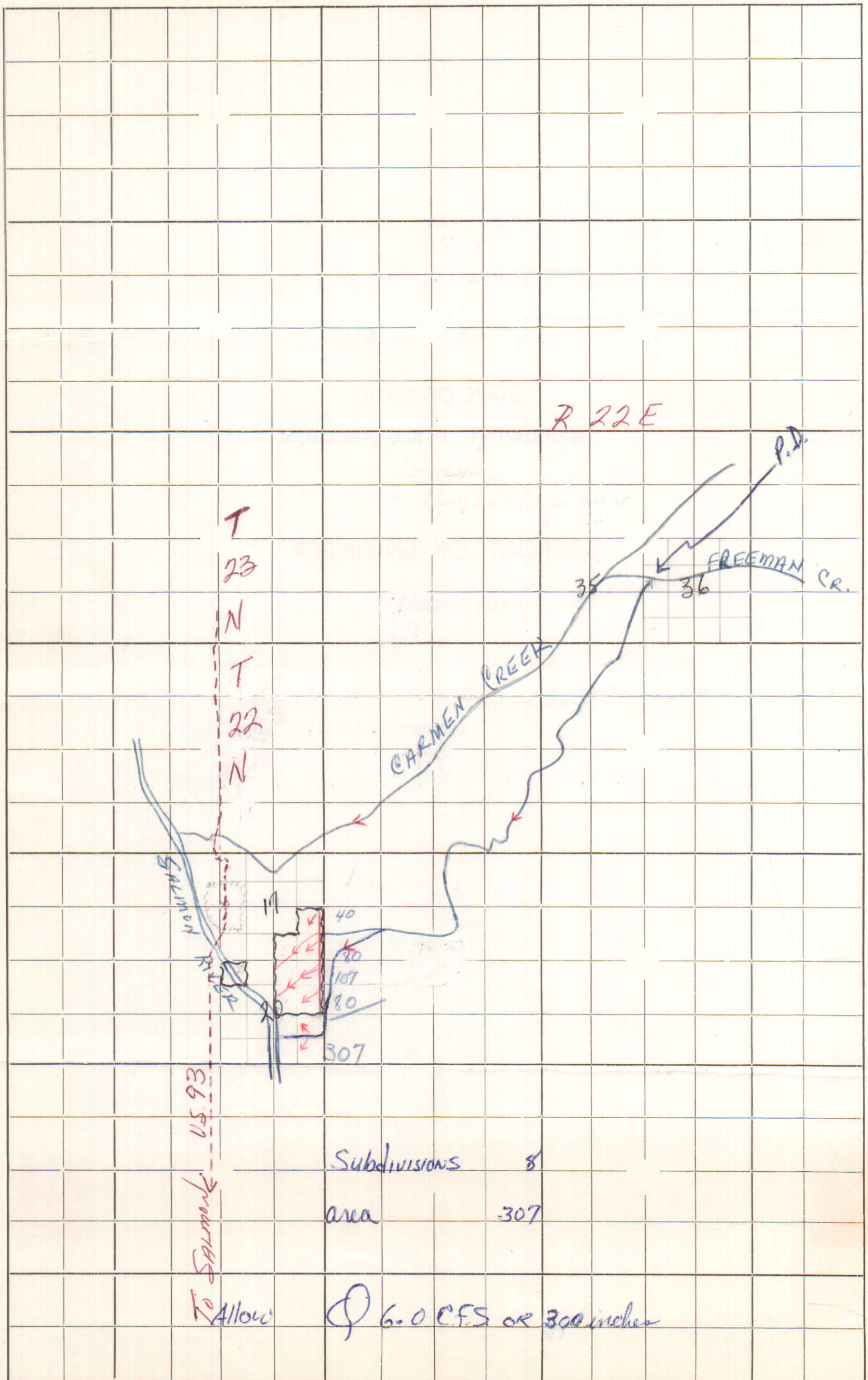




NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 A. M. on the 23rd day of July, 1963, at Salmon, County of Lemhi, State of Idaho, before Frederick Hughes Snook, proof will be submitted of the application to beneficial use of 6 cubic feet per second of the waters of Freeman Creek also known as East Carmen Creek in accordance with the terms and conditions of Permit No. 24969 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit, Lawrence J. Bills, Carmen, Idaho.

