

notice may, in its discretion, enter an order terminating the license.

Article 14. The right of the Licensee, and of his transferees and successors to use or occupy the lands covered by this license, for the purpose of maintaining the project works or otherwise, shall absolutely cease at the end of the period hereof, unless a new license shall be issued pursuant to then existing laws and regulations.

IN WITNESS WHEREOF, the Federal Power Commission has caused its name to be signed hereto by Leland Olds, its _____ Chairman, and its seal to be affixed hereto and attested by J. H. Gutride, its Acting Secretary, this 3rd day of August, 1943, pursuant to its order dated December 22, 1942, attached hereto.

FEDERAL POWER COMMISSION

By Leland Olds
Chairman

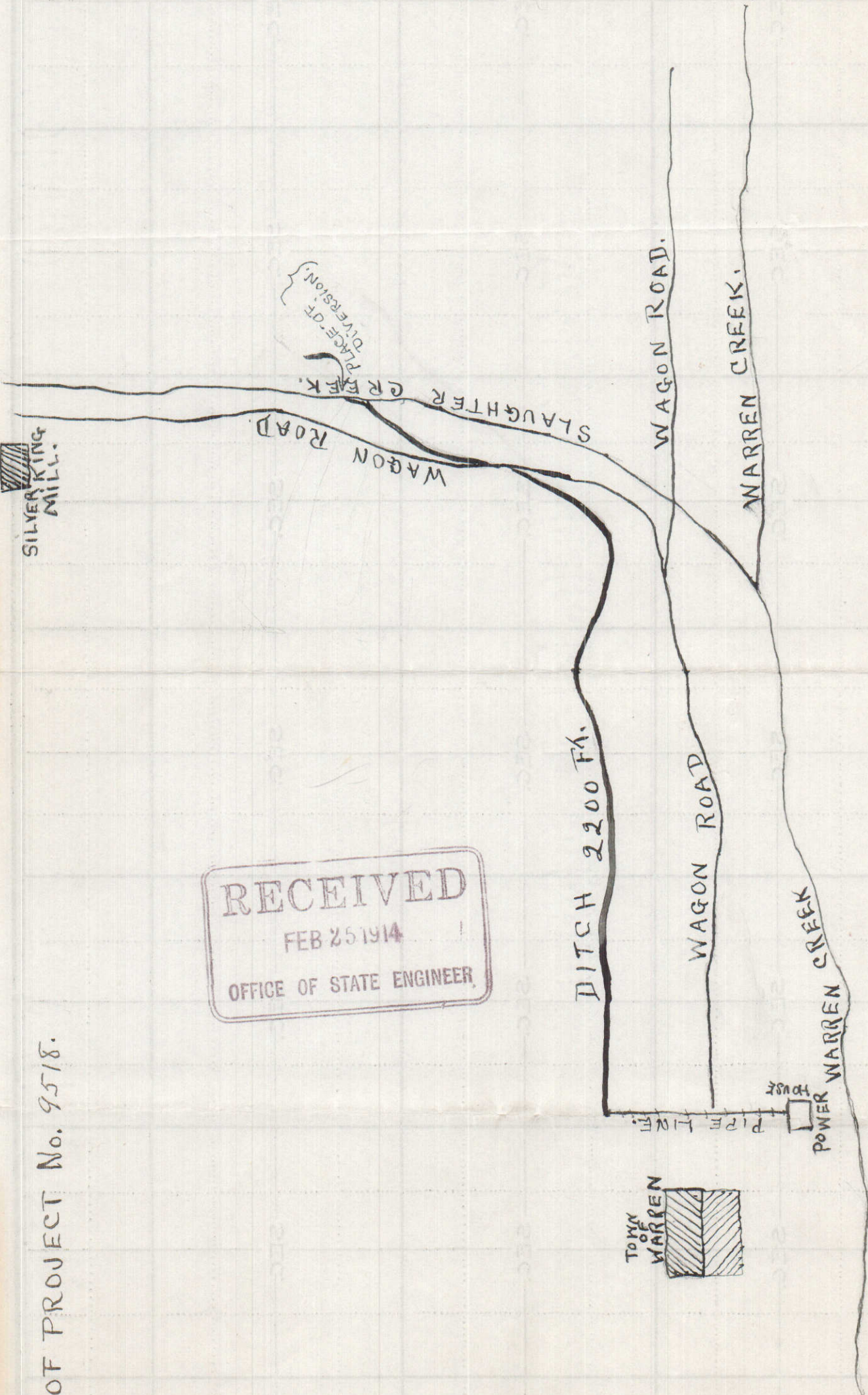
Attest:

J. H. Gutride
Acting Secretary

FAB:ea
5-20-43

MAP OF PROJECT No. 9518.

RECEIVED
FEB 25 1914
OFFICE OF STATE ENGINEER



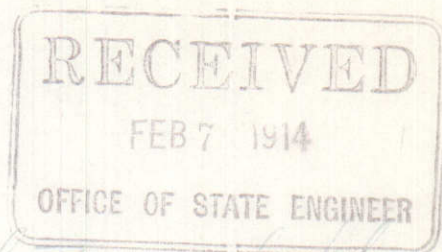
SCALE
300-FT = 1-INCH.

9518

Harren Idaho

Jan. 29-1914.

Mr. F. P. King
Boise Idaho.



Dear Sir--

Your letter letter and blanks
received today and the matter will have
my immediate attention.

Very Truly yours,

C. C. Fumwald

9518

PROOF OF PUBLICATION

NOTICE FOR PUBLICATION.

Notice of proof of application of water to beneficial use.

Notice is hereby given that at 10 a. m. on the 15th day of January, 1914, at Warren, County of Idaho, State of Idaho, before George L. Patterson, notary public, proof will be submitted of the application to beneficial use of three (3) cubic feet per second of the waters of Slaughter Creek, in accordance with the terms and conditions of Permit No. 9518 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Otis Morris, Warren, Idaho.

2. The use to which said water has been applied is for electric power.

3. The amount applied to beneficial use is three (3) cubic feet per second.

4. The place where said water is used is Warren, Idaho.

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

6. The right to take the water from such works is based upon Permit No. 9518.

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

8. The date of the priority which said user is prepared to establish is July 3, 1913.

30-4 F. P. King, State Engineer.

STATE OF IDAHO, }
County of Idaho, } ss.

Lewis, Being
first duly sworn, says he is the *Publisher*

..... of the
IDAHO COUNTY FREE PRESS. That said IDAHO
COUNTY FREE PRESS is a weekly newspaper published and
issued weekly at Grangeville, Idaho County, Idaho, and is of
general circulation in said county and state. That the notice, of
which the one hereto attached is a true and correct copy, was
published in said paper once a week for *four* weeks, being
published times; the first on the *15th* day
of *January*, 191*3*, and the last on the *8th*
day of *January*, 191*4*; That said notice was pub-
lished in the newspaper proper, and not in a supplement.

Subscribed and sworn to before me this
day of, 191.....

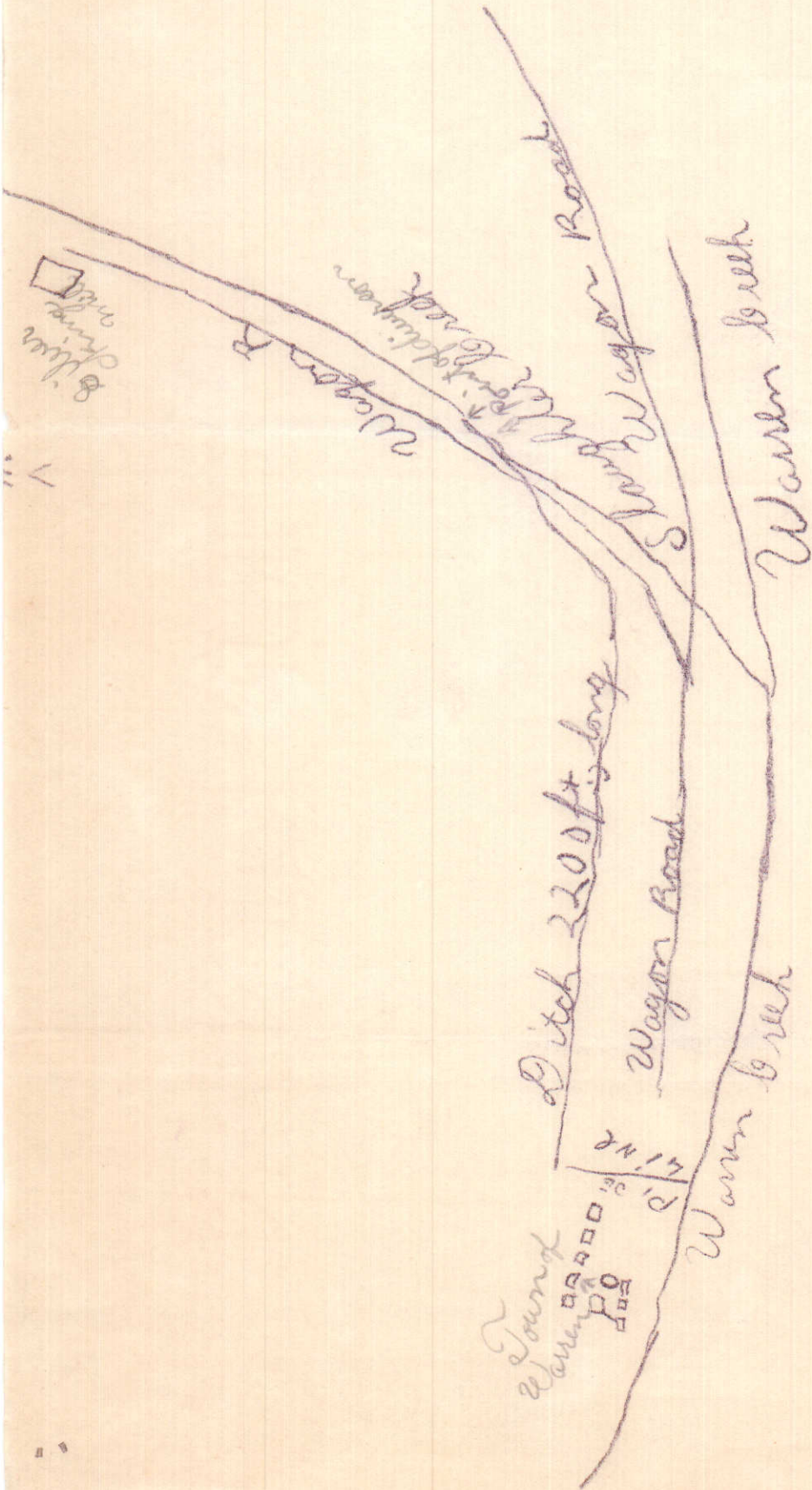
9518

Aaron F. Parker
Notary Public.

Name of Applicant Otis Morris,
Warren,
Idaho.

9518

Scale 400' to 1"



County, Idaho
Stream: Slaughter Creek
Amount, 3 sec. ft.
Use: irrigation
Priority: July 3, 1913.

