

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

Permit No. 27299This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Emma L. Bryant
2. Source of water supply: Berry Cr. 0.2 cfs; Bryant Cr. 0.4 cfs; Riordan Cr. 0.2 cfs
NW $\frac{1}{4}$ SW $\frac{1}{4}$ & SW $\frac{1}{4}$ SW $\frac{1}{4}$ 91
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16
T. 18 N R. 8 E.B.M. County of Valley

4. Describe works as they exist, giving dimensions and capacities of same: Riordan Creek - Rock dam
diverts into a 16"x20' steel pipe flume, thus to a 1'x2'x1' ditch. There is another section of
steel pipe flume 16"x60' approximately 200' downstream in ditch from dam. Then
in open ditch to place of use. Bryant Creek Once had a concrete dam 46' long x 6' high x 8" thick.
This broke up and washed out first year. Small rock dam in place to pond water around domestic
diversion catch basin 3'x3'x1' with window screen on 3 sides. 6"x3' steel stand pipe with a
3'x1200' steel pipe with gate valve at head box. This pipe reduces to 1 1/2" at house.

5. Water is used for: irrigation and domestic6. 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):

E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 9., and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16., all in Twp. 18 N., Rge. 8 E.B.M.

* 15' below head box dam there is another small rock dam that diverts water
into a 2'x3'x1' ditch to place of use. Berry Creek - didn't look at it
Mr. Bryant said this PD. only gave a little stock water. and didn't last
to very long into the summer.

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

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

Remarks: Talked to Mrs. Bryant - Dale Turnipseed of Fish & Game. showed me
around. Mr. Bryant didn't offer much information toward legal description
of her place - didn't seem to know where the boundaries were.

Hard to locate without looking at aerial photo

Check PD locations - don't check with description

No measurements made.

This examination was made on the 2nd day of October, 1964

(Signed) Loy Johnson

Examiner.

27299

Emma L. Bryant 343-8746
1821 N. 8th Street
Boise, Idaho
Permit No. 27299

Examination for Beneficial Use

County Valley

Sec. 16 T. 18N R. 8 E. B.M.

Quantity: 0.8 a.c.

Source: Berry Cr., Riverton Cr.

P.D.: NW. SW. Sec. 9 T. 18N. - R. 8 E. B.M.

Use: Irrigation & Domestic

Filed: March 28, 1958

Due: April 3, 1960

Extension:

Completion of Works:

Other Rights: none

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
OCT 5 1964

Department of Reclamation

27299

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)

) ss.

County of Valley)

Julia C. Logue

, being first duly sworn, deposes and

says: That he is the Assistant Manager 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 1

, 1960,

and ended July 22, 1960

Julia C. Logue

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

the County of Valley, and the State of Idaho, this 8th

day of August, 1960.

[Signature]

, Notary Public.

My commission expires 16 Nov, 1961.

27299

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

Notice is hereby given that at 2:00 o'clock p.m. on the 22nd day of July, 1960, at Valley County Sheriff's Office, Cascade, County of Valley, State of Idaho, before F. E. Chalfant 509 Idaho Bldg., Notary Public for the State of Idaho, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of the waters of Berry Creek, Bryant Creek and Riordan Creek in accordance with the terms and conditions of Permit No. 27299 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Mrs. Emma L. Bryant, 1821 N. 8th Street, Boise Idaho. The use to which said water has been applied is irrigation and domestic. The amount applied to beneficial use is 0.8 cubic feet per second.

The place where said water is used, give full and accurate legal description: E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 9, T. 18 N., R. 8 E.B.M., with points of $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16., T. 18 N., R. 8 E.B.M.

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

The right to take water from such works is based upon Permit No. 27299.

The source of supply from which such water is diverted is

Point of Diversion (legal description) NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; NW $\frac{1}{4}$ NE Sec. 16, T. 18 N., R. 8 E.B.M.

The date of priority which said user is prepared to establish is March 28, 1958.