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

The amount applied to beneficial use is 6 cubic feet per second.

The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$, S. 36, T. 23 N., R. 22 E.B.M.

The place where said water is used (LEGAL DESCRIPTION) Lot 6, NE $\frac{1}{4}$ of S. 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 17; T. 22 N.R. 22, E.B.M.

The date of priority which said user is prepared to establish is May 3, 1954.

RALPH W. THOMAS,
Deputy State Reclamation
Engineer

6-13-4tc

24969

Affidavit of Publication

STATE OF IDAHO }
County of Lemhi } ss.

RECEIVED
JUL 25 1963

RONALD BURKE

Department of Reclamation

being first duly sworn, deposes and says that he is one of the printers (publisher) of the RECORDER HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

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

a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for four consecutive issues, commencing with the issue dated June 13, 1963 and ending with the issue dated July 4, 1963

Ronald Burke

Subscribed and sworn to before me, this 8th day of July, 1963

Notary Public for the State of Idaho,
Residing at Salmon, Idaho.

Publication Fee \$ 18.48

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 A. M. on the 23rd day of July, 1963, at Salmon, County of Lemhi, State of Idaho, before Frederick Hughes Snook, proof will be submitted of the application to beneficial use of 6 cubic feet per second of the waters of Freeman Creek also known as East Carmen Creek in accordance with the terms and conditions of Permit No. 24969 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit, Lawrence J. Bills, Carmen, Idaho.

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

The amount applied to beneficial use is 6 cubic feet per second.

The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$, S. 36, T. 23 N., R. 22 E.B.M.

The place where said water is used (LEGAL DESCRIPTION) Lot 6, NE $\frac{1}{4}$ of S. 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$,

SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 17; T. 22 N.R. 22, E.B.M.

The date of priority which said user is prepared to establish is May 3, 1954.

RALPH W. THOMAS,
Deputy State Reclamation
Engineer

6-13-4tc

24969

Affidavit of Publication

STATE OF IDAHO }
County of Lemhi } ss.

RONALD BURKE

being first duly sworn, deposes and says that he is one of the printers (publisher) of the RECORDER HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

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

a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for four consecutive issues, commencing with the issue dated June 13, 1963 and ending with the issue dated July 4, 1963

Ronald Burke

Subscribed and sworn to before me, this 8th day of July, 1963

[Signature]
Notary Public for the State of Idaho,
Residing at Salmon, Idaho.

Publication Fee \$ 18.48

August 27, 1957

RE: Permit No. 24969
Lawrence J. Bills

Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We acknowledge receipt of the affidavit of publication in the Recorder Herald and appreciate your prompt attention in this request.

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

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
cc: Mr. Lawrence J. Bills
Carmen, Idaho

24969

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at ten A. M. on the 6th day of August, 1957, at Salmon, County of Lemhi, State of Idaho, before Frederick Hughes Snook, proof will be submitted of the application to beneficial use of 6 cubic feet per second of the waters of East Fork of Carmen Creek in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 23 N., Rge. 22 E. in accordance with the terms and conditions of Permit No. 24969 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Lawrence J. Bills, Carmen, Idaho

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

The amount applied to beneficial use is 6 cubic feet

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of S. 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 17, all in T. 22 N. R. 22, E. B. M., Lemhi County, Idaho;

The right to take water from such works is based upon Permit No. 24969

The source of supply from which such water is diverted is East Fork Carmen Creek (sometimes known as Freeman Creek)

The date of priority which said user is prepared to establish is May 3, 1954.

Mark R. Kulp
State Reclamation Engineer
7-11-4 to

Affidavit of Publication

STATE OF IDAHO,
County of Lemhi,

} ss.

