and application of water to beneficial use on or before April 8, 1964.

Before this proof can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper in the county.

We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point of points of diversion and the location of use or lands which are irrigated - - by legal description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 36-A.

At the time we send the notice to the newspaper we will send you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by the field inspection to have been irrigated at the time of proof.

Very truly yours,


CARL E. TAPPAN
State Reclamation Engineer

Enc. Form 36A-11

STATE OF IDAHO
Department of Reclamation

Application for Extension of Time for Beneficial Use Proof

State of Idaho

County of Ada

ss.

MAR 18 1964

Permit No. 27871

E. F. Kissinger

of Yellow Pine

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

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 27871

That, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by April 8, 19 64

That he has heretofore put to beneficial use 2" pipe - 1000 gal. tank ⁶⁰⁰⁰ for domestic use for the town of Yellow Pine, Idaho. ~~second tank of water~~ and has irrigated _____ acres.

That, for the following reasons, he is unable to put to beneficial use within the required time the remainder of the water appropriated under his permit, to-wit:

Unable to get into Yellow Pine to obtain two witnesses to sign proof because of road and weather conditions.

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the making of proof of beneficial use under said permit to October 15, 19 64

Subscribed and sworn to before me this 9th day of March, 19 64

My commission expires Nov. 24, 1965

Residing at Cascade, Idaho Notary Public.

Date of receipt at office of Department of Reclamation March 16, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

I, Ralph W. Thomas, Deputy, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. 27871 to October 15, 19 64

Witness my hand this 15th day of July, 19 64

Ralph W. Thomas 27871

March 16, 1964

Re: Permit No. 27871

E. F. Kissinger
Route #1
Eagle, Idaho

Dear Mr. Kissinger:

Enclosed are Forms 6 and 10, with instructions.

We received your request for extension of time to make proof of beneficial use of the water under above noted permit.

That extension of time can be approved, however you must make proof of completion of works by completing the enclosed Form 6 and later make proof of beneficial use of the water when you can get to Yellow Pine. Form 10 is to be completed instead of the forms previously sent to you.

Have you installed the power equipment claimed on the permit? If so, be sure and show on Form 6. You did not include it on the request for the extension of time.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. Forms 6 and 10

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐

Deliver *ONLY* to
addressee

☐

Show address where
delivered

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

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

W. H. Krisinger

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

5-22-64

SHOW WHERE DELIVERED *(only if requested)*

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

OFFICE OF
DELIVERING OFFICE

1964

RETURN
TO

REGISTERED NO.

NAME OF SENDER

State Department of Reclamation

CERTIFIED NO.

19053

STREET AND NO. OR P. O. BOX

Room 107 Statehouse

INSURED NO.

CITY, ZONE AND STATE

Boise, Idaho

C55-16-71548-5-F

27871

POB Form 3811 A

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

May 21, 1964

Re: Permit No. 27871

To E. F. Kissinger
Yellow Pine, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 27871
to Appropriate the Public Waters of the State of Idaho, have not been complied with as to
Completion of Works & Beneficial Use Proofs which were due April 8, 1964

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 27871
is hereby held for cancellation.

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

Said Permit No. 27871 claims the use of 0.5 cubic feet per second of the
waters of an un-named springs with point of diversion located
NW 1/4 Sec. 28., Twp. 19N., Rge. 8 E.B.M., and
was approved April 8, 1959

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
21st day of May, 1964

State Reclamation Engineer.

By _____ Assistant.

27871

June 8, 1964

Re: Permit No. 27871

E. F. Kissinger
Route #1
Eagle, Idaho

Dear Mr. Kissinger:

Returned herewith is Form 6 we received with the \$5.00 check attached. Also enclosed are Forms 28 and 29.

This form was sent to you March 16th in plenty of time for you to complete on or before April 8, 1964, the date the proof was due. We cannot accept this form when not completed in time.

You must complete the enclosed Form 28, answering all questions and have two witnesses complete the two Forms 29.