State Reclamation Engineer
Geo. N. Carter

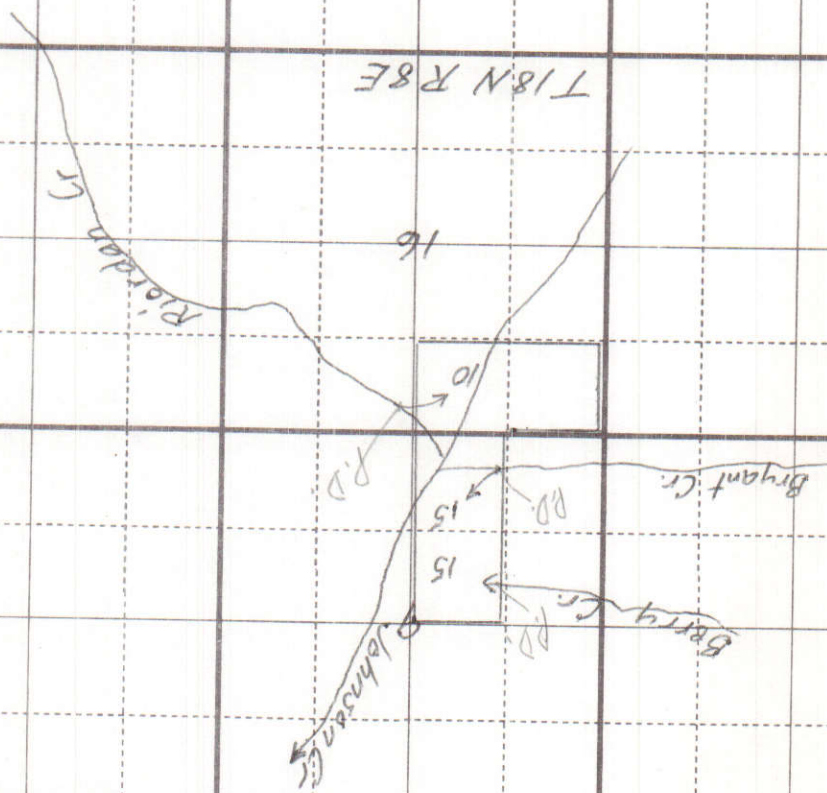
7-1, 8, 15, 22 NC

1960
Reclamation

27299

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

Permit Map No. 27299
As Approved APR 3 1958
MARK R. KULP
State Reclamation Engineer



NAME OF APPLICANT Mrs. Emma L. Bryant

State of Idaho
License and Certificate of Water Right

Water License No. 27299

Amount .60 c.f.s.

Water District No.

Priority July 17, 1958

THIS IS TO CERTIFY that MRS. EMMA L. BRYANT
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 28, 1958; that Permit No. 27299
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.60 second feet, was issued thereunder on October 22, 1964, showing that said works
were completed on the 22nd day of July, 1960; and that on the 22nd
day of July, 1960,

Mrs. EMMA L. BRYANT

of Boise, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Bryant &
Riordan Creeks, a tributary of Johnson Creek, for the purpose of irrigation and
domestic, under Use Permit No. 27299 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 8034, on the 22 day of October, 1964;

The right hereby confirmed dates from July 17, 1958;

The Point of Diversion is located SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9;

in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, Tp. 18 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 .60 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
18 N	8 E	9	SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$	15 10	20 10
		16	Total number of acres to be irrigated:		30

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

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

22nd day of October, 1964.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

77 2131

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

77-2131

APPLICATION No. 35227
PERMIT No. 27299
DISTRICT No.

Mrs. Emma L. Bryant
1821 N. 8th
Boise, Idaho

1. Name of Applicant: MRS. EMMA L. BRYANT

Postoffice address: 1821 N. 8th, 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: 0.8

cubic feet per second.

3. Source of water supply: Berry Cr. 0.2cfs; Bryant Cr. 0.4/ cfs.; Riordan Cr. 0.2 cfs.
which is a tributary of all tributary to Johnson Cr.

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9 and NW $\frac{1}{4}$ NE $\frac{1}{4}$
of section 16 , T. 18 N , R. 8 E. , B. M., County of Valley

5. Water is to be used for Irrigation and domestic

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: \$ 500

8. Kind of works: Ditches and pipe line

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 inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 2 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: This water has been used since 1923 or longer without a permit.

August 27, 1970

Re: [?] Water License No. 77-2131 - Mrs. Emma L. Bryant

C Mr. Marvin P. Bryant
1003 South Orchard
Urbana, Illinois 61801

O Dear Mr. Bryant:

We are enclosing a copy of the water license and permit, issued to your mother in connection with her water rights in Valley County, Idaho.

If you have any questions in the matter, please contact us.

P Very truly yours,

Y Donald W. McEldowney
Appropriation Supervisor

DWM:cm

Enclosure: copy of Water license No. 77-2131
copy of Permit No. 27299

77-2131
27299

October 26, 1964

Re: Permit No. 27299

Mrs. Emma L. Bryant
1821 N. 8th St.
Boise, Idaho

Dear Mrs. Bryant:

On October 22nd we mailed you your Certificate of Completion of Works and License and Certificate of Water Right issued on the above numbered permit. Upon indexing the license, we find on the recording of this license, in the upper right hand corner the amount 0.8 c.f.s. This should be 0.6 or .60 c.f.s..

If your license shows the proper amount it will not be necessary to mail or bring it in, but if it should read 0.8 c.f.s, we would appreciate the license being mailed in for correction. The correct amount is shown throughout the license otherwise. Our records have been corrected here.