STATE OF IDAHO

Water License No. 9518

IDAHO COUNTY

R 607 E

T 22 N

S 40 E 0 0 9

WHEREAS, On the 3rd day of July, A. D. 1913,
Otis Morris

of Warren, County of Idaho, State of Idaho, duly made application
(No. 14242) to me for a permit to use 6 cubic feet per second of the waters of
SLAUGHTER CREEK

County of Idaho, State of Idaho, for domestic use, fire protection and power purposes, and,

WHEREAS, On the 20th day of August, A. D. 1913, Permit No. 9518 was issued
to said applicant for the diversion of said water and providing for the completion of the works of diversion
therein described on or before the 20th day of February, A. D. 1914, and for the application to ben-
eficial use of said water on or before the 20th day of August, A. D. 1914, and,

WHEREAS, On the 4th day of November, A. D. 1913,
Otis Morris

the holder of said permit, duly made proof of the completion of adequate works for the diversion of
three (3) cubic feet per second of said waters, as evidenced by my Certificate No. 9518
dated November 8, 1913, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use three (3) cubic feet per second of said water,
with date of priority of July 3, 1913, and

WHEREAS, On the 15th day of January, A. D. 1914,
Otis Morris

the holder of said permit, duly made proof of the application to beneficial use of three (3) cubic
feet per second of said water.

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I
hereby grant and confirm to Otis Morris

of Warren, County of Idaho, State of Idaho, the holder and owner
of said Permit No. 9518, a perpetual right, dating from July 3, 1913
to the use of three (3) cubic feet per second of the waters of Slaughter Creek

in the County of Idaho and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 1000 feet North of the mouth
of Slaughter Creek

and conducted to ~~and upon~~ the town of Warren

for the purpose of domestic use, fire protection and power purposes, subject, however, to the laws of the
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local
or community customs, rules and regulations which have been or may be adopted from time to time by
a majority of the users from a common source of supply, canal or lateral from which such water may
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 16th day of April
A. D., nineteen hundred and fourteen.

F. P. KING,

(Seal)

State Engineer.

No. 14242

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: **Otis Morris,**Postoffice address: **Warren**County: **Idaho**State: **Idaho.**

I. If applicant is a corporation, give

(a) Date and place of incorporation.

(b) The amount of capital stock.

(d) Names and addresses of directors.

(c) The amount paid in.

II. The financial resources of the applicant are: (a) Cash on hand.

(b) Treasury stock.

(d) Other resources.

(c) Bonds to be issued.

2. The quantity of water claimed is **Six (6)**

cubic feet per second.

3. Source of water supply: **Slaughter Creek**4. Location of point of diversion: **One thousand feet from mouth of Slaughter Creek.**County of **Idaho.**5. To be used for: **Domestic, Fire protection, and to run a small dynamo.**

I. Irrigation and domestic use: (a) Amount of land to be irrigated:

acres.

(b) In the following legal subdivisions:

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point: **For electric power and fire protection at town of Warren.**[b] Amount of power to be generated: **Five (5)**H. P. under **Thirty (30)** ft. head[c] Is water to be returned to any stream? **Yes**

(d) If so, name stream and locate point of

return: **Warren Creek, four hundred ft., Southeast of the Warren Post office, and twelve hundred feet west of the mouth of Slaughter Creek, below power house**6. Estimated cost of works: **\$600.00**

7. Description of works for diversion:

I. Kind of works: **Ditch and dam**

II. Dimensions of works:

[a] Height of dam **three (3)** feet, length of dam at top **twenty (20)** feet,length of dam at bottom **fifteen (15)** feet. Material used in construction: **Timber and gravel**[b] Capacity of reservoir **acre feet.** [c] Size of headgate, width **three (3)** feet,Height **four (4)** feet. (d) Conduit **ditch** width at bottom **1½** feet,width at water line **2½** feet, depth of water **two** feet, diameter of pipe**eighteen** inches; average grade per mile is **seven (7)** feet. Length of conduit is **2200 ft. miles,** and it crosses the following quarter sections:8. The time required for the completion of the construction of such work is **Sixty days.** years.9. Time required for the complete application of the water to the proposed use is **6 months.**
~~and it crosses the following quarter sections.~~

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

By **Otis Morris, Applicant.**

By

Agent.

Date of first receipt at office of State Engineer 9.00 A.M. July 3, 1913

Returned to applicant for correction July 10, 1913.

Corrected application received July 21, 1913.

APPROVAL OF STATE ENGINEER.

The number of this permit is 9518

Recorded in Book 31 Page 9518 Approved August 20th, 1913.

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

Bond in the sum of to be filed on or before

Work to begin on or before October 19th, 1913 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 November 20th, 1913.

The whole of said work to be completed on or before February 20th, 1914.

Beneficial use of water appropriated in accordance herewith, to be made on or before August 20th, 1914.

Witness my hand this 20th day of August, 1913.

F. P. King, State Engineer.

Remarks:

Point of diversion is one half mile east of Warren Post office, one thousand ft., south of Silver King Mill, and one thousand ft., north of mouth of Slaughter Creek. The water is taken from Slaughter Creek.

Proof of Completion of Works made November 4, 1913.

Certificate of Completion of Works issued November 8, 1913.

Permit No. 9518.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Otis Morris of Warren, County of Idaho, and State of Idaho, the holder of Permit No. 9518, issued upon Application No. 14242 bearing date of priority of July 3, 1913, authorizing the diversion of 6 second feet of the waters of Slaughter Creek, County of Idaho, State of Idaho, for domestic, fire protection and to run a small dynamo 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 3 second-feet of the waters of Slaughter Creek; that the point of diversion of said waters is one thousand feet from the mouth of Slaughter Creek, and that the place of use of said waters is in the town of Warren.

Witness my hand this 8th day of November A. D., 1913.

F. P. KING,

State Engineer of the State of Idaho.

License issued for 3 second feet

Page 1578

WATER RIGHT NUMBER 77-2021

OWNER LAST NAME - MORRIS

FIRST NAME - OTIS

GRIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - WARREN

STATE - ID ZIP CODE -

SOURCE - SLAUGHTER CREEK

TRIBUTARY OF - WARREN CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 07-03-1913 COUNTY - IDAHO

TOTAL DIV. RATE - 3.0000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SENW 12 22N 06E LOT

REDIV -

272.0 92.0 166.0 16.0 0.0 0.0 0.0 0.0 0.0 0.0 0.2

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

3.0000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - FIRE

PROTECTION

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - POWER

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - POWER

PLACE OF USE - TWN 22N RNG 06E SEC 11 TRACT NENE LOT AC

DECREE NAME -

DATE -

TOTAL ACRES

0

REMARKS - P/D INCOMPLETE. SEE FILE.

P/D WITHIN CITY LIMITS OF WARREN.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 9518

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED LGS

November 1, 1984

Robert J. Ennis
Attorney at Law
P. O. Box 9442
Boise, ID 83707-3442

Dear Mr. Ennis:

This letter is a follow-up to our telephone conversation of October 29, 1984 regarding Mr. Albert H. (Harry) Vaux of Warren Idaho.

I have reviewed the water right file for the power plant originally developed by Otis Morris and found Mr. Morris was issued a water right license on April 16, 1914 from Slaughter Creek for his power plant. Since that time the Department has not taken any official action on the water right license and there is no indication in the file of any departmental staff inspecting the diversion works or recommending changes or improvements to the diversion works. This lack of action of the Department since 1914 is not unusual since the Department does not have authority to oversee the operation and maintenance of projects of this type.

There are copies of several Federal Power Commission licenses for this power project, the first being issued in 1943 and another in 1955. The final correspondence in the file is a notice from the Federal Power Commission of application for a minor power license from Mr. Jack W. Pickell. The project number assigned to this application is No. 2794.

As we discussed, the inspector Mr. Vaux is thinking of, may have been from the Federal Power Commission. I can find no record of any one from this Department inspecting the diversion works and neither can I find anyone who made such an inspection. Such an inspection would be unusual since the Department does not have authority to oversee the operation of water diversions of this type.

We have also checked with Mr. Phil Vance of the U. S. Forest Service in McCall, to determine if they, perhaps, inspected the diversion in question. Mr. Vance said since the diversion is on private land, they would not have made such an inspection and do not have authority to order repairs or changes in such diversions on private lands.

For your convenience, in case you should wish to contact them, the address of the Federal Energy Regulatory Commission, which is a successor agency of the Federal Power Commission for this area, is:

Federal Energy Regulatory Commission
Regional Engineers Office
6th Floor, 333 Market Street
San Francisco, California 94105

I hope this information is useful, if you have additional questions or if I can be of further assistance please feel free to contact me.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:jfb

ROBERT J. ENNIS

ATTORNEY AT LAW

LINCOLN PLAZA

4477 EMERALD STREET

SUITE C250

BOISE, IDAHO 83706-2040

POST OFFICE BOX 9442
BOISE, IDAHO 83707-3442

AREA CODE 208
TELEPHONE 343-9966

October 26, 1984

Ervin E. Ballou
Senior Water Resource Agent
State of Idaho
Department of Water Resources
450 W. State Street
Boise, Idaho 83720

Dear Mr. Ballou:

I write as the attorney for Albert H. Vaux of Warren, Idaho. Enclosed is a letter addressed to you from Mr. Vaux dated October 19, 1984, which Albert has requested that I review and forward on to you.

According to Mr. Vaux's letter, there is obviously a misunderstanding concerning the location of the ditch and facilities which were the subject of his original letter of April 18, 1983, regarding which he expressed concern for the safety and preservation of his property and home. Mr. Vaux is one of the few full-time residents of Warren, having first moved to that community over 50 years ago. Thus, he has an intimate knowledge of practically everything in that town, presently and from a historic standpoint.

I would recommend that someone from your department make a physical inspection of the ditch in question in the company of Mr. Vaux who could very ably identify the proper ditch and point out the problem.

Sincerely yours,



ROBERT J. ENNIS

RJE:pah

Enclosures

cc: Albert H. Vaux

Box 23, Warren, Id. 83671
Oct. 19, '84

Ervin E. Ballou
Senior Water Resource Agent
State of Idaho
Dep't of Water Resources
450 W. State St. Boise, Id. 83720

Dear Mr. Ballou:

Your letter of Oct. 12, '84, concerning a Waterright ditch, 11" pipeline & power plant in this Town of Warren, was most interesting. It is obvious to me, that, your representative, who, evidently, came to this Town to gather information, after two & one-half years, has floundered in the wrong ditch.

Your letter merely concerns what we call the "drinking water" ditch, which has nothing whatever to do with the Power ditch.

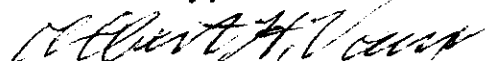
After checking over old records, I find that the Power ditch, which is approx. 100' higher in elevation than the ditch which you described in your letter of Oct. 12, '84, was constructed and a Waterright obtained to construct & an 11" pipeline to be placed to the electric powerplant below by Otis Morris about '56 or '57, ('56, 57) you most certainly have a copy of the Waterright & a description thereof.

There is no part, whatever, of the above ditch, pipeline or powerplant being on my property.