RECEIVED
AUG 26 1957

Keith Barrette

being first duly sworn, deposes and says that he is one of the printers (publisher) of the RECORDER HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

That the Notice for Publication

a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for four

consecutive issues, commencing with the issue dated July 11, 1957

and ending with the issue dated August 1, 1957

Keith Barrette

Subscribed and sworn to before me, this 23

day of Aug., 1957

Frederick Hughes Snook

Notary Public for the State of Idaho,
Residing at Salmon, Idaho.

Publication Fee \$ 19.24

24969

August 21, 1957

RE: Permit No. 24969
Lawrence J. Bills

Mr. Fredrick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We acknowledge receipt of the corrected deposition of the holder of the Permit and also the two witnesses, but to date we have not received the affidavit of publication from the Recorder Herald. If you have not already received it will you please get it and forward to us as we need it to complete this file.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

EPR

Chief Clerk

cc: Lawrence J. Bills
Carmen, Idaho

24969

4-279

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Land Office
P. O. Box 2237
Boise, Idaho

LO:NPK

Idaho 05095

September 5, 1956

(Date)

NOTICE OF ALLOWANCE
RECEIVED
SEP 7 1956
Department of Reclamation

Lawrence J. Bills

Carmen, Idaho

Sir:

Your Desert Land Entry Serial No. Idaho 05095
(Kind of application or entry)

Receipt No. 76451 for Lot 6 ne 1/4 Sec. 20, and the
SW 1/4 SE 1/4, SW 1/4 SE 1/4 Section 17

Township 22 N., Range 22 E., Boise Meridian,
containing 307.50 acres, has this day been allowed, subject to
your further compliance with law and regulations applicable thereto.

In correspondence relating to this entry, always refer to the serial number.

The above entry is allowed subject to any valid existing rights.