Thanking you in advance,

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

27299

October 22, 1964

Re: Permit No. 27299

Emma L. Bryant
1821 N. 8th St.
Boise, Idaho

Dear Mr. Bryant:

Enclosed are Completion of Works and License
and Certificate of Water Right issued on Permit No. 27299.

Also enclosed is departmental Receipts No. 32501
and 32479 in the amount of \$5.00 and 2.00 covering the fees
for the certificates.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

27299

October 15, 1964

Re: Permit No. 27299

Emma L. Bryant
1821 N. 8th St.
Boise, Idaho

Dear Mrs. Bryant:

We regret we made an error in our letter of October 9, 1964, showing a fee of \$2.00 for the License and Certificate of Water Right. The statutory fee of \$5.00 for the Certificate of Completion of Works should have been included.

Kindly remit the \$5.00 fee in order that the records can be completed.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

27299

October 9, 1964

Re: Permit No. 27299

Emma L. Bryant
1821 N 8th Street
Boise, Idaho

Dear Mrs. Bryant:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 27299 shows the dam, pipe & ditch ~~are~~ capable of conveying 30 miner's inches, or 0.60 c.f.s. of water for the irrigation of 30 acres.

Upon receipt of the statutory fee of \$ 2.00 -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of July 17, 1958 to the use of 0.60 second feet of surface water with the point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, from Bryant Creek, and NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, from Riordan Creek for domestic use and irrigation of 30 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, T. 18 N., R. 8 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