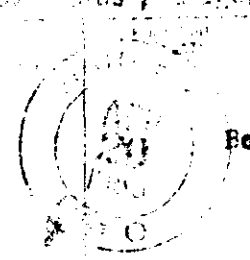
The above ditch, pipeline, powerplant, & two & three-quarter Lots were sold to Jack Pickell sometime in the '60s. . Jack Pickell sold the whole works to the Silver King Mines about three years ago, including the Waterright, after, he, Pickell, was instructed by an Inspector to replace the intake box at the head of the 11" pipeline. I, myself, saw the Inspector inspecting it, & Pickell told me afterward that the Inspector had ordered him, Pickell, to replace the intake box at the head of the pipeline.

If there is a landslide into my Lots & in back of my house on account of the do-nothing business in this matter, I intend to take action, I am fed up on worrying about it. Also, I mentioned this matter to the Silver King outfit, they ignored it.

Sincerely,


Albert H. Vaux

COPY



Box 23, Warren, Id. 83671
Apr. 18, '83

State Reclamation Engineer
Dept. of Reclamation
Boise, Id.

Dear Sir :

I have a complaint concerning the intake box, which is at the head of an eleven-inch pipeline, the water from which operates an electric plant here in the Town of Warren. One of your inspectors, in 1981, instructed Jack N. Pickell, who is the owner of the Water Right, ditch, pipeline & elect. plant to replace the wood box at the head of the pipeline. This intake box was installed in the middle thirties by Otis Morris, who obtained the Water Right, it must be rotten &, if it should break there would be a landslide which would end up on three of my Lots where my house is situated.

(collection
MIDDLE 30's)

Mr. Pickell told me personally that he was ordered to replace the above box, he has not done so & I do not like to worry about what would happen if the thing broke.

In case you need the information, the head of the ditch is at Slaughter Creek & the outlet is at Bemis Creek. The pipeline runs thru part of Lot 8, Block 9 of Warren inside, which is right next to where my house is.

Please do not mention my name in this matter.

Thank you.

Sincerely,

Albert H. Vaux

P.S. There was a slide below this ditch in the upper part of Town about a year ago which shoved a house against the trees lining the road & blocked the road.



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

October 12, 1984

Albert H. Vaux
P.O. Box 23
Warren, ID 83671

Dear Mr. Vaux:

We have researched your problem but have no jurisdiction. The stream in question is the water supply for Warren. It appears the conveyance system is all on private land owned by Silver King Mines and others including yourself.

We suggest that water users of the system may have responsibility to maintain the diversion and ditch. It also appears that no specific group has indicated an interest in correcting the problem at the diversion, therefore you may wish to organize the users to correct the problem.

No permits are needed from this office to maintain or repair a diversion structure nor can the Department of Water Resources accept any responsibility for the system.

If you need any information concerning water rights we will need an accurate legal description of the point of diversion and place of use by quarter-quarter, section, township and range.

Yours truly,

ERVIN E. BALLOU
Senior Water Resource Agent

EEB:nn

RECEIVED

JUN 26 1984

Box 23, Warren, Id. 83671

June 24, '84

Department of Water Resources

State of Idaho
State Reclamation Engineer
Dept of Reclamation
Boise, Id. 83***

Dear Sir:

I Have written a letter to you people over a year ago concerning a water-power plant in this Town of Warren, This plant was built fifty years ago, the intake box at the head of the pipeline, which is, almost, directly above my property, has been there that long, it is rotten.

I never rec'd a raply to my previous letter & All I can say, is. that if my house & my Lets are engulfed in a landslide, may the good Lord have pity on you people.

There have been, over the last two years, landslides from this ditch, two in one place & one in another.

If, by any chance, I & my property is engulfed in a landslide from this defective ditch & the defective box at the head of the pipeline, I intend to take measures with the Congress of the United States.

Thank you.

Sincerely,

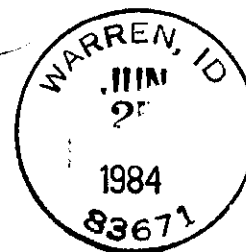
Albert H. Vaux
Albert H. Vaux

Phil Jance
USFS McCall

Division & part of ditch on FS land
other box not on FS land - respon.
of system - Privately operated by Silver King
do not sell/property owned by ? survey all
messidup. Not responsibility of IS or WR
water user may have some liability applicant
may use water

ALBERT H. VAUX
P O BOX 23
WARREN, IDA.
83671

POSTAGE DUE ~~25¢~~



CHARGED TO ACCOUNT
DATE JUN 26 1984

State of Idaho
State Reclamation Engineer
Dep't of Reclamation
Boise, Id. 83 ***

CERTIFIED

No. 819736

MAIL

RECEIVED

MAY 31 1977

UNITED STATES OF AMERICA
FEDERAL POWER COMMISSION

Department of Water Resources

Jack W. Pickell

)

Project No. 2794

NOTICE OF APPLICATION FOR MINOR
LICENSE FOR CONSTRUCTED PROJECT

(May 26, 1977)

Public notice is hereby given that application for a minor license for a constructed project was filed on February 25, 1977, under the Federal Power Act (16 U.S.C. §791(a)-825(r)) by Mr. Jack W. Pickell (Correspondence to: Mr. Jack W. Pickell, Box 1, Warren, Idaho 83671). The project is located on Slaughter Creek in Idaho County, near Warren, Idaho, and affects lands of the United States in the Payette National Forest.

The project works consist of a 20-inch steel pipe diversion structure; approximately 1 mile of power ditch; about 400 feet of 14-inch and 12-inch riveted steel pipe penstock; a frame powerhouse containing a 20-kW generator driven by a Pelton waterwheel operating under 113 feet of head, and a 30-horsepower semi-diesel engine as a standby generator; about 0.20 mile of waste ditch and 0.60 mile of 220-volt transmission line.

The power generated by the project is used by the applicant in his residence and business.

Approval of the application would enable issuance of a license for the constructed 20-kW minor project. The project was previously licensed (Project No. 1771), but has been administered under Forest Service special use permits since 1963.

Any person desiring to be heard or to make protest with reference to said application should, on or before August 8, 1977, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR §1.8 or §1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to a proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

Kenneth F. Plumb
Secretary

DC-A-5

IDENT. NO. 77-2021

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 9518 177-2021
 Old No. New No.

Record

1. Original Owner: Otis Morris

Present Owner: _____

2. Address:

3. City: Warren State: 10 Zip: _____

4. A. Source of Water: Slaughter Creek

B. Tributary of: _____

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: 7-3-1913

D. County: 49

E. Total Diversion Rate: 3.

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>see Remarks</u>					
	<u>SE NW</u>	<u>12</u>	<u>22 N</u>	<u>6 E</u>		

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

from _____ to _____	for <u>0</u> purposes.	Amount <u>3.</u> (cfs or AG-FT/yr)
from _____ to _____	for <u>F</u> purposes.	Amount _____
from _____ to _____	for <u>P</u> purposes.	Amount _____
from _____ to _____	for _____ purposes.	Amount _____
from _____ to _____	for _____ purposes.	Amount _____
from _____ to _____	for _____ purposes.	Amount _____

8. Use Code: *See Remarks*

9. A. Decree Name:

10. Remarks: A. *PLH incomplete. See file.*
B. *PR within city limits of Warren.*
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: 9518

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

April 27, 1961

Re: 2750
Water License No. 9518

Forest Supervisor
Payette National Forest
McCall, Idaho

Dear Sir:

Enclosed is departmental receipt No. 30543 in the
amount of \$10.00 covering fees for five certified copies
of Water License No. 9518.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. receipt 30543

9518

April 5, 1961

Re: 2750
Water License No. 9518

Forest Supervisor
Payette National Forest
McCall, Idaho

Dear Sir:

Enclosed are five certified true copies of Water License
No. 9518 in the name of Otis Morris.

The fee for making certified copies of this water license
is \$10.00, which has been filled in on your voucher and properly
signed.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. 5 copies
voucher

9518

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
PAYETTE NATIONAL FOREST



ADDRESS REPLY TO
FOREST SUPERVISOR
AND REFER TO

MCCALL, IDAHO

2750

RECEIVED
March 29, 1961
APR 3 1961

Department of Reclamation

Office of Idaho State Reclamation Engineer
State Capitol Bldg.
Boise, Idaho

Dear Sirs:

We are in need of five certified true copies of Water License No. 9518.
This relates to a transfer of water right from Otis Morris to Jack W. Pickell
of Warren, Idaho.

Our purchase order is attached. Since we are not familiar with your rates,
please fill in the amount of charge for the above service. Return the
signed purchase order and the documents to us.

Very truly yours,

SAM E. DEFLER
Forest Supervisor

By *P. R. Brown*

Attachment

5 @ 2.00 = \$ 10.00

9518

December 12, 1960

Re: License No. 9518

Forest Supervisor
Payette National Forest
McCall, Idaho

Dear Sir:

This certifies that the State Department of Reclamation has no objection to the sale and transfer of water License No. 9518 from Otis Morris to Jack W. Pickell, Warren, Idaho, provided Mr. Pickell makes affidavit that he is a bona fide resident of the State of Idaho.

The Statutes of the State of Idaho have been complied with in issuance of Water License No. 9518.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

9518

October 5, 1959

RE: License No. 9518

Mr. Otis Morris
Warren, Idaho

Dear Mr. Morris:

This office has no further interest in the name of the owner of a water right after the license has been issued. The ownership changes as for other property.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:RT:mr

9518

OTIS MORRIS
LIGHT AND POWER
RADIOS - RADIO AND AUTO SUPPLIES
WARREN, IDAHO

September 30. 1959

RECEIVED
OCT 2 1959
Department of Reclamation

DEPARTMENT OF RECLAMATION
STATE OF IDAHO
BOISE, IDAHO

Dear Mr. Kuhn:

I am on a deal to sell my small power plant.
so I would like to know what I have to do. to transfer
my water right.

I have a License and Certificate of Water Right
3 cubic feet per second of the waters of Slaughter Creek
with a priority of July 3. 1913

Do you have forms for this kind of a sale? If
you have a regular form. will you please send me one.

Yours truly,

Otis Morris

9518

9518

May 17, 1955

RE: Project No. 1771

Mr. Leon M. Fuquay
Secretary
Federal Power Commission
Washington 25, D. C.

Dear Mr. Fuquay:

Otis Morris of Warren, Idaho, has complied with the
laws of the State of Idaho in the appropriation of public water for
Federal Power Commission Project No. 1771 and has been issued a
License for the use of 3 cubic feet per second of the public waters
of Slaughter Creek with a priority of July 3, 1913.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:hll

cc - Mr. Otis Morris

9518

✓
May 17, 1955

RE: Permit No. 9518

Mr. Otis Morris
Warren
Idaho

Dear Mr. Morris:

We are returning your Certificate of Completion of Works under Permit No. 9518 and find on further search that you have been issued a License and Certificate of Water Right for 3 cubic feet per second of the waters of Slaughter Creek with a priority of July 3, 1913.

We regret that we bothered you instead of making a more thorough search in our own office.

Thanks.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:hl1
Enc.