Very respectfully,

Nolan F. Keil

Nolan F. Keil
Manager

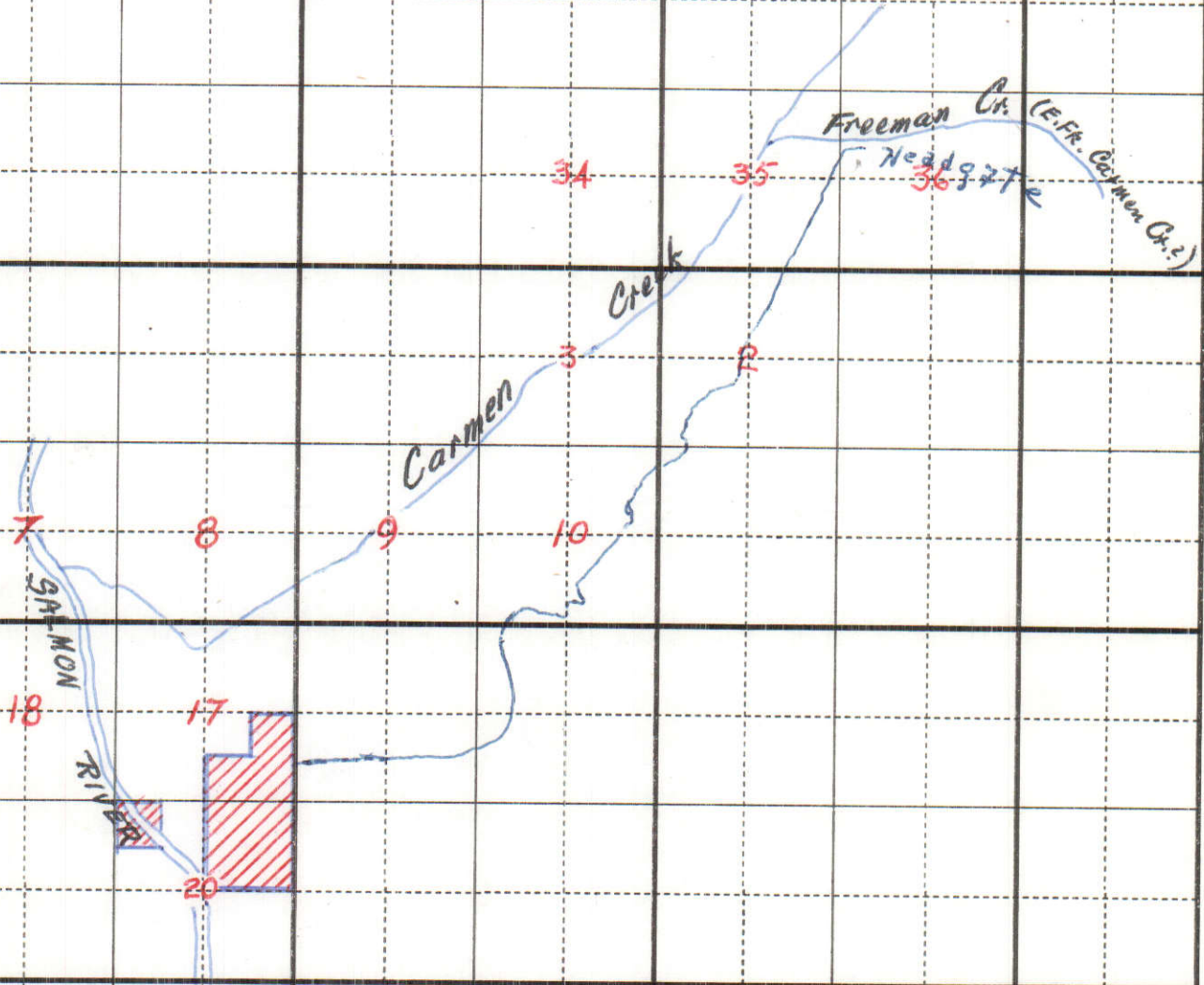
cc: ~~DRM~~, I-4
State Reclamation Engr., Boise
R.M.
Lands Officer, Boise

24969

T.
23
N.

T.
22
N.

R-22 E.



Permit Map No. **24969**

As Approved

JUN 2 1954
MARK R. KULP
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 24969

Amount 6.0 c.f.s.

Water District No. _____

Priority May 25, 1954

THIS IS TO CERTIFY that LAWRENCE J. BILLS
of Carmen, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 3, 19 54; that Permit No. 24969
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.0 second feet, was issued thereunder on July 10, 19 57, showing that said works
were completed on the 20th day of June, 19 57; and that on the 23rd
day of July, 19 63,

LAWRENCE J. BILLS

of Carmen, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of East Fk of
Carmen Cr., a tributary of Lemhi River, for the purpose of irrigation
under Use Permit No. 24969 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7894, on the 28 day of July, 19 64;

The right hereby confirmed dates from May 25, 19 54;

The Point of Diversion is located

in the SW 1/4 NE 1/4, Sec. 36, Tp. 23 N., R. 22 E., B. M. Lemhi County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 6.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
22 N,	22 E.	17	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			S $\frac{1}{2}$ SE $\frac{1}{4}$	80	80
		20	NE $\frac{1}{4}$	160	160
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	27.5	<u>27</u>
		Total number of acres to be irrigated:			

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
28th day of July, 19 64.

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

(SEAL)

24969
75- 2123

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 32787
PERMIT No. 24969
DISTRICT No.

1. Name of Applicant: LAWRENCE J. BILLS

Postoffice address: Carmen

County: Lemhi

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: Six (6) cubic feet per second.

called Freeman Creek)

3. Source of water supply: East fork Carmen Creek (sometimes/ which is a tributary of Lemhi River

Southeasterly

4. Location of point of diversion: 1320 feet distant from the Northwest

corner of Section 36, T. 23 N., R. 22 E., B. M., and is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$

of Section 36, T. 23 N., R. 22 E., B. M., County of Lemhi

5. Water is to be used for Irrigation

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

(a) Point of use of water: feet distant from corner of Section

T., R., B. M., in the of Section, T., R., B. M.