27299

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

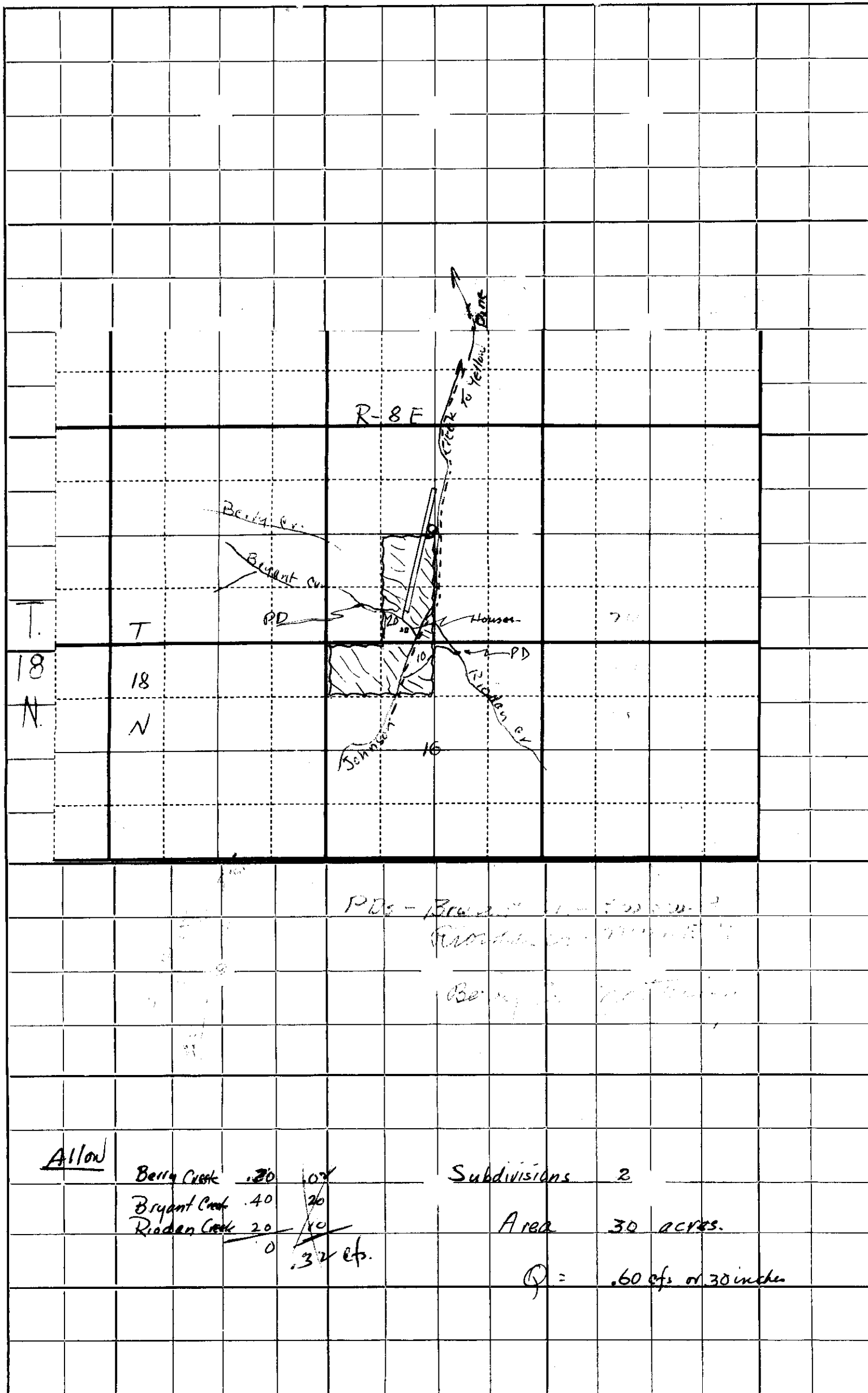
REPORT OF ENGINEER

PERMIT NO. 27299

REPORT ON PROOF OF Beneficial Use

Emma L. Bryant, 1821 N. 8th St., Boise, Idaho

27299



2
4
2
8

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

Permit No. 27299This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Russ L. Bryant2. Source of water supply: Berry Cr. 0.2 cfs; Bryant Cr. 0.4 cfs; Riordan Cr. 0.2 cfs3. Location of point of diversion: Is in the NE 1/4 of Section 16T. 18 N R. 8 E.B.M. County of Valley

4. Describe works as they exist, giving dimensions and capacities of same: Riordan Creek - Rock dam
diverts into a 14"x20' steel pipe flume, then to a 1'x2'x1' ditch. There is another section of
steel pipe flume 16"x60' approximately 200' downstream in ditch from dam. Then
in open ditch to place of use. Bryant Creek Once had a concrete dam 40' long x 6' high x 8' thick.
This broke up and washed out first year. Small Rock dam in place to pond water around domestic
diversion catch basin 3'x3'x1' with window screen on 3 sides. 6"x3' steel stand pipe with a
3'x1200' steel pipe with gate valve at head box. This pipe reduces to 12" at house.

5. Water is used for: irrigation and domestic6. 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):

NE 1/4 Sec. 9., and NE 1/4 Sec. 16., all in Twp. 18 N., Rge. 8 E.B.M.

* 15' below head box dam there is another small rock dam that diverts water
into a 2'x3'x1' ditch to place of use. Berry Creek - didn't look at it
Mr. Bryant said this PD only gave a little stock water and didn't last
very long into the summer.

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

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

Remarks: Talked to Mrs. Bryant - Dale Turnipseed of Fish & Game. Showed me
a record. Mr. Bryant didn't offer much information toward legal description
of her place - didn't seem to know where the boundaries were.

Hard to locate without looking at aerial photo

Check PD Location - didn't check with description

No measurements made.

This examination was made on the 2nd day of October, 1964

(Signed)

L. Johnson

Examiner.

27299

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
OCT 5 1964

Department of Reclamation

Don J. Brown
1881 E. 1st Street
Boise, Idaho
Permit No. 1000

Examination for Beneficial Use

County Valley

Quantity: 0.8 a.p.s

Barry Co., Riordan Co.
Bryant Co.

NW. SW. Sec. 9 } T. 18 N. - R. 8 E. B. M.
P.D. SW. SW. }
NW. NE. - 16 }

Irrigation & Domestic

Date: March 28, 1958

Date: April 3, 1960

Location:

Completion of Work:

Water Rights: none

Once was a Concrete dam 48' x 6' probably built in 1923. When fence was started.

3' x 3' x 1' concrete culvert built in creek with a 6" x 3' stand pipe to

Rocky dirt dam. In open place 48' prominent corner

See Yellow Pine Quadrangle

Riordan Co
16" x 20" steel pipe to open ditch 1 x 2 x 1

Walt Thompson
Fish & Game

August 10, 1960

RE: Permit No. 27299

Mrs. Emma L. Bryant
1821 N. 8th Street
Boise, Idaho

Dear Mrs. Bryant:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication The Cascade News, all submitted in proof of beneficial use on Permit No. 27299.

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

cc: F. E. Chalfant
Attorney at Law
Idaho Building
Boise, Idaho

27299

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 27299

—Φ—

AFFIDAVIT OF NOTARY PUBLIC

STATE OF IDAHO }
COUNTY OF ADA } SS.