9518

OTIS MORRIS

LIGHT AND POWER

RADIOS - RADIO AND AUTO SUPPLIES

WARREN, IDAHO

May 9th 1955

Department Of Reclamation
Mr. Mark F. Culp

Dear Mr Culp:

I am enclosing Certificate Of Completion of Permit
No. 9518 Slaughter Creek Project

I have used this water since 1913 continuously, for
power, domestic and fire protection.

Please return after examination.

Yours very truly,

Otis Morris

RECEIVED
MAY 11 1955
Department of Reclamation

9518



ROBERT E. SMYLLIE
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

April 29, 1955

Mr. Otto Morris
Warren
Idaho

Dear Mr. Morris:

We have a copy of License No. 2 Project No. 1771 of the Federal Power Commission.

These power filings are sometimes very confusing. The Federal Power Commission License relates to federal lands and apparently have only required a statement from the State Fish & Game Department which has no jurisdiction over the appropriation of the Public Waters of the State.

We do not have any evidence of your having initiated a water right by making application for permit to appropriate unappropriated Public water for power purposes on the project and are sending you forms for such application.

Very truly yours,

A handwritten signature in cursive script that reads "Mark R. Kulp".

MARK R. KULP
State Reclamation Engineer

K:cu
Enc.

0518

April 29, 1955

Otis
Mr. Otto Morris
Warren
Idaho

Dear Mr. Morris:

We have a copy of License No. 2 Project No. 1771 of the Federal Power Commission.

These power filings are sometimes very confusing. The Federal Power Commission License relates to federal lands and apparently have only required a statement from the State Fish & Game Department which has no jurisdiction over the appropriation of the Public Waters of the State.

We do not have any evidence of your having initiated a water right by making application for permit to appropriate unappropriated Public water for power purposes on the project and are sending you forms for such application.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:ou
Enc.

9518

INCLOSURE **Nº** **47,32**

FROM **9518**
FEDERAL POWER COMMISSION

FEDERAL POWER COMMISSION
WASHINGTON 25

Project No. 1771-1
Otis Morris

APR 25 1955

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed for your information is a copy of License
No. 2 issued to Otis Morris for Project No. 1771 located on
Slaughter Creek in Idaho County, Idaho.

Very truly yours,

Leon M. Fuquay

Leon M. Fuquay
Secretary

Enclosure No. 47232
Copy of License No. 2

RECEIVED
APR 29 1955
Department of Reclamation

9518

UNITED STATES OF AMERICA
FEDERAL POWER COMMISSION

Before Jerome K. Mykondall, Chairman; Claude L. Draper,
Commissioners: Nelson Lee Smith, Seaborn L. Digby and Frederick Stueck.

In the Matter of
Otis Morris

}
}
Project No. 1771

ORDER ISSUING NEW LICENSE (MINOR)

Application was filed September 3, 1954 through the Forest Service by Otis Morris of Warren, Idaho, for a new license under the Federal Power Act (hereinafter referred to as the Act) for constructed minor Project No. 1771 located on Slaughter Creek, a tributary to Warren Creek, in Idaho County, Idaho, and affecting lands of the United States within Payette National Forest.

The original license was issued to Otis Morris on August 3, 1943 for a period of 10 years which expired August 2, 1953.

The project consists of:

- (a) All lands constituting the project area, the limits of which are 10 feet on each side of center line of diversion works and ditch.
- (b) Project structures comprising an intake constructed of 20-inch steel pipe embedded in concrete with a wooden head gate, a ditch 0.98 mile long, a penstock consisting of 409 feet of 14-inch and 12-inch spiral riveted pipe, a frame powerhouse 25 x 27 feet, having an installed capacity of about 27 horsepower, consisting of a Pelton water wheel operating under a head of 113 feet driving a 20-kilowatt generator, a 30 horsepower semi-diesel engine to serve as an alternate for the generator when the water wheel is out of service, an over flow ditch 0.20 mile long, and a transmission line 0.60 mile long.
- (c) All other structures, fixtures, equipment, or facilities used or useful in the maintenance and operation of the project and located on the project area, and all rights and interests, the possession of which are necessary or appropriate in the maintenance and operation of the project.

The said lands and project works are more specifically shown and described by a certain exhibit which formed part of the application for license, and which is designated and described as follows:

Exhibit F: (FPC No. 1771-1) Map in one sheet entitled "Power and Light Project, Warren, Idaho County, Idaho", signed on September 26, 1939 by Otis Morris.

The Chief, Forest Service, acting for the Secretary of Agriculture, who has supervision over Payette National Forest, and an Assistant Secretary of the Interior, have reported favorably on the application, and the Chief, Fisheries Division of the State of Idaho Department of Fish and Game, has interposed no objection to the application.

The Commission finds:

- (1) The applicant is a citizen of the United States and has submitted satisfactory evidence of compliance with the requirements of all applicable State laws insofar as necessary to effect the purposes of a new license for the project.
- (2) No conflicting application is before the Commission.
- (3) The project does not affect any Government dam, nor will the issuance of a new license therefor, as hereinafter provided, affect the development of any water resources for public purposes which should be undertaken by the United States.
- (4) The issuance of a new license for the project as hereinafter provided will not interfere or be inconsistent with the purposes for which Payette National Forest was created or acquired.
- (5) The project occupies 1.1 acres of lands of the United States.
- (6) The amount of annual charges to be paid by the licensee under the license for the purposes of reimbursing the United States for the costs of administration of Part I of the Act and for recompensing it for the use, occupancy, and enjoyment of its lands is reasonable as hereinafter fixed and specified.

- (7) The installed capacity of the project is about 27 horsepower and the energy generated thereby services the town of Warren, Idaho.
- (8) The exhibit described and designated in the third paragraph of this order conforms to the Commission's rules and regulations.
- (9) It will be in the public interest to waive the terms and conditions contained in the following sections of Part I of the Act.

Sections 4(b), except the second sentence thereof; 4(e), insofar as it relates to approval of plans by the Chief of Engineers and the Secretary of the Army and to public notice; 6, insofar as it relates to public notice and to the acceptance and expression in the license of terms and conditions of the Act which are hereinafter waived; 10(a); 10(c), insofar as it relates to depreciation reserves; 10(d); 10(f); 11; 12; 14, except insofar as the power of condemnation is reserved; 15; 18, except insofar as it relates to fishways; 19; 20; 22; and 23(a), insofar as it relates to the determination of fair value.

The Commission orders:

- (A) This new license is issued to Otis Morris under Sections 4(e) and 15 of the Act for a period of 10 years, effective as of August 3, 1953, for the operation and maintenance upon lands of the United States of constructed minor Project No. 1771, subject to the terms and conditions of the Act which is hereby incorporated by reference as a part of this license (except that the terms and conditions of Part I of the Act referred to in finding (9) above are hereby waived to the extent therein specified), and subject to such rules and regulations as the Commission has issued or prescribed under the provisions of the Act.
- (B) This license is also subject to the terms and conditions set forth in Form L-7, December 15, 1953, entitled "Terms and Conditions of License for Minor Project Affecting Lands of the United States", which terms and conditions are attached hereto and made a part hereof; and subject to the following special condition set forth herein as an additional article:

Article 15. The Licensee shall pay to the United States the following annual charges:

- (i) For the purpose of reimbursing the United States for the costs of administration of Part I of the Act, \$5.00; and
 - (ii) For the purpose of recompensing it for the use, occupancy, and enjoyment of its lands, \$5.00.
- (C) Exhibit F (FPC No. 1771-1) is approved as part of this license.
- (D) This order shall become final thirty (30) days from the date of its issuance unless application for rehearing shall be filed as provided by Section 313(a) of the Act, and failure to file such an application shall constitute acceptance of this license. In acknowledgment of the acceptance of this license, it shall be signed by the Licensee and returned to the Commission within sixty (60) days from the date of issuance of this order.

By the Commission.

Leon H. Fuquay,
Secretary.

Adopted: March 16, 1955

Issued: March 22, 1955

Project No. 1771
(Cont'd)

- 5 -

IN TESTIMONY OF ACCEPTANCE of all the provisions, terms and conditions of this license, the Licensee, this 5th day of April, 1955, has signed his name hereto.

/s/ Otis Morris

Licensee

Witnesses:

Albert V. Romine

Claude E. Bragg

(Executed in quadruplicate)

9518

TERMS AND CONDITIONS OF LICENSE
FOR MINOR PROJECT
AFFECTING
LANDS OF THE UNITED STATES

Article 1. The entire project, as described in the order of the Commission, shall be subject to all the provisions, terms, and conditions of the license.

Article 2. No substantial change shall be made in the maps, plans, and statements described and designated as exhibits and approved by the Commission in its order as part of the license, until such change shall have been approved by the Commission: Provided, however, that if the Licensee or the Commission deems it necessary or desirable that said approved exhibits, or any of them, be changed, there shall be submitted to the Commission for approval amended, supplemental, or additional exhibit or exhibits covering the proposed change which, upon approval by the Commission, shall become a part of the license and shall supersede, in whole or in part, such exhibit or exhibits theretofore made a part of the license as may be specified by the Commission.

Article 3. The project area and project works shall be in conformity with the approved exhibits referred to in Article 2 hereof. If the Licensee shall contemplate any substantial alteration in or addition to the project area or project works, the Licensee shall submit to the Commission for approval amended, supplemental, or additional exhibits as provided in Article 2 hereof to show and describe such alteration or addition, together with the statement in writing setting forth the reasons which necessitate or justify such alteration or addition. Except when emergency shall require for the protection of life, health, or property, no substantial alteration or addition not in conformity with the approved exhibits shall be made to any dam or other project works under the license

without the prior approval of the Commission; and any emergency alteration or addition so made shall thereafter be subject to such modification and change as the Commission may direct.

Article 4. The project, including its construction, operation, and maintenance and any work incident to additions or alterations, whether or not conducted upon lands of the United States, shall be subject to the inspection and supervision of such officer or agent as the Commission may designate, who shall be the authorized representative of the Commission for such purposes. The Licensee shall furnish to said representative such information as he may require concerning the construction, operation, and maintenance of the project, and of any alteration thereof, and shall notify him of the date upon which work with respect to any construction or alteration will begin, and as far in advance thereof as said representative may reasonably specify, and shall notify him promptly in writing of any suspension of work for a period of more than one week, and of its resumption and completion. The Licensee shall allow said representative and other officers or employees of the United States, showing proper credentials, free and unrestricted access to, through, and across the project lands and project works in the performance of their official duties.

Article 5. The Licensee shall make provision, or shall bear the reasonable cost, as determined by the agency of the United States affected, of making provision, for avoiding inductive interference between any project transmission line or other project facility constructed, operated, or maintained under the license, and any radio installation, telephone line, or other communication facility installed or constructed before or after construction of such project transmission line or other project facility and owned, operated, or used by such

agency of the United States in administering the lands under its jurisdiction. None of the provisions of this article is intended to relieve the Licensee from any responsibility or requirement which may be imposed by other lawful authority for avoiding or eliminating inductive interference.