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

(c) Water is to be returned to at a point feet

distant from the corner of Section, T., R., B. M., in the
of Section, T., R., B. M.

7. Estimated cost of works: \$1,000.00

8. Kind of works: Ditch

9. Height of dam None feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width 4 feet; height 3 feet.

11. Ditch: Width at bottom $1\frac{1}{2}$ feet; width at water line $1\frac{1}{2}$ feet; depth of water $1\frac{1}{2}$ feet;

dimensions of flume:

Diameter of pipe inches; length of conduit Five miles.

Average grade per mile 9 feet.

12. The time required for the completion of such work is One (1) years.

13. The time required for the complete application of the water to the proposed use is None additional years.

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

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

16. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

LAWRENCE J. BILLS

Applicant.

Bv

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. May 3, 1954

Returned to applicant for correction: May 12, 1954

Corrected application received: June 1, 1954

Approval of State Reclamation Engineer

The number of this permit is 24969

Recorded in Book 88 Page 24969 Approved June 2, 1954

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 August 2, 1954 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 December 2, 1954

The whole of said work to be completed on or before June 2, 1955

Beneficial use of water appropriated in accordance herewith, to be made on or before **June 2, 1955**

WITNESS My hand this 2nd day of June, 1954

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, LEN JORDAN

, Governor of the State of Idaho,

and **IRA H. MASTERS**

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

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 2nd

day of June , 19 54 .

STATE OF IDAHO

Countersigned:

(SEAL)

By

LEN JORDAN

Governor.

By IRA H. MASTERS

Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
22 N.	22 E.	17																	120
		20	40	40	40	40		27.5								40	40	40	187.5
Total Number of Acres to be Irrigated - - 307.5																			
Permit No. 24969																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 24969, to June 15, 1956.																			
Witness my hand this 17th day of October, 1955.																			
MARK R. KULP State Reclamation Engineer																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 24969, to July 1, 1957.																			
Witness my hand this 16th day of July, 1956.																			
MARK R. KULP State Reclamation Engineer																			

Permit No. 24969
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that LAWRENCE J. BILLS of Carmen, County of Lemhi, and State of Idaho, the holder of Permit No. 24969, issued upon Application No. 32787 bearing date of priority of May 3, 1954, authorizing the diversion of 6.0 second feet of the waters of East Fork Carmen Creek, tributary to Lemhi River, County of Lemhi, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of 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 6.0 second feet of the waters of East Fork Carmen Creek; that the point of diversion of said waters SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, Township 23 North, Range 22 East, B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ of Section 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, Township 22 North, Range 22 East, B. M.

Witness my hand this 10th day of July A. D. 1957.

s/ Mark R. Kulp
 State Reclamation Engineer

Proof of Completion of Works Made: June 20, 1957
 Certificate of Completion of Works Issued: July 10, 1957.

EXTENSION OF TIME

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho No. 24969, to July 1, 1963.

Witness my hand this 10th day of November, 1960

s/ GEO. N. CARTER
 State Reclamation Engineer

CHANGE MADE FOR 6.0 SEC. FT.
 LICENSE PAGE NO. 7894

WATER RIGHT NUMBER 75-2123

OWNER LAST NAME - HILLS

FIRST NAME - LAWRENCE J.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CARMEN

STATE - ID ZIP CODE -

SOURCE - FREEMAN CREEK

TRIBUTARY OF - CARMEN CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 05-25-1954

COUNTY - LEMHI

TOTAL DIV. RATE -

6.0000 -CFS

TOTAL DIV. VOLUME - .00 AFA TRF/AMEND -

WATER DIST. -

DUP/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWNW 36 23N 22E LOT REDIV -