F. E. CHALFANT, being first duly sworn upon oath deposes and says that he is the attorney for Emma L. Bryant, the holder of Permit No. 27299; that deponent is the Notary Public in and for the State of Idaho before whom the proofs of application for water for beneficial use to be heard July 22, 1960 at 2:00 o'clock P.M. at the office of the undersigned; that the said published notice was issued out of the Department of Reclamation of the State of Idaho pursuant to a request of the applicant, Emma L. Bryant, to have this hearing at Valley County Sheriff's office at Cascade, Idaho, as shown by the copy of the notice for publication and signature of Emma L. Bryant on form No. 11 attached to this affidavit;

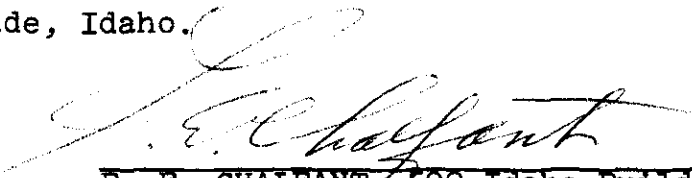
That neither protest nor appearance by any protestant was made in the office of the Sheriff of Valley County at Cascade, Idaho on the 22nd day of July, 1960, nor in the office of the undersigned, 509 Idaho Building, Boise, Idaho;

That the attached deposition of Emma L. Bryant, holder of said Permit No. 27299, and the attached depositions of her witnesses, were therefore made as shown by the jurats attached to the said depositions before notaries at Cascade in Valley County, Idaho, and at Boise in Ada County, Idaho, on the 22nd day of July, 1960;

Said affidavits are duly signed by the said holder and said witnesses who appeared before the said notaries; that Emma L.

27299

Bryant and her witness, Mrs. Dean H. Smith, deposed before the undersigned at 509 Idaho Building, Boise, Idaho, and Richard Bailey appeared and deposed before James L. Schoenhut, Notary Public, in his office at Cascade, Idaho.


F. E. CHALFANT, 509 Idaho Building, Boise, Idaho

Subscribed and sworn to before me this day of August,
1960.

Notary Public in and for Idaho
Residing at Boise, Idaho

PUBLISHER S AFFIDAVIT

STATE OF IDAHO)

County of Valley) ss.

Julia C. Logue, being first duly sworn, deposes and

says: That he is the Assistant Manager 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 1, 1960, and ended July 22, 1960.

Julia C. Logue

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

the County of Valley, and the State of Idaho, this 8th

day of August, 1960.

[Signature], Notary Public.

My commission expires 16 Nov., 1961.

27299

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

Notice is hereby given that at 2:00 o'clock p.m. on the 22nd day of July, 1960, at Valley County Sheriff's Office, Cascade, County of Valley, State of Idaho, before F. E. Chalfant 509 Idaho Blvd., Notary Public for the State of Idaho, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of the waters of Berry Creek, Bryant Creek and Riordan Creek in accordance with the terms and conditions of Permit No. 27299 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Mrs. Emma L. Bryant, 1821 N. 8th Street, Boise Idaho. The use to which said water has been applied is irrigation and domestic. The amount applied to beneficial use is 0.8 cubic feet per second.

The place where said water is used, give full and accurate legal description: E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 9, T. 18 diverson located: NW $\frac{1}{4}$ SW $\frac{1}{4}$, EWN, R. 8 E.B.M., with points of $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16., T. 18 N., R. 8 E.B.M.

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

The right to take water from such works is based upon Permit No. 27299.

The source of supply from which such water is diverted is

Point of Diversion (legal description) NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; NW $\frac{1}{4}$ NE Sec. 16, T. 18 N., R. 8 E.B.M.

The date of priority which said user is prepared to establish is March 28, 1958.

State Reclamation Engineer
Geo. N. Carter

7-1, 8, 15, 22 NC

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

RECEIVED
AUG 9 1960
Department of Reclamation

Permit No. 27299

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. ✓ Emma L. Bryant, 1821 North 8th Street, Boise, Idaho - housewife
1821 North 8th Street, Boise, Idaho

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

Ans. Not corporation

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

Ans. No. 27299 dated 3rd day of April, 1958, with priority as of June
15, 1958 March 28, 1958

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

Ans. ✓ Riordan Creek, Bryant Creek and Berry Creek, all tributary to
Johnson Creek

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

Ans. ditches and pipe line on Bryant Creek, 0.4 cfs

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

Ans. for irrigation of 10 acres of cleared meadow (pasture) from Riordan
creek in the NE1/4 of Sec. 16, Twp. 18N, R. 8E, B.M.;
for irrigation of 15 acres of cleared meadow (pasture) and domestic
from Bryant Creek, in (SE1/4) of Sec. 9, Twp. 18N, R. 8E, B.M. There
is an artificial pond and metal tub for stock water.
From Berry Creek, 15 acres, stock water in (SE1/4) of Sec. 9, Twp.
18N, R. 8, E.B.M., there is a small artificial pond on Berry Creek.

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

Ans. Not ground water permit

NE SW

27299

R1

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

Ans. None, EXCEPT domestic and stock uses.

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

Ans. 0.8 cubic feet per second total; Berry Cr. 0.2 cfs., Bryant Cr. 0.4 cfs; Riordan Cr. 0.2 cfs., all tributary to Johnson Creek

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

Ans. title of record was acquired by deeds and by decrees of probate and District courts of Valley County, Idaho.