Article 6. The Licensee shall, prior to impounding water, clear the bottom and margins of all reservoirs up to high-water level, shall clear and keep clear to an adequate width lands of the United States along open conduits and electric power lines, and shall dispose of all temporary structures, unused timber, brush, refuse, or inflammable material resulting from the clearing of the lands or from the construction and maintenance of the project works. In addition, all trees along the margins of reservoirs which may die from operation of the reservoir shall be removed. The clearing of the lands and the disposal of the material shall be done with due diligence and to the satisfaction of the authorized representative of the Commission.

Article 7. Timber on lands of the United States cut, used, or destroyed in the construction and maintenance of the project works or in the clearing of said lands shall be paid for in accordance with the requirements of and at the current stumpage rates applicable to the sale of similar timber by the agency of the United States having jurisdiction over said lands; and all slash and debris resulting from the cutting or destruction of such timber shall be disposed of as the officer of such agency may direct.

Article 8. The Licensee shall do everything reasonably within its power and shall require its employees, contractors, and employees of contractors to do everything reasonably within their power, both independently and upon request of officers of the agency of the United States having jurisdiction over the government lands involved, to prevent and suppress fires on lands occupied under the license.

Article 9. The Licensee shall be liable for injury to, or destruction of, any buildings, bridges, roads, trails, lands, or other property of the United States, occasioned by the construction, maintenance or operation of the project works or of the works appurtenant or accessory thereto under the license. Arrangements to meet such liability, either by compensation for such injury or destruction, or by reconstruction or repair of damaged property, or otherwise, shall be made with the appropriate department or agency of the United States.

Article 10. The Licensee shall interpose no objections to, and shall in no way prevent, the use by the agency of the United States having jurisdiction over the lands of the United States affected or by persons or corporations occupying lands of the United States under permit, of water for fire suppression from any stream, conduit, or body of water, natural or artificial, used by the Licensee in the operation of the project works covered by the license, or to the use by said parties of water for sanitary and domestic purposes from any stream or body of water, natural or artificial, used by the Licensee in the operation of the project works and covered by the license.

Article 11. The Licensee shall allow any agency of the United States, without charge, to construct or permit to be constructed on, through, and across the project lands, conduits, chutes, ditches, railroads, roads, trails, telephone and power lines, and other means of transportation and communication not inconsistent with the enjoyment of said lands by the Licensee for the purposes stated in the license. This article shall not be construed as conferring upon the Licensee any right of use, occupancy, or enjoyment of the lands of the United States other than for the construction, operation, and maintenance of the project as stated in the license.

Article 12. If the Licensee shall cause or suffer essential project property to be removed or destroyed or to become unfit for use, without replacement, or shall abandon or discontinue good faith operation of the project for a period of three years, or refuse or neglect to comply with the terms of the license and the lawful orders of the Commission mailed to the record address of the Licensee or its agent, the Commission will deem it to be the intent of the Licensee to surrender the license, and not less than 90 days after public notice may in its discretion terminate the license.

Article 13. Upon abandonment of the project the Licensee shall remove all buildings, equipment and power lines from lands of the United States and restore said lands to a condition satisfactory to agency having jurisdiction over the lands and shall fulfill such other obligations under the license as the Commission may prescribe.

Article 14. The right of the Licensee and of its transferees and successors to use or occupy lands of the United States under the license for the purpose of maintaining the project works or otherwise, shall absolutely cease at the end of the license period, unless a new license is issued pursuant to the then existing laws and regulations.

COMMISSIONERS

LELAND OLDS, CHAIRMAN
BASIL MANLY, VICE CHAIRMAN
CLAUDE L. DRAPER
JOHN W. SCOTT
CLYDE L. SEAVEY

Bureau of Water Resources,
Department of Reclamation,
Bride, Idaho.

ADDRESS ALL COMMUNICATIONS
TO THE COMMISSION

LEON M. FUQUAY, SECRETARY

FEDERAL POWER COMMISSION

WASHINGTON 25

Project No. 1771-Idaho

Mr. J. C. Beebe,
Regional Administrator,
Federal Power Commission,
San Francisco 2, California.

Dear Mr. Beebe:

There is inclosed herewith a copy of the
license issued August 3, 1943, to Otis Morris for
his minor power project (No. 1771), together with a
print of the approved map, Exhibit F (FPC No. 1771-1).

General supervision of the project will be
under the Regional Forester at Ogden, Utah.

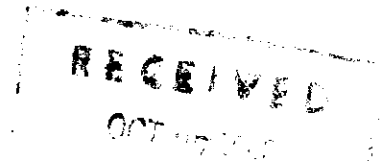
Very truly yours,

Frank L. Weaver,
Associate Chief,
Bureau of Water Power.

Inclosures 184581, 2.



Permit # 9518



18458

FEDERAL POWER COMMISSION
LICENSE FOR MINOR PROJECT ON LANDS OF THE UNITED STATES

PROJECT NO. 1771-IDAHO

OTIS MORRIS

Pursuant to the provisions of the Federal Power Act (hereinafter referred to as the Act), the FEDERAL POWER COMMISSION (hereinafter referred to as the Commission) HEREBY ISSUES TO Otis Morris of Warren, Idaho (hereinafter referred to as the Licensee), THIS LICENSE for a period of 10 years beginning on the date hereof, for the purpose of authorizing the operation and maintenance of certain project works, as hereinafter described, upon lands of the United States on Slaughter Creek, tributary to Warren Creek, within the Idaho National Forest in Idaho County, Idaho, subject to the rules and regulations of the Commission and to the conditions, provisions, and requirements set forth hereinafter and in the Act, insofar as not expressly waived, which Act is hereby incorporated by reference as a part hereof.

Article 1. The project covered by and subject to this license consists of all lands constituting the project area comprising 1.11 acres of land and a 20-foot transmission line right-of-way, all in the Idaho National Forest, in sections 11 and 12, T. 22 N., R. 6 E., Boise meridian, and the following constructed project works located thereon:

An intake constructed of 20-inch steel pipe embedded in concrete with a wooden head gate, a ditch 0.98 mile long, a penstock consisting of 409 feet of 14-inch and 12-inch spiral riveted pipe, a frame power house 25 feet by 27 feet, a Pelton water wheel operating under a head of 113 feet driving a 20-kilowatt electric generator, a 30-horse-power semi-diesel engine to serve as an alternate drive for the generator when the water wheel is out of service, an over-flow ditch 0.20 mile long, and a transmission line 0.60 mile long;

which project area and project works are more specifically shown and described on certain exhibits which formed part of the application, and which are designated and described as:

Exhibit F: A map in 1 sheet (FPC No. 1771-1), entitled "Power and Light Project, Warren, Idaho County, Idaho," signed by Otis Morris and approved by the Commission December 22, 1942;

Exhibit G: A statement in one paragraph describing mechanical, electrical, and transmission equipment, signed by Otis Morris, on September 19, 1940, and approved by the Commission on December 22, 1942;

together with all other structures, equipment and facilities, used or useful in the maintenance and operation of the project and located on the project area; also all rights, easements or interests, the ownership, use, occupancy, or possession of which is necessary or appropriate in the maintenance and operation of the project or appurtenant to the project area, and in consideration of this license and the benefits and advantages accruing hereunder to the licensee, it is expressly agreed by the Licensee that the project herein described, whether or not entirely upon lands of the United States, shall be subject to all the terms and conditions of this license.

Article 2. The map and statement designated and described as exhibits in Article 1 hereof, and approved by the Commission, are hereby made a part of this license, and no substantial change shall hereafter be made therein until such change shall have been similarly approved: provided, however, that if the licensee deems it necessary or desirable that the approved exhibits or either of them be changed, there shall be submitted to the Commission for approval corrected, supplemental, or additional exhibit or exhibits, which upon approval shall become a part of this license and shall supersede, in whole or in part, such exhibit or exhibits theretofore made a part of this license, as may be specified by the Commission.

Article 3. The operation and maintenance of the project works under this license, including the construction of such additions thereto or alterations thereof as may be authorized by amendment of this license, whether or not conducted upon lands of the United States, shall be subject to the inspection and approval of the Regional Forester, United States Forest Service, at Ogden, Utah, or of such other officer or agent as the Commission may designate, who shall be the authorized representative of the Commission for such purposes.

Article 4. The Licensee shall clear and keep clear to an adequate width lands of the United States along open conduits and electric power lines, and shall, to the satisfaction of the Commission or of its authorized representative, dispose of all temporary structures, brush, refuse, or unused timber on lands of the United States resulting from the clearing of lands or from the construction and maintenance of the project works.

Article 5. The Licensee shall be liable for injury to, or destruction of, any buildings, bridges, roads, trails, lands, or other property of the United States occasioned by the construction, operation or maintenance of the project works or of the works appurtenant or accessory thereto. Arrangements to meet such liability either by compensation for such injury or destruction, reconstruction, or repair of damaged property, or otherwise, shall be made with the appropriate department or agency of the United States.

Article 6. To the extent that it has not already been so done, timber upon lands of the United States cut, used or destroyed in the construction and maintenance of the project works, shall be paid for in accordance with the requirements and estimates of the department concerned.

Article 7. The Licensee shall allow officers and employees of the United States free and unrestricted access to, through, and across the lands

occupied by the project works in the performance of their official duties, and shall allow the Forest Service, or other Agency of the United States, without charge, to construct or permit to be constructed in, through, and across the project lands, railroads, chutes, roads, trails, conduits, and other means of transportation not inconsistent with the enjoyment of said lands by the licensee for the purposes herein stated. This article shall not be construed as conferring upon the licensee any right of use, occupancy, or enjoyment of the lands of the United States other than for the operation and maintenance of the project as herein stated.

Article 8. The licensee shall do everything reasonably within his power, and shall require his employees, contractors, and employees of contractors to do everything reasonably within their power, both independently and upon request of officers of the Forest Service or other agency of the United States, to prevent and suppress fires on or near the lands occupied under this license.

Article 9. The licensee will interpose no objection to, nor in any way prevent, the use of water for domestic purposes by persons or corporations occupying lands of the United States under permit along or near any stream or body of water, natural or artificial, used by the licensee in the operation of the project works covered by this license.

Article 10. Subject to the provisions of Section 10(e) of the Act, the licensee shall pay to the United States the following annual charges:

- (1) For the purpose of reimbursing the United States for the costs of administration of Part I of the Act, \$5.00; and
- (2) For the purpose of recompensing the United States for the use, occupancy, and enjoyment of its lands, including the transmission line right-of-way, \$5.00.

These annual charges shall be paid within 30 days from the end of each calendar year or within 30 days of rendition of a bill therefor by the Commission, whichever is later. A penalty will be imposed pursuant to the provisions of the Act for delinquency in payment unless otherwise ordered by the Commission.

Article 11. If and when called for by the Commission, the licensee shall file with the Commission under oath and in such detail as the Commission may require, a statement showing the actual cost of construction of the project works or of any additions thereto or betterments thereof.

Article 12. The conditions, provisions, and requirements contained in the following sections of the Act are hereby waived to the extent indicated: Sections 4(b), except the second sentence thereof; 4(e), insofar as it relates to approval of plans by the Chief of Engineers and the Secretary of War and to public notice; 6, insofar as it relates to public notice and to the acceptance and expression in the license of terms and conditions of the Act which are hereinafter waived; 10(a); 10(c), insofar as it relates to depreciation reserves; 10(d); 10(f); 11; 12; 14; 15; 13, except insofar as it relates to fishways; 19; 20; 22; and 23(a), insofar as it relates to the determination of fair value.