272.0 92.0 328.0

1.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.2

FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE -

6.0000

CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 22N RNG 22E SEC 20

TRACT NENE LOT

AC 40

TRACT

NENE LOT

AC 40

TRACT SWNE LOT

AC 40

TRACT

SENE LOT

AC 40

TRACT NWNW LOT

AC 27

TRACT NESE LOT

AC 40

TRACT

SWSE LOT

AC 40

USE - IRRIGATION

PLACE OF USE - TWN 22N RNG 22E SEC 17

TRACT SESE LOT

AC 40

DECFE NAME -

DATE -

TOTAL ACRES

302

REMARKS - SOURCE IS ALSO KNOWN AS THE EAST FORK OF CARMEN CR.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 24969

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED LGS

IDENT. NO. 75-2123

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

Present Owner: _____

[illegible]

10-4-72.

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 24969

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

June 1, 1971

Re: License No. 75-2123

Mr. James C. Herndon
Attorney at Law
Post Office Box #789
Salmon, Idaho 83467

Dear Mr. Herndon:

Pursuant to your letter request of May 27, 1971, please find enclosed a copy of the above referenced license in the name of Lawrence J. Bills.

If we may be of any assistance to you in this, or any other matter, please do not hesitate to contact this Department.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:CM

Enclosures

75 2123

PROSECUTING ATTORNEY

LEMHI COUNTY

JAMES C. HERNDON

ATTORNEY AT LAW

P. O. BOX 789

SALMON, IDAHO

83467

TELEPHONE 756-2412

AREA CODE 208

RECEIVED

Department of Water Administration

May 27, 1971

24969-75-2123

C 26159 W. S. Creek

C 27849 W. S. Creek

C 29321 D. Hills

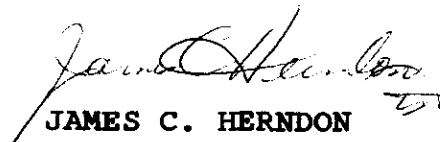
State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho

Gentlemen:

Please send us a photostatic copy of the water filing
on the south fork of Carmen Creek made by Larry Bills in
1958.

Any charges will be promptly remitted.

Very truly yours,


JAMES C. HERNDON

JCH/ts

75 2123

July 28, 1964

Re: Permit No. 24969

Lawrence J. Bills
Carmen, Idaho

Dear Mr. Bills:

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

Also enclosed is departmental receipt No. 32355
in the amount of \$16.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. license
receipt

24969

July 17, 1964

Re: Permit No. 24969

Lawrence J. Bills
Carmen, Idaho

Dear Mr. Bills:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 24969 shows the head gate ~~and ditch area~~ is capable of conveying 300 miner's inches, or 6.0 c.f.s. of water for the irrigation of 307 acres.

Upon receipt of the statutory fee of \$ 16.00 -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of May 25, 1954, to the use of 6.0 second feet of surface water with the point of diversion in the SW¹/₄ NW¹/₄, Sec. 36, T. 23 N., R. 22 E., B.M. from East Fork Carmen Creek for irrigation of 307 acres in the NE¹/₄ SE¹/₄, S¹/₂ SE¹/₄, Sec. 17; NE¹/₄, NW¹/₄ NW¹/₄, Sec. 20, T. 22 N., R. 22 E., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Mule
Chief Clerk