Your permit is subject to cancellation July 1st, if you do not complete these forms and have them filed in this office before that date.

The legal notice for making beneficial use of the water and extension of time for such proof will be held in this office until these forms enclosed are returned properly completed and with the \$5.00 check.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. Form 6 with attached
check
Forms 28 and 29

RECORDED
JUN 8 1964

Department of Reclamation

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER

TO BENEFICIAL USE

Notice is hereby given that at 10 A.M. on the 17th day of August, 1964,
 at Yellow Pine, County of Valley, State of Idaho, before
Paul Erickson Notary Public, proof will be submitted of the
 application to beneficial use of 0.5 cubic feet per second of the waters of an
unnamed spring in accordance with the terms and conditions of
 Permit No. 2787 heretofore issued by the Department of Reclamation of the State of
 Idaho.

The name and post office address of the person or corporation holding said permit _____

E F Kirsinger Yellow Pine Ida

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

The amount applied to beneficial use is 0.5

The point of diversion of said water is N 1/2 NW 1/4, Sec 28, TWP 19N,

R9E. 8 ERM

The place where said water is used (LEGAL DESCRIPTION) SW 1/4 SW 1/4,

SEC. 21, TWP. 19N, R9E. 8 ERM

The date of priority which said user is prepared to establish is April 7, 1959

CARL E. TAPPAN

State Reclamation Engineer

27871

RECEIVED
JUN 8 1964

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 5

(P. O.) Yellow Pine

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Cascade News of
Cascade Ida published in the
county in which the works are situated.

E. F. Kissinger

(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

27871

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

PERMIT No.

JUN 30 1964

Department of Reclamation

Proof of Completion of Works

DEPOSITION OF WITNESS

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

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

Ans. F. H. Bachich Retired Yellow Pine Idaho

Ques. 2. Are you acquainted with Fay Kissinger, the

holder of Permit No. 27871 authorizing the diversion of .5 second-feet of the waters of unnamed Spring, at Yellow Pine for Domestic purposes? How long have you known him, and where does he reside?

Ans. from 1947 Yellow Pine Idaho

Ques. 3. Have you read or heard read said Permit No. 27871, and are you familiar with its terms and conditions? Yes

Ans.

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

Ans. For domestic purposes such as lawns kitchen gardens etc.

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

Ans. Summer 1962

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

Ans. 16000 Gallon Concrete reinforced Tank at the Spring site with 2 inch 4" discharge and 4" line from Spring to Tank
which is capable of handling 5/10 of second ft. of water

(Sign here.) F. H. Bachich

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Yellow Pine, County of Valley, State of Idaho, on this 27 day of June, A. D. 1964.

My Commission expires July 20 1964 Fred W. Erickson Notary Public.

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

JUN 30 1964

PERMIT No.

Department of Reclamation

Proof of Completion of Works

DEPOSITION OF WITNESS

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

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

Ans. Donald Ray Browning

Yellow Pine Idaho Outfitter,

Ques. 2. Are you acquainted with Jay Kissinger, the

holder of Permit No. 27871 authorizing the diversion of 5 second-feet of the waters

of unnamed Spring, at yellow Pine

for Domestic purposes? How long have you known him, and where does he reside?

Ans. From 1959 yellow Pine Idaho

Ques. 3. Have you read or heard read said Permit No. 27871, and are you familiar with its terms and conditions?

Ans. Yes

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

Ans. For domestic purposes + Lawns Kitchen gardens, Etc.

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

Ans. Summer 1962

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

Ans. 1-6000 gallon concrete reinforced tank at the spring with 2 in discharge and 4 in line from spring to tank which is capable of handling 2.2 second ft of water

(Sign here.) Donald Ray Browning

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

Valley, State of Idaho, on this 29 day of

June A. D. 1964

My Commission expires July 20, 1964 Fred W. Erickson Notary Public.