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

Ans. Every year since 1957 irrigation season, and drinking and stock water even before 1923.

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

Ans. No water other than under this permit No. 27299 has been diverted from either of the Riordan, Bryant or Berry Creeks, to my personal knowledge

(Sign)

Emma L. Bryant

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 Boise, County of Ada

State of Idaho, on this 22nd day of July, A. D. 1960.

J. H. Chalfant
Notary Public in and for Idaho
Residing at Boise, Idaho

My commission expires Oct. 23, 1960

27299

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
AUG 29 1924
Department of Reclamation

PERMIT NO. 27299

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. Richard Bailey, age 35, Millright, Cascade, Idaho

Ques. 2. Are you acquainted with Emma L. Bryant, the holder of Permit No. 27299? How long have you known him and where does he reside?

Ans. Yes, I have known her for 10 years, she resides at 1821 North 8th Street, Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 27299, and are you familiar with its provisions and conditions?

Ans. Yes, and I am quite familiar with permit, plat, etc.

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. Riordan Creek, Bryant Creek and Berry Creek, all tributary of Johnson Creek; ditches and pipe line ² there?

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. 0.8 cfs

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

Ans. Irrigation of 10 acres of cleared meadow (pasture) in ^{NW, NE, 2} ~~NE1NW1~~ of Sec. 16, Twp. 18 N. R. 8 E.B.M. from Riordan Creek; irrigation of 15 acres of cleared meadow (pasture) and domestic use in ~~SE1SW1~~ of Sec. 9, Twp. 18 N. R. 8 E.B.M., from Bryant Creek. There is an artificial pond and metal tub for stock water. From Berry Creek, 15 acres, stock water in ~~SE1SW1~~ of Sec. 9, Twp. 18 N. R. 8 E.B.M. There is a small artificial pond on Berry Creek.

12
NE SW

27299

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

Ans. Drinking and other domestic purposes

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. Gently sloping meadow land, which I know of my own knowledge has been regularly irrigated during the 1960 irrigation season to date, because I have actually irrigated it myself.

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, none whatsoever.

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. For more than nine years, approximately ten (10) years, continuously, immediately preceding today.

(Signed)

Richard Bailey

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 Cascade

County of Valley, State of Idaho, on this 22 day of July

A. D. 1960

Notary Public.

My commission expires 2

For Idaho.

Residence: Cascade, Idaho

27299

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
AUG 9 1960
Department of Reclamation

PERMIT NO. 27299

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. Mrs. Dean H. Smith, 66 years of age, 9019 West Shorewood Drive
Mercy Island, Washington

Ques. 2. Are you acquainted with Emma L. Bryant, the holder of Permit No. 27299? How long have you known him and where does he reside? Yes, I have known her 50 years, she resides at 1821 N. 8th Street, Boise, Idaho

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 27299, 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. Riordan Creek, Bryant Creek and Berry Creek, all tributary of Johnson Creek, ditches and pipe line where?

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. 0.8 cfs

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. for irrigation of 10 acres of cleared meadow (pasture) from Riordan Creek in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 16, Twp. 18 N. R. 8 E.B.M.; for irrigation and domestic use for 15 acres of cleared meadow (pasture) from Bryant Creek in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 9, Twp. 18 N. R. 8 E.B.M. There is an artificial pond and metal tub for stock water; from Berry Creek, 15 acres, stock water in SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 9, Twp. 18 N. R. 8 E.B.M. There is a small artificial pond on Bery Creek

NW. NE.

?
NE. SW.

27299

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

Ans. Drinking and other domestic purposes

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. Gently sloping meadow land, which I know of my own knowledge has been regularly irrigated during the 1960 irrigation season to date while I have been there on the premises

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, none whatsoever.

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. For more than thirty (30) days continuously, immediately preceding today.

(Signed) Dean A. Smith

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 Boise,
County of Ada, State of Idaho, on this 22nd day of July,
A. D. 19 60.

J. H. Chaffert
Notary Public.

My commission expires October 23, 1960

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED
JUN 13 1960

(Date) June 13, 1960

(P. O.) Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

The Cascade News of Cascade, Idaho published in
the county in which the works are situated. *Valley Co.*

Emma L. Bryant

(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.

ED
60
June 23, 1960
Reclamation

27299

Notice for Publication
NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at **2:00 o'clock p. M.** on the **22nd** day of
July, **1960**, at **Valley County Sheriff's Office, /**, County of
Valley, State of Idaho, before **F. E. Chalfant, Notary Public for**
the State of Idaho, proof will be submitted of the application to beneficial use of
0.8 cubic feet per second of the waters of **Perry Creek**
in accordance with the terms and conditions of Permit No. **27299**
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are:
Mrs. Emma L. Bryant, 1821 N. 8th Street, Boise, Idaho

The use to which said water has been applied is **drinking water for livestock**

The amount applied to beneficial use is **0.8 cubic feet per second**

The place where said water is used, give full and accurate legal description:
E½SW¼ Sec. 9, T. 18 N, R. 8 E.B.M., with points of diversion located:
NW¼SW¼, SW¼SW¼, Sec. 9; NW¼NE¼ Sec. 16., T. 18 N., R. 8 E.B.M.