Article 13. If the licensee shall cause or suffer essential project property to be removed or destroyed or become unfit for use, without replacement, or shall abandon or discontinue good faith operation of the project for a period of three years, or refuse or neglect to comply with the terms of the license and the lawful orders of the Commission mailed to the record address of the licensee or his agent, the Commission will deem it to be the intent of the licensee to surrender the license, and not less than 90 days after public

notice may, in its discretion, enter an order terminating the license.

Article 14. The right of the Licensee, and of his transferees and successors to use or occupy the lands covered by this license, for the purpose of maintaining the project works or otherwise, shall absolutely cease at the end of the period hereof, unless a new license shall be issued pursuant to then existing laws and regulations.

IN WITNESS WHEREOF, the Federal Power Commission has caused its name to be signed hereto by Leland Olds, its Chairman, and its seal to be affixed hereto and attested by J. E. Guhrke, its Acting Secretary, this 24 day of August, 1943, pursuant to its order dated December 22, 1942, attached hereto.

FEDERAL POWER COMMISSION

By Leland Olds
Chairman

Attest:

J. E. Guhrke
Acting Secretary

FAB:cc
5-20-43

IN TESTIMONY OF ACCEPTANCE of all the conditions, provisions, and requirements of this license, the Licensee has signed his name hereto this 7th day of July, 1943.

/s/ Otis Morris,
Licensee.

Witnesses:

W. R. McDowell
Ruby McDowell
A. C. R. Hamilton

(Executed in triplicate)



C. A. BOTTOLFSSEN, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
JAMES SPOFFORD, COMMISSIONER
BOISE

HARRY DEWEY
DEPUTY COMMISSIONER

July 17, 1940

Re: Permit No. 9518

Mr. Otis Morris,
Warren, Idaho.

Dear Sir:-

In reply to your request of July 11th, we are enclosing four copies of License No. 9518- one of which is certified, and the other three are carbon copies.

If the carbon copies will serve your purpose, the cost will only be \$2.00, but if you wish all originals it will cost \$3.00.

We are returning your check in the amount of \$4.00, which you sent in your letter, and you may return another check for either \$2.00 or \$3.00, whichever covers your needs. And if you wish originals instead of the carbon copies, you may return the carbons, and we shall make other copies and send you promptly.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

By

Jeannie L. Anderson
Chief Clerk

JLA
Encls.

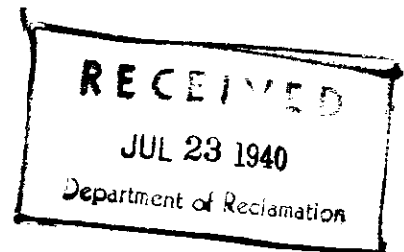
Warren, Idaho July 20, 1940

Enclosed you will find check for \$2.00 The carbon copies are OK Thank you,

Yours Truly,

R17484

9518



UNITED STATES OF AMERICA

FEDERAL POWER COMMISSION

Commissioners) Leland Olds, Chairman, Claude L. Draper, Basil Manly,
) John W. Scott and Clyde L. Seavey.

December 22, 1942

In the Matter of)
) Project No. 1771
Otis Morris)

ORDER AUTHORIZING ISSUANCE OF LICENSE (MINOR)

Upon application filed October 3, 1940, by Otis Morris, of Warren, Idaho, for license for constructed minor project located on Slaughter Creek, tributary of Warren Creek, and affecting lands of the United States within the Idaho National Forest, Idaho County, Idaho; and

It appearing that:

- (a) The project consists of an intake constructed of 20" steel pipe embedded in concrete with a wooden head gate, a ditch 0.98 mile long, a penstock consisting of 409 feet of 14" and 12" spiral riveted pipe, a frame powerhouse 25 feet x 27 feet, a Pelton waterwheel under a head of 113 feet driving a 20 kilowatt electric generator, a 30 horsepower semi-diesel engine to serve as an alternate drive for the generator when the waterwheel is out of service, an overflow ditch 0.20 mile long, and a transmission line 0.60 mile long, all located in sections 11 and 12, T. 22 N., R. 6 E., Boise meridian, Idaho County, Idaho, and occupies within the Idaho National Forest 1.11 acres of lands of the United States, exclusive of 0.60 mile of 20-foot transmission-line right-of-way;
- (b) The Assistant Secretary of the Interior, acting for the Secretary of the Interior, has reported favorably on the application;

- (c) The Acting Chief, Forest Service, under authority delegated by the Acting Secretary, acting for the Secretary of Agriculture, who has supervision over the Idaho National Forest, has reported favorably on the application;

The Commission, having considered the application and the record thereon, finds that:

- (1) The applicant is a citizen of the United States and has submitted satisfactory evidence of compliance with the requirements of all applicable State laws insofar as necessary to effect the purposes of such a license;
- (2) No other application for the use of the lands or in conflict therewith is before the Commission;
- (3) The project does not affect any Government dams, nor will the issuance of a license therefor as hereinafter provided affect the development of any water resources for public purposes which should be undertaken by the United States itself;
- (4) A license subject to and containing the terms and conditions hereinafter provided will not interfere or be inconsistent with the purposes for which the Idaho National Forest was created or acquired nor with any reservation or withdrawal of public lands;
- (5) The installed capacity of the project is about 27 horsepower and the energy generated serves the town of Warren, Idaho;
- (6) The amount of annual charges to be paid by the licensee under the license for the purpose of reimbursing the United States for the costs of administration of Part I of the Federal Power Act and for recompensing it for the use, occupancy, and enjoyment of its lands is reasonable as hereinafter fixed and specified;
- (7) The map and specifications filed as part of the application and designated as Exhibits F (FPC No. 1771-1) and G, respectively, conform to the Commission's rules and regulations;

- (8) In issuing the license as hereinafter provided, it will be to the public interest to waive the following terms and conditions of Part I of the Act:

Sections 4(b), except the second sentence thereof; 4(e), insofar as it relates to approval of plans by the Chief of Engineers and the Secretary of War and to public notice; 6, insofar as it relates to public notice and to the acceptance and expression in the license of terms and conditions of the Act which are hereinafter waived; 10(a); 10(c), insofar as it relates to depreciation reserves; 10(d); 10(f); 11; 12; 14; 15; 18, except insofar as it relates to fishways; 19; 20; 22; and 23(a), insofar as it relates to the determination of fair value; and

It is ordered that:

- (A) A license be issued to applicant for the construction, operation, and maintenance of the project on the aforesaid lands of the United States for a period of 10 years;
- (B) The license shall contain the usual conditions and provisions for licenses for such projects;
- (C) Subject to the provisions of Section 10(e) of the Act, the amount of annual charges under the license be and it is hereby fixed at \$5.00 for reimbursing the United States for the costs of administration of Part I of the Act, and \$5.00 for recompensing it for the use, occupancy, and enjoyment of its lands involved;
- (D) The map and specifications referred to in finding (7) above be and they are hereby approved as part of the license;
- (E) In issuing the license, the terms and conditions of Part I of the Act set forth in finding (8) above be waived to the extent therein specified.

By the Commission.

Leon M. Fuquay,
Secretary.

July 17, 1940

Re: Permit No. 9518

Mr. Otis Morris,
Warren, Idaho.

Dear Sir:-

In reply to your request of July 11th, we are enclosing four copies of License No. 9518- one of which is certified, and the other three are carbon copies.

If the carbon copies will serve your purpose, the cost will only be \$2.00, but if you wish all originals it will cost \$3.00.

We are returning your check in the amount of \$4.00, which you sent in your letter, and you may return another check for either \$2.00 or \$3.00, whichever covers your needs. And if you wish originals instead of the carbon copies, you may return the carbons, and we shall make other copies and send you promptly.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

By

Chief Clerk

JLA
Encls.

9518

OTIS MORRIS

LIGHT AND POWER
RADIOS - RADIO AND AUTO SUPPLIES

WARREN, IDAHO

July, 11, 1940

Department Of Reclamation.
State Of Idaho.
Boise, Idaho

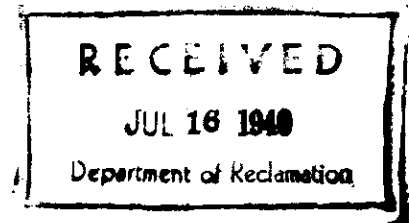
Gentlemen:

I am enclosing check for \$4.00 for four copies of Water License granted to me in 1913. This if for the Federal ~~POWER~~ Power Commission and one copy must be certified.

I do not know what the cost will be, but I am enclosing check for \$4.00 and if this is not enough let me know what the balance is and I will send you check for same.

my license No 9518

Yours truly,

Otis Morris

9518

April 21, 1914.

Permit 9518

Otis Morris,
Warren, Idaho.

Sir:

Am enclosing herewith waterlicense issued
under above permit, together with receipt for
fees.

Very truly yours,

F. P. KING,

State Engineer.

L-R6359

By _____

9518

Warren. Idaho. 3/31/1914.

Mr. F. P. King.

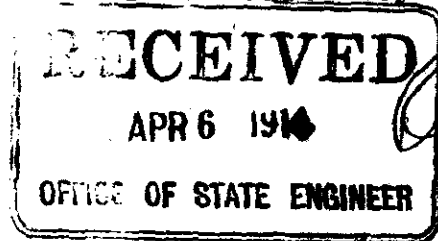
State Engineer.

Boise. Idaho.

Dear Sir:

Inclosed you will find Money Order for \$5.00 The fee for
proof of beneficial use of water under Permit 9518.

Yours very truly.



9518

March 11, 1914.

Permit 9518

Otis Morris,
Warren, Idaho.

Sir:

Replying to your letter of the 4th inst. would say that that fee of \$5.00 sent in November was the fee required for proof of completion of works and, upon this proof, the certificate of completion of works was mailed you. The fee required in our letter of the 25th ult. is for proof of beneficial use of water, depositions for which were made January 15th.

Very truly yours,

F. P. KING,

State Engineer.

By _____

9518

9578
warren, Idaho. 3/4/1914

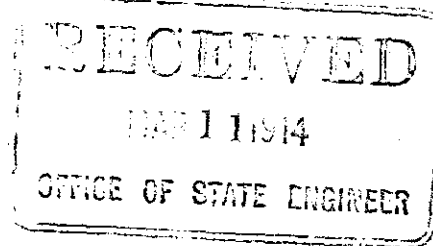
Mr. E. P. King.

State Engineer.

Boise, Idaho.

Dear Sir:

I am in receipt of your letter in regard to fee of \$5.00
I sent you \$5.00 last Nov. and thought possible it had
been over looked. If not I wish you would let me know
what these fees are to cover. If there isnt mistake let
me know and I will send the \$5.00 at once.



Yours very truly,

Otis Harris

9518

February 25, 1914.

Permit 9518

Otis Morris,
Warren, Idaho.

Sir:

Am just in receipt of the report of Mr. C.C. Zumwalt and find same satisfactory. The affidavit of publication was received direct from the publisher of the Press, at Grangeville. The proof is now complete with the exception of fee of \$5.00. Upon receipt of same, the license will issue.