Yellow Pine

27871

PERMIT No. 27871

RECEIVED

JUN 30 1964

Proof of Completion of Works

DEPOSITION OF HOLDER

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

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

Ans. E. F. Kissinger Yellow Pine, Ida.
Land Developer

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

Ans. Yellow Pine State Days Yellow Pine
President

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

Ans. 27871 Apr. 8, 1959 5 Unnamed spring
N. 1/2 NW 1/4 Sec. 28 TWP. 19 N. R. 9 E. B. N.

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

Ans. Domestic use for Townsite of Yellow Pine

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

Ans. summer of 1962 in a 2-in. pipe

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

Ans. Completed in 1962 full on water use

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

Ans. not complete for electricity as town
has a diesel plant now

Ques. 8. Give description of works and state dimensions and capacity of each part as they existed on June 1, 1964, and give cost of same.

Ans. 6,000 gal. concrete reinforced tank 2-in.
pipe line app. 5,000

(Sign here.)

E. F. Kissinger

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 Yellow Pine, County of

Valley, State of Idaho, on this 27 day of June, A. D. 1964

My Commission expires

July 20, 1964

Leed W. Emickson
Yellow Pine

Notary Public.

date 4-8-64
4-8-64 B/2

Permit No. 27871STATE OF IDAHO
Department of ReclamationRECEIVED
JUN 8 1964

Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

RECEIVED
JUN 30 1964

Department of Reclamation

STATE OF IDAHO

County of Valley } ss.E. F. Kissinger, 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. 27871, and that his postoffice address is Yellow Pine State of Idaho.Second: That the name of the stream from which said water is to be diverted is run named spring.Third: That the point of diversion of said water is N 1/2 NW 1/4 Sec 28 TWP 19 N R9E 8 EBM.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Apr 8, 1964.Fifth: That the use for which said water is intended is Household use in Yellow Pine.

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: Concrete Tank and Pipe line
(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)II. Dimensions of work: 10x10x8(a) Height of dam _____ feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction concrete

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir 6000 gal 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 2 inches, average grade per mile is _____ feet. Length of conduit is _____ miles.Seventh: That said works are capable of conducting to the place of intended use 15 ←
second feet of water.Eighth: That water appropriated under said permit is available for _____ acres of land described as follows: ← use of water, number ofhouses served etc 15 houses 4 business places
one school.

Ninth: Remarks:—That _____

Subscribed and sworn to before me this 5 day of June, 1964E. F. Kissinger
(SIGN HERE)W. R. Botkin
NOTARY PUBLICMy commission expires July 18, 1966

27871

July 2, 1964

Re: Permit No. 27871

E. F. Kissinger
Yellow Pine, Idaho

Dear Mr. Kissinger:

Enclosed is the Certificate of Completion of Works
and License and Certificate of Water Right issued on the above
numbered permit.

Also enclosed is departmental receipt No. 32318,
in the amount of \$5.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificate
receipt

July 15, 1964

Re: Permit No. 27871

E. F. Kissinger
Yellow Pine, Idaho

Dear Sir:

Enclosed is the Extension of Time on the above numbered permit to October 15, 1964, as requested by you, which has been recorded in this office.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. extension

Re: Permit No. 27871
E. F. Kissinger

Date: July 15, 1964

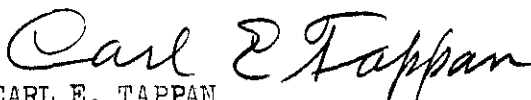
Cascade News,
Cascade, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to August 17, 1964 the date set for proof; the expense of the publication is to be paid by the applicant E. F. Kissinger of Yellow Pine, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication. **

Very truly yours,


CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Re: Permit No. 27871

July 15, 1964

Mr. E. F. Kissinger,
Yellow Pine, Idaho.

Dear Mr. Kissinger:

This acknowledges the Notice of Proof of ~~Completion of Work and~~ Application of water to Beneficial Use under Permit No. 27871. The proofs are to be made at 10:00 o'clock A.M., on the 17th day of August, 19 64 before Fred Erickson, Yellow Pine, Idaho, Notary Public.