EPR:mr

24969

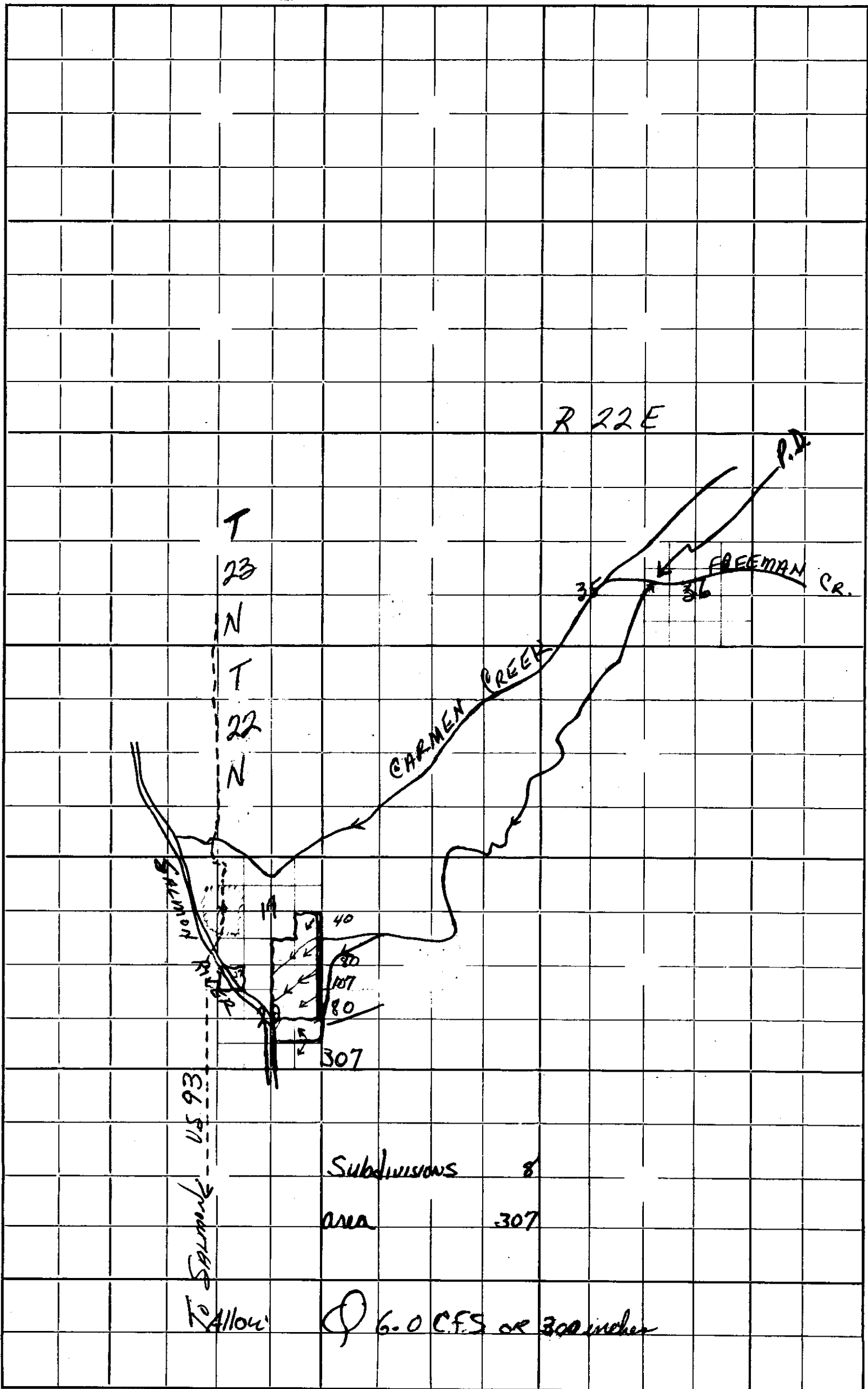
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21969

REPORT ON PROOF OF Beneficial Use

Lawrence J. Bills, Carmen, Idaho



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

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 24969

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Lawrence J. Bills

2. Source of water supply East Fork Carmen Cr., (sometimes) called Freeman Creek

3. Location of point of diversion: Is in the SW 1/4 of Section 36

T. 23 N. R. 22 E.B.M. County of Lemhi

4. Describe works as they exist, giving dimensions and capacities of same: P.O. is a

wooden headgate 32" x 42" x 3' in Freeman Creek - water diverted
into irrigation ditch - gravity flow - water being diverted
at present time 300"

5. Water is used for: irrigation

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

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

NE 1/4, S 1/2, Sec. 17., NE 1/4, NW 1/4, Sec. 20., Twp. 22 N., Rge. 22 E.B.M.