Very truly yours,

F. P. KING,

State Engineer.

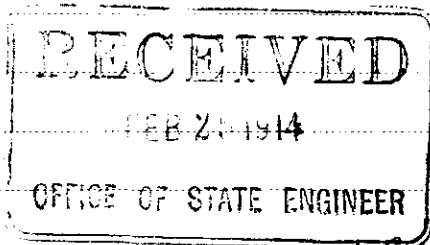
By _____

9518

REPORT OF ENGINEER

1. State name of applicant and number of permit: *Otis Morris 9518*
2. State source of water supply: *Slaughter Creek*
3. Location of point of diversion: *1000 feet South of Silver King Mills
1000 feet North of the Mouth of Slaughter Creek*
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: *Yes*
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: *One and one half feet*
 - (b) Width at water line: *Two and one half feet*
 - (c) Depth of water: *Two feet*
 - (d) Grade per mile: *About Ten feet*
 - (e) Capacity of ditch: *Three* second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent: *Yes, about Five Horsepower*
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract:
8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:



STATE OF IDAHO,

County of *Idaho*

ss.

C. C. Grunwaldt, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this *31st* day of *January* 191*4*

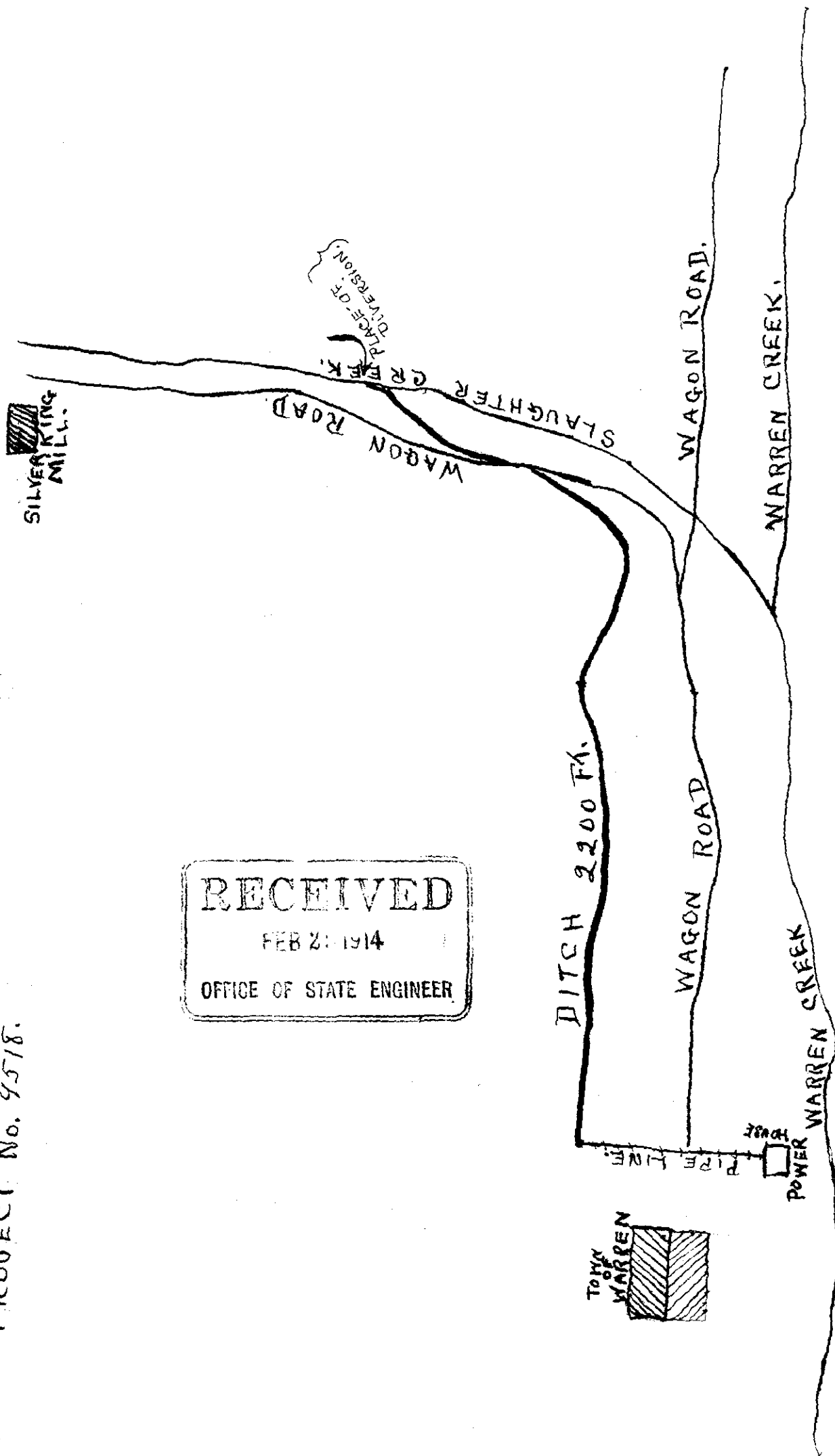
My Commission Expires

*Aug. 4, 1914**Geo. L. Patterson*

Notary Public.

9518

MAP OF PROJECT No. 9518.



RECEIVED
FEB 21 1914
OFFICE OF STATE ENGINEER

SCALE
300-FT = 1-INCH.

9518

Name of Applicant.....

[illegible]

SCALE: 2 INCHES=1 MILE. DRAW PLAN IN INK.

Printed and for sale by the Statesman Shop, Boise, Idaho.

February 7, 1914.

Permit 9518

C. C. Sunwalt,
Warren, Idaho.

Sir:

I am herewith returning your report for proof
under the above numbered permit to be accompanied
with a map of the project.

Very truly yours,

F. P. KING,

State Engineer.

R

By _____

9518

Harren Idaho

Jan. 29 - 1914.

F. P. King

Boise Idaho.

RECEIVED

FEB 7 1914

OFFICE OF STATE ENGINEER

Dear Sir -

Your letter letter and blanks
received today and the matter will have
my immediate attention.

Very Truly yours,

C. C. Furmwood

9518

Office of the State Engineer

Boise, Idaho,

1912

Jan. 22, 4

C. C. Zumwalt,
Warren, Idaho

DEAR SIR:

....., residing at
Otis Morris **Warren**
County of, State of, has requested that
Idaho
you make examination required under Permit No. Will you
9518
therefore, arrange with the holder of said Permit to make such examination as will
enable you to answer the questions on the enclosed blank? Also, make a sketch on
the enclosed blank plat showing source of supply, point of diversion, route of ditch
and place of use. You should, also, arrange with the holder of said Permit for the
payment of your fee for your services, and such proper expenses as you will incur in
making this examination and report.

Please advise me promptly of receipt of this communication, and whether or not
you will be able to make the examination and report as required.

Very truly yours,

A. E. ROBINSON,
F. P. KING, ~~XXXXXXXXXX~~
State Engineer.

9518

Warren, Idaho. 1/15/1914.

Mr. F. P. King.

State Engineer.

Boise, Idaho.

RECEIVED

JAN 22 1914

OFFICE OF STATE ENGINEER

Dear Sir:-

I am mailing you deposition of two witness and my self in regard to permit No. 9518 I will mail you proof of publication as soon as I receive it from Grangeville. Please send necessary blanks to C.C. Zumwalt, Warren, Idaho. for examination of this work.

Very truly yours,

9518

Sto Morris

PERMIT NO. 9518

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. ~~Otis Morris, Age 28, Occupation Electrician, Warren, Idaho.~~

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

Ans. _____

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

Ans. ~~No. 9518 July 3, 1913~~

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

Ans. ~~Slaughter Creek, One half mile East of Warren, Post Office, One Thousand Ft., South of Silver King Mill and One Thousand Ft., North of mouth of Slaughter 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.

Ans. ~~The dam is built of timber and gravel, 3 second feet Slaughter Creek Ditch~~

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

Ans. ~~Domestic, fire protection and Electric Power~~

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

Ans. ~~3 Foot impulse wheel, 5 Horse Power~~

RECEIVED
JAN 22 1914
OFFICE OF STATE ENGINEER

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

Ans. ~~2 second feet~~

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. _____

9518

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

Ans. To the extent of 5 H. P. lighting the town of Warren, Idaho, since the first of Sept. 1913

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. Water piped into house for domestic use

(Sign) *Otis Morris*

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 *Warren*, County of

Idaho, State of Idaho, on this *15th* day of *January*

A. D. 191*4*

Geo. L. Patterson
Notary Public

My Commission Expires Aug 4 - 1914

Permit No. 9518.....

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

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

Ans. *George Chapman - 59 - Miner*
*Warren Idaho*Ques. 2. Are you acquainted with *Otis Morris*, the

holder of Permit No. 9518? How long have you known him and where does he reside?

Ans. *Yes, For over Fifteen years*
at Warren Idaho

Ques. 3. Have you read or heard read said Permit No. 9518....., 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. *Sloughly Creek - taken out about one*
Half mile East of Warren P.O. One Thousand Feet
South of Silver King Mill. One Thousand feet North of the Mouth
of Sloughly Creek. Good substantial ditch from point of diversion
to place of use including pipe line.

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

Ans. *Six Three* Have seen ditch running well 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. *For Electric Power*
Town of Warren Idaho

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

Ans. *Exclusively for Electric Power***RECEIVED**

JAN 22 1914

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.

9518

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

Ans.

No

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

Ans.

From the starting of said works to the completion of same.

(Sign)

George Chapman

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

Warren

County of

Idaho

State of Idaho, on this

15th

day of

July

A. D. 1914

Geo. L. Patterson

Notary Public.

My Commission Expires

Aug 4 - 1914

[Faint, illegible handwritten notes and signatures]

[Handwritten signature]

[Handwritten signature]

Permit No. 9518.....

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS.**

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

Ans.

W. W. Patterson - 66 years
Merchant & Deputy P. M. Warren Idaho

Ques. 2. Are you acquainted with Otis Morris, the holder of Permit No. 9518? How long have you known him and where does he reside?

Ans.

Over Twenty Years -
Warren Idaho

Ques. 3. Have you read or heard read said Permit No. 9518, 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.

Slaughter Creek - taken out about one half mile East of Warren P. O. One Thousand feet South of Gibbs King Mill. One Thousand feet North of Slaughter Creek. Good substantial ditch from point of diversion to place of use, including Pipe Line

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

Ans.

Six Three. Have seen ditch running well 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.

For Electric Power
Town of Warren Idaho

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

Ans.

Exclusively for Electric Power

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.

RECEIVED

JAN 22 1914

OFFICE OF STATE ENGINEER

9518

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

Ans. *NO*

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

Ans. *From the starting of said works to the completion of same*

(Sign here.) *William P. Patterson*

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 *Warren*, County of *Idaho*, State of Idaho, on this *15th* day of *Jan*, A. D. 191*4*.

My Commission expires *Aug 4-1914* *Geo. L. Patterson* Notary Public.

January 19, 1914.

Permit 9518

Publisher Idaho County Free Press,
Grangeville, Idaho.