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

The right to take water from such works is based upon Permit No. **27299**

The source of supply from which such water is diverted is

Point of Diversion (legal description) **NW¼SW¼, SW¼SW¼, Sec. 9; NW¼NE¼ Sec. 16.,**
T. 18 N., R. 8 E.B.M.

The date of priority which said user is prepared to establish is **April 3, 1958**

State Reclamation Engineer

27299

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

June 24, 1960

Re: Permit No. 27299
Mrs. Emma L. Bryant

Mr. Frank E. Chalfant,
Attorney at Law,
509 Idaho Building,
Boise, Idaho.

Dear Mr. Chalfant:

This acknowledges the Notice of Proof of ~~Submission of Application~~ Application of Water to Beneficial Use under Permit No. 27299, in the name of Mrs. Emma L. Bryant. Final Proof is to be made before you, as Notary on the 22nd day of July, 1960, ~~1959~~ at 2:00 o'clock P.M., at 509 Idaho Bldg., Boise, Idaho.

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

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. 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, that your 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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR:Pk
cc: Applicant

27299

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

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. 27299
Mrs. Emma L. Bryant

Date: June 24, 1960

The Cascade News,
Cascade, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **July 22, 1960** the date set for proof; the expense of the publication is to be paid by the applicant

Mrs. Emma L. Bryant of **1821 North 8th St., Boise, 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,



GEO. N. CARTER
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

Encl.

27299

RECEIVED
JUN 23 1960

Notice for Publication
NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
Department of Reclamation

Notice is hereby given that at 2:00 o'clock P. M. on the 22nd day of July, 1960, at Valley County Sheriff's Office, Cascade, Idaho, County of Valley, State of Idaho, before F. E. Chalfant, Notary Public for the State of Idaho, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of the waters of Berry Creek, Bryant Creek, Riordan Creek in accordance with the terms and conditions of Permit No. 27299 heretofore issued by the Department of Reclamation of the State of Idaho.

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

Mrs. Emma L. Bryant, 1821 N. 8th Street, Boise, Idaho

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

The amount applied to beneficial use is 0.8 cubic feet per second

The place where said water is used, give full and accurate legal description:

✓ E½SW¼ Sec. 9, T. 18 N., R. 8 E.B.M., with points of diversion located:
✓ NW¼SW¼, SW¼SW¼, Sec. 9; NW¼NE¼ Sec. 16., T. 18 N., R. 8 E.B.M.

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

The right to take water from such works is based upon Permit No. 27299

The source of supply from which such water is diverted is

Point of Diversion (legal description) NW¼SW¼, SW¼SW¼, Sec. 9; NW¼NE¼ Sec. 16., T. 18 N., R. 8 E.B.M.

The date of priority which said user is prepared to establish is March 28, April 3, 1958

Geo. H. Carter

State Reclamation Engineer

27299

8

RECEIVED
JUN 23 1960
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED
JUN 23 1960
Department of Reclamation

(Date) June 13, 1960

(P. O.) Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

The Cascade News of Cascade, Idaho published in

the county in which the works are situated.

Valley Co. ✓

Emma L. Bryant

(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.

27299

#1-INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver ONLY to addressee ☐ Show address where delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

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

Emma L. Ryand

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

ADDRESS WHERE DELIVERED (only if requested in item #1)

6/21/60

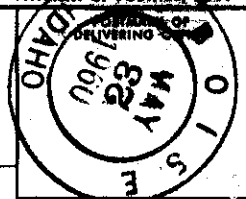
CBS-16-71549-6 GPO

27299

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE \$200

27299



INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN
TO

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

INSURED NO.

CITY, ZONE AND STATE

Boise, Idaho.

POD Form 3811 Jan. 1958

27299

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

May 20, 1960

Re: Permit No. 27299

To Mrs. Emma L. Bryant
1821 N. 8th Street
Boise, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 27299 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 3, 1960

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 27299

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. 27299 claims the use of 0.8 cubic feet per second of the waters of Berry Creek with point of diversion located NW 1/4 SW 1/4, Sec. 9; NW 1/4 NE 1/4 Sec. 16., Twp. 18 N., Rge. 8 E.B.M. and was approved April 3, 1958

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the

20th day of May, 1960

Don Carter

State Reclamation Engineer.

By _____ Assistant.