As of this date, we have mailed the Notice to the Cascade News Cascade, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

July 27, 1964

Re: Permit No. 27871

Cascade News
Cascade, Idaho

Gentlemen:

On the Notice of Publication on the above numbered permit, we find that the heading "Notice for Publication Notice of Proof Application of Water to Beneficial Use" was omitted.

Would you please include the heading on the next publication and again send us a copy for our files.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
State Water Rights Clerk

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
AUG 19 1964

Department of Reclamation

PERMIT NO. 27871

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. Donald R Browning, 34, Yellow Pine
Idaho. Outfitter & Guide

Ques. 2. Are you acquainted with E. F. Kissinger, the holder of Permit No. 27871? How long have you known him and where does he reside?

Ans. 5 years. Yellow Pine.

Ques. 3. Have you read or heard read said Permit No. 27871, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Unnamed spring, NW 1/4 NW 1/4 Sec 28 T. 14 N. R. 9 E. S. 8 E. 8 N. 6000 gal reinforced concrete tank & 2" gal pipe, 5' - 6' full

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. 51" culvert. 2" pipe full

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

Ans. Domestic Purposes in Yellow Pine

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

Ans.

Piped to home for use.

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.

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 I just used it

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.

15 hours 4. Ben 1 school. 1962
to 1964

(Signed)

Donald R. Browning

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 Yellow Pine County of Valley, State of Idaho, on this 17 day of August, A. D. 1964.

Fred W. Erickson

Notary Public.

My commission expires

July 20 1968

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 27871 ✓

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. L. J. Nicholas, 57 yellow Pine, Mechanic
yellow Pine, Idaho

Ques. 2. Are you acquainted with Fay Hessioner, the holder of Permit No. 27871? How long have you known him and where does he reside?

Ans. 20 years yellow Pine, Idaho

Ques. 3. Have you read or heard read said Permit No. 27871, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Unnamed Spring, N¹/₂ NW¹/₄ Sec 28 TWP.
19N Rge 8 EBM. 6000 Re-enforced tank,
2" galvanized pipe,

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. 0.5 ✓

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

Ans. domestic uses for yellow Pine residence

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

Ans. Piped to houses for domestic use

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. none

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

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

Ans. 15 houses, 4 businesses, school house
1962, to 1964 - Piped to -

T. J. Nicholas

(Signed)

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 Hell Creek County of Valley, State of Idaho, on this 17 day of August, A. D. 1964.

Fred W. Erickson

Notary Public.

My commission expires July 20 1968.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

AUG 19 1964
Department of Reclamation

Permit No. 27871

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: E F Kissinger Yellow Pine Valley, Ida

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:

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit: 27871, Apr 8 1959 April 13, 1964

Ques. 4. State source of water supply: N 5 NW 1/4 SEC 28 TW 1 P
Give location of point of diversion, showing subdivision, section, township and range:

19 N R 9 E S 8 E B M

Ques. 5. Describe your works of diversion: 6000 gal surface conduit

Tank 2 in silvered pipe; state amount of water they are capable of conveying from point of diversion to place of use .5; Give name of canal or ditch

or other works by which water is conducted to such place of use:

_____ ; if a well, state depth of well _____ ; depth and size of casing:

_____ ; depth to water _____ ; if pump is used,

state discharge of pump: _____ ; tell how it was measured or determined:

_____ ; if sprinkler irrigation, give number and size of nozzles and

operating pressure: _____

Ques. 6. State for what purpose water is used: Domestic use for drinking

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 nature of all improvements which have been made as a direct result of said use:

Conduit tank and Pipe lines

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: _____

Ques. 7. If for other than irrigation purposes, state purpose and how used:

Domestic use for residents of Yellow Pine

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

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

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: Sept. 1 1962 ✓ Time used since first use:

continually

Ques. 11. Describe all other water rights appurtenant to same place of use:

(sign) E. F. Hissinger

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

Yellow Pine ✓, County of Valley
State of Idaho, on this 17 ✓ day of August, A.D. 1964.