Sir:

Am today in receipt of your letter enclosing affidavit of publication for proof under the above permit, together with bill for same. In reply would say that the publication fees are paid by the holder of the permit and the statement should be sent direct to Otis Morris, at Warren, Idaho.

Very truly yours,

F. P. KING,

State Engineer.

St

By _____

9518

IDAHO COUNTY FREE PRESS

GRANGEVILLE, IDAHO

L. A. WISENER, PUBLISHER

HAROLD HARRIS, LOCAL EDITOR

Jan. 15, 1914

Mr. F.P.King,
State Engineer,
Boise Idaho.

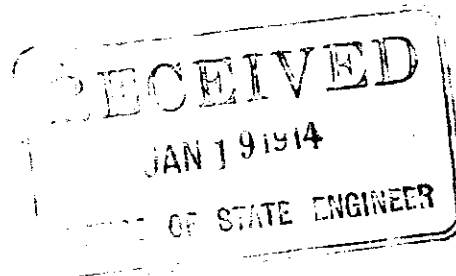
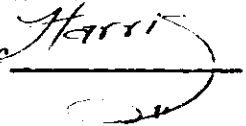
Dear Sir:--

Enclosed find proof of publication of Otis Morris
water notice and bill for same.

Respectfully,

IDAHO COUNTY
FREE PRESS

Per



9518

PROOF OF PUBLICATION

NOTICE FOR PUBLICATION.

Notice of proof of application of water to beneficial use.

Notice is hereby given that at 10 a. m. on the 15th day of January, 1914, at Warren, County of Idaho, State of Idaho, before George L. Patterson, notary public, proof will be submitted of the application to beneficial use of three (3) cubic feet per second of the waters of Slaughter Creek, in accordance with the terms and conditions of Permit No. 9518 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Otis Morris, Warren, Idaho.

2. The use to which said water has been applied is for electric power.

3. The amount applied to beneficial use is three (3) cubic feet per second.

4. The place where said water is used is Warren, Idaho.

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

6. The right to take the water from such works is based upon Permit No. 9518.

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

8. The date of the priority which said user is prepared to establish is July 3, 1913.

30-4 F. P. King, State Engineer.

STATE OF IDAHO, } ss.
County of Idaho, }

Lawrence, Being first duly sworn, says he is the *Publisher*

..... of the IDAHO COUNTY FREE PRESS. That said IDAHO COUNTY FREE PRESS is a weekly newspaper published and issued weekly at Grangeville, Idaho County, Idaho, and is of general circulation in said county and state. That the notice, of which the one hereto attached is a true and correct copy, was published in said paper once a week for *four* weeks, being published *4* times; the first on the *15th* day of *January*, 191*3*, and the last on the *8th* day of *January*, 191*4*; That said notice was published in the newspaper proper, and not in a supplement.

Subscribed and sworn to before me this day of, 191.....

9518

Arnon F. Parker

Notary Public.

State of Idaho

A. E. ROBINSON
ENGINEER

ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS.

Otis Morris, Proof of Beneficial Use.

c/o George L. Patterson

Boise, Idaho,

Dec. 22, 1913.

Warren, Idaho.

Dear Sir:

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

9518.

Deposition of Permit Holder,

Depositions of Two Witnesses.

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

1. On the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received, together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,

A. E. ROBINSON

F. P. KING, ~~xxxxxx~~ State Engineer.

9518

December 10, 1913.

Permit 9518

Otis Morris,
Warren, Idaho.

Sir:

I have today mailed the notice for publication for proof of beneficial use of water under above permit to the Idaho County Free Press. Deposition blanks will be mailed later to George L. Patterson. The names of the witnesses are not required to be published.

If you will send us the name of some competent person to make examination for this proof, the necessary blanks for report will be mailed him.

Very truly yours,

F. P. KING,

State Engineer.

By _____

9518

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 2nd. 1913.

(P. O.) Warren, Idaho.

To the State Engineer,
Boise, Idaho.

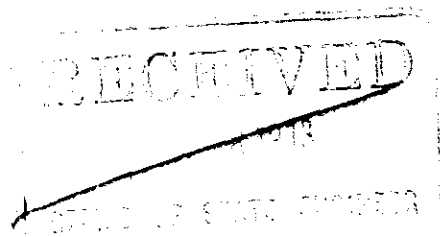
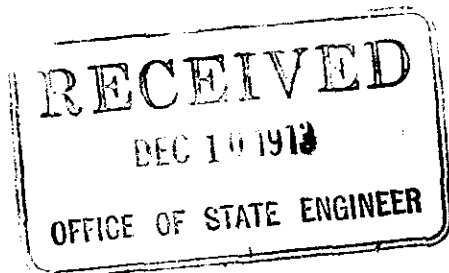
Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Idaho County Free Press., of Grangeville, Idaho., published in the
county in which the works are situated.

Otis M. M. M.

(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.



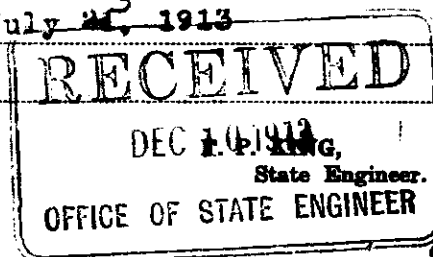
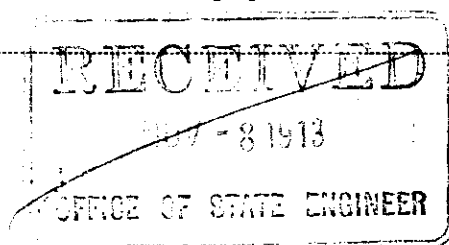
NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 15th day of January, 1914,
 at Warren, County of Idaho, State of Idaho,
 before George L. Patterson, notary public, proof will be submitted
~~Witnesses, W. W. Patterson and Geo. Chapman~~
 of the application to beneficial use of Three (3) cubic feet per second of the waters of
Slaughter Creek, in accordance with the terms and conditions of Permit No. 9518
 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Otis Morris,
Warren, Idaho.
2. The use to which said water has been applied is For Electric Power
3. The amount applied to beneficial use is Three (3) cubic feet per second
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
Warren, Idaho.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is
Slaughter Creek Ditch
6. The right to take the water from such works is based upon Permit No. 9518
7. The source of supply from which such water is diverted is Slaughter Creek
8. The date of the priority which said user is prepared to establish is July 23, 1913

S-V CO 27349



9518

Boise, Idaho, November 19, 1913.

Re Permit No. 9518.

Mr. Otis Morris,
Warren, Idaho.

Sir:--

I enclose you herewith Certificate
of Completion of Works issued under the
above numbered Permit.

Very truly yours,

F. P. KING,

State Engineer,

By _____

B/L.

9518

47
November 8, 1913.

Permit 9518

Otás Morris,
Warren, Idaho.

Sir:

Am today in receipt of your letter enclosing affidavit and fee for proof of completion of works and notices for proof of beneficial use of water under above permit. In reply would say that the affidavit for completion is satisfactory hence the certificate will be issued and mailed to you soon. Am herewith enclosing receipt for fee.

Am herewith returning the notices for final proof for completion as follows: Give the time of day, the date for making proof, the name of the place most convenient for yourself and two witnesses and the name of the notary public, or other officer before whom proof is to be made.

Very truly yours,

F. P. KING,

State Engineer.

3Enc.

By _____

9518

Warren, Idaho. Nov. 4th, 1913.

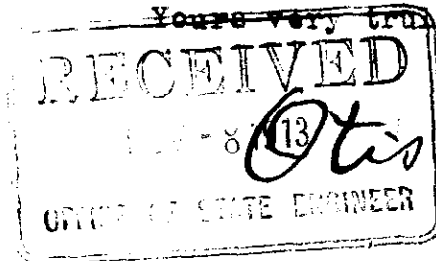
Mr. P. P. King.

State Engineer, Boise, Idaho.

Dear Sir:-

Enclosed you will find Money Order for \$5.00 with proof of completion of works.

~~Yours very truly,~~



W. Harris

9518

Permit No. 9518

OFFICE OF STATE ENGINEER

Proof of Completion of Works**Affidavit of Holder**STATE OF IDAHO,
County of Idaho } ss.Otis Morris, 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. 9518 and that his postoffice address is Warren
State of Idaho.Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by February 20th, 1914.Third: That the use for which said water is intended is Electric Power.Fourth: That on the date above mentioned, the works constructed under said permit were (~~wa~~)
~~fully~~ fully completed and consisted of the following:I. Kind of works: Ditch, Pipe and Dam
(Reservoir, dam, ditch, flume, pipe or otherwise.)II. Dimensions of work: 2200 Feet Long(a) Height of dam Three (3) feet, length of dam at top Twenty feet, length of dam at bottom Fifteen feet. Material used in construction Timber and Gravel

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

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width Three feet, height Four feet.(d) Conduit Ditch and Pipe Line width at bottom One and half feet, width at water
(State whether ditch, flume or pipe.)line 2 1/2 feet, depth of water Two feet; diameter of pipe 18 inches;
average grade per mile is Seven feet. Length of conduit is 2200 ft.Fifth. That said works are capable of conducting to the place of intended use Three cubic
feet per second (3) second feet of water.Sixth. That water appropriated under said permit is available for _____ acres of land
described as follows:

Seventh. Remarks: That _____

9518

Subscribed and sworn to before me this 4th day of Nov, 1913My commission expires Aug. 4 - 1914

Sign here.

Notary Public.

October 25, 1913.

Permit 9518

Otis Morris,
Warren, Idaho.

Sir:

Per your request the 21st inst., I am herewith enclosing you the necessary blanks for proof of completion of works and beneficial use of water under above permit. All that is required for the proof of completion of works is the affidavit of holder and fee of \$5.00. The notices for proof of beneficial use of water is required to be advertised four weeks prior to the date of making proof. These blanks should be filled out and returned to this office accordingly.

Very truly yours,

F. P. KING,

State Engineer.

F5-6-3BU

By _____

9518

75-6-38

Warren, Idaho. Oct. 21, 1913.

Mr. F. P. King.

State Engineer.

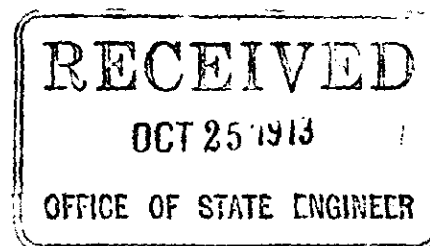
Boise, Idaho.

Dear Sir:-

I have my ditches and every thing completed, and I am using the waters called for in permit No. 9518. If there is anything else required of me I wish you would let me know, as I wish to finish this as soonas possible.

Yours very truly,

Otis Morris



9518

9518 - Feb 14

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON,
STATE ENGINEER

Permit No. 9518.
Otis Morris,
Warren, Idaho.

BOISE, IDAHO, Aug. 25, 1913.

Dear Sir:

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

~~F. P. KING~~

A. E. ROBINSON,
~~F. P. KING~~

State Engineer.

9518

Name of Applicant Oliver Smith

11. *Thymus*

Trich.

9518

Scale 400 to 111