27299

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

DEPARTMENT OF RECLAMATION

RE: Permit No. 27299

Date Feb. 1, 1960

Mrs. Emma L. Bryant
1821 N. 8th
Boise, Idaho
Dear Sirs: Madam:

Under the terms of your Permit No. 27299 you are required to make proofs of completion of works and application of water to beneficial use on or before April 3, 1960.

We enclose Form 6 to be filled in and sworn to by you before a Notary Public, and returned to this department on or before the above date, for making proof of completion under the permit. Upon receipt of this affidavit, provided same satisfactorily shows the completion of works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the Notary Public before whom you will appear to make the depositions of 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 or points of diversion and the location of use or lands which are irrigated—by 40-acre legal land 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 10.

At the time we send the notice to the newspaper will will send to 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.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 10-11-6 - instructions

27299

April 14, 1958

Re: Permit No. 27299

Mrs. Emma L. Bryant
1821 N. 8th,
Boise, Idaho

Dear Mrs. Bryant:

We enclose Permit No. 27299, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. 29044, which was issued covering payment in the amount of \$5.00, for the filing fee of the above mentioned permit.

Very truly yours,

MARK R. KILP
State Reclamation Engineer
By

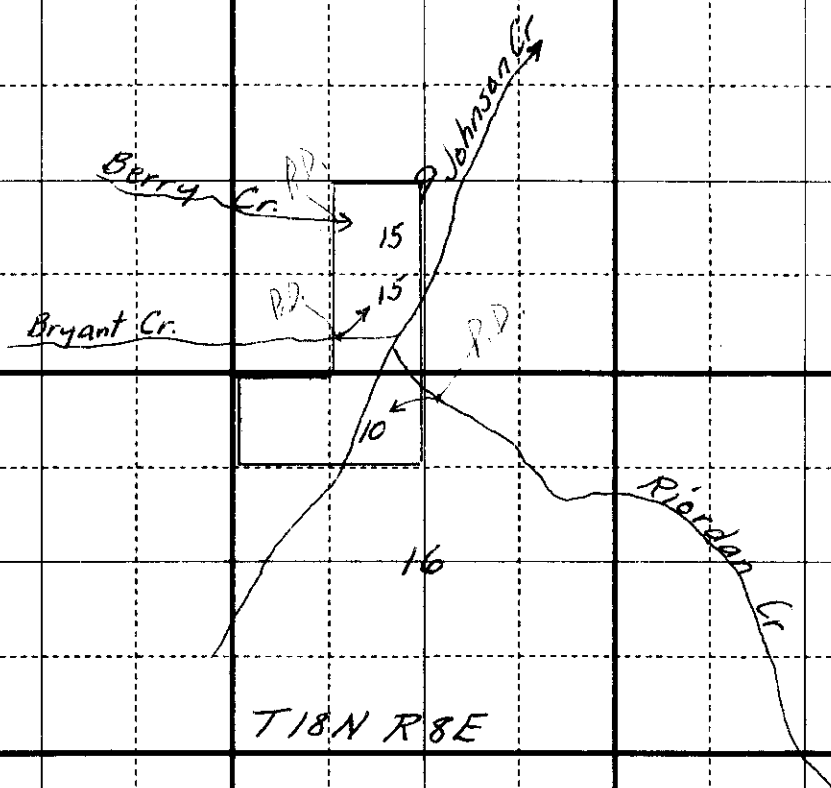
Edna P. Rutledge (Mrs.)
Chief Clerk

EPR:lw
Encls. (2)

27299

NAME OF APPLICANT Mrs. Emma L. Bryant

Form No. 0



Permit Map No. 27299
As Approved APR 1953
MARK E. KULP
State Engineer

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

Notice is hereby given that at 2:00 o'clock p.m. on the 22nd day of July, 1960, at Valley County Sheriff's Office, Cascade, County of Valley, State of Idaho, before F. E. Chalfant 509 Idaho Bldg., Notary Public for the State of Idaho, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of the waters of Berry Creek, Bryant Creek and Riordan Creek in accordance with the terms and conditions of Permit No. 27299 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Mrs. Emma L. Bryant, 1821 N. 8th Street, Boise Idaho. The use to which said water has been applied is irrigation and domestic. The amount applied to beneficial use is 0.8 cubic feet per second.

The place where said water is used, give full and accurate legal description: E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 9, T. 18 N., R. 8 E.B.M., with points of diversion located: NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16., T. 18 N., R. 8 E.B.M.

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

The right to take water from such works is based upon Permit No. 27299.

The source of supply from which such water is diverted is

Point of Diversion (legal description) NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9; NW $\frac{1}{4}$ NE Sec. 16, T. 18 N., R. 8 E. B. M.

The date of priority which said user is prepared to establish is March 28, 1958.

State Reclamation Engineer
Geo. N. Carter

7-1, 8, 15, 22 NC