1. Fred W. Erickson

My Commission expires: July 20 1968

1M April 1962

August 19, 1964

Re: Permit No. **27871**

E. F. Kissinger
Yellow Pine, Idaho

Dear Mr. Kissinger:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the CASCADE NEWS ~~XXXXXXXXXXXXXX~~, all submitted in proof of completion of works ~~XXXX~~ and beneficial use on Permit No. **27871**.

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

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

27871

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO

County of Valley

)
) ss.
)

Clen E. Youngblood, being first duly sworn, deposes and

says: That he is the Editor of the CASCADENEWS, a weekly newspaper published at Cascade, 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 four consecutive weeks in the regular and entire issue of every number thereof during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began

July 24, 1964, and ended August 14 1964

Subscribed and sworn to before me, a Notary Public in and for

the County of Valley, and the State of Idaho, this

day of August, 1964.

Notary Public.

commission expires November 24, 1965.

18
1964
The undersigned, being first duly sworn, deposes and says: That the within and foregoing advertisement was published in the regular and entire issue of every number thereof during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began on July 24, 1964, and ended August 14, 1964.

AUG 19 1964

27871

September 8, 1965

Re: Permit No. 27871

E. F. Kissinger
Yellow Pine, Idaho

Dear Mr. Kissinger:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 27871 shows the ~~tank & pipe line are~~ capable of conveying 6 miner's inches, or 0.12 c.f.s. of water for ~~domestic use.~~

Upon receipt of the statutory fee of \$ 5.00 ~~we will issue the License~~
~~and Certificate of Water Right, confirming the right with priority of~~
April 7, 1939 to the use of 0.12 second feet of surface
water with the point of diversion in NW1/4, Sec. 28 from unnamed springs
for domestic use in the SW1/4, Sec. 21; NW1/4, Sec. 28, T. 19 N.,
R. 8 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

September 21, 1965

RE: Permit No. 27871

E. F. Kissinger
Yellow Pine, Idaho

Dear Mr. Kissinger:

Enclosed is the License and Certificate of Water Right
on the above numbered permit, and departmental receipt
No. 32927 in the amount of \$5.00 covering the fee.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. license, receipt

YELLOWPINE

Georgia Hathaway

Visiting at the homes of Mr. and Mrs. Clarence Pond and Mr. and Mrs. Kenneth Pond over the weekend was Mrs. John Cain, Mrs. Harold Bollinger and children and Mrs. Jim Drain, all of Boise. Mrs. Clarence Pond and children returned to Boise with them for a weeks visit.

Mr. and Mrs. Pat Noble of Eagle are spending two weeks in Yellow Pine, visiting with friends and fishing.

Mr. and Mrs. Guy Wade Jr. and children Doug and Cathy have returned to Boise after a weeks visit at the home of Mr. and Mrs. Pat Hathaway.

The Fish and Game Department reports that over 1000 salmon have gone through the trap on the South Fork. Some Salmon have been seen in the East Fork. The season opens Saturday, July 25. Check you regulations for the areas that are closed for spawning beds.

HOSPITAL NOTES

ADMITTED:

July 18.

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

Notice is hereby given that at 10 a.m. on the 17th day of August 1964, at Yellow Pine, County of Valley, State of Idaho before Fred Erickson Notary Public, proof will be submitted of the application to beneficial use of 0.5 cubic feet per second of the waters of an Unnamed spring in accordance with the terms and conditions of Permit No. 27871 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit E. P. Kissinger, Yellow Pine, Idaho.

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

The amount applied to beneficial use is 0.5.

The point of diversion of said water is N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 28 TWP. 19 N. Rge. 8 E BM.

The place where said water is used (LEGAL DESCRIPTION) SW $\frac{1}{4}$ SW $\frac{1}{4}$, SEC. 21, TWP 19N, Rge 8 E BM.

The date of priority which said user is prepared to establish is April 7, 1959.

Carl E. Tappan 27871
State Reclamation Engineer