Frank Farmer irrigates approximately 60 acres out of this
ditch before it gets to Bills farm.

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

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

Remarks: Mr. L.J. Bills (owner) participated in the
examination

Mr. Bills can divert 6 or 7 hundred inches if so desired as the
capacity of the ditch is such.

This examination was made on the

12th

day of

July

, 19 64

(Signed)

Row Heberg

Examiner.

24969

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
JUL 16 1964

Department of Reclamation

OD. K... (Bills - Parmenter (1911))
Adapted by Lawrence J. Bills
Carmen, Idaho
intended capacity 90,000 cfs
Permit No. 24962

Examination for Beneficial Use

County Lemhi

Quantity: 6.0 cfs
Sec. 36 T.23N R. 22 E

Source: FREEMAN CREEK

P.D.: SWNW S.36 T.23N R.22E

Use: Liv.

Filed: 3 MAY 1954

Due: 2 June 1955

Extension: 1 July 1963

Protest: _____

Completion of Works: 10 July 1957

Other Rights: _____

1M April 1962

~~XXXXXXXXXX~~

July 26, 1963

Re: Permit No. 24969

Lawrence J. Bills
Carmen, Idaho

Dear Mr. Bills:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Recorder Herald, all submitted in proof of ~~completion of works~~ 24690. and beneficial use on Permit No. ~~24690.~~

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Fredrick Hughes Snook
Attorney at Law
Salmon, Idaho

34969

Frederick Hughes Snook

ATTORNEY AT LAW

SNOOK BUILDING

SALMON, IDAHO 83467

TELEPHONE 756-2714

July 23, 1963

Department of Reclamation
Boise, Idaho

Re: Permit #24969
Lawrence J. Bills

Gentlemen:

Enclosed herewith you will find the deposition of the holder and the depositions of the witnesses, together with the affidavit of publication.

Very truly yours,



FHS/fw
Encls.

24969

The name and post office address of the person or corporation holding said permit, Lawrence J. Bills, Cammen, Idaho.

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

The amount applied to beneficial use is 6 cubic feet per second.

The date of diversion of said water is May 3, 1954.

The location of said water is in the Cammen (DIVISION) L. 20; NE 1/4 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SE 1/4, S. 17, T. 22 N.R. 22, E. 8M.

The date of priority which said user is prepared to establish is May 3, 1954.

RALPH W. THOMAS,
Deputy State Reclamation
Engineer

6-13-4tc

RONALD BURKE

That the NOTICE FOR PUBLICATION NOTICE OF PROOF APPLIC

...ATION OF WATER TO BENEFICIAL USE a true
printed copy of which is attached to the margin hereof, has been and was correct-
ly printed and published in the regular and entire issue of every number of said
newspaper and not in any supplement thereof or thereto for four
consecutive issues, commencing with the issue dated June 13, 1963
and ending with the issue dated July 4, 1963

Issue dated July 4 19 63
Ronald Burke

Subscribed and sworn to before me, this 8th
day of July, 19 63

Publication Fee \$ 18.48

24969

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

Permit No. 24969

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Lawrence J. Bills; Carmen, Idaho; rancher; Carmen, Idaho

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

Ans.

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

Ans. Permit No. 24969 dated ~~May 3, 1954~~ June 2, 1954, with priority date of May 3, 1954.

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

Ans. Source of water: East Fork Carmen Creek, tributary to Lemhi River;; point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, S. 36, T. 23 N., R. 22, E.B.M.

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

Ans. Headgate and ditch capable of carrying 4500 inches of water;; name of ditch: Bills-Parmenter 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. The water is used for irrigating NE $\frac{1}{4}$ of S. 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of S. 17, T. 22 N., R. 22, E.B.M. The land is cultivated and the improvements are ditches, fenced, contour lateral ditches and seeded with alfalfa, crested wheat and intermediate wheat.

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

Ans.

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

Ans.

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

Ans. At least 1 inch to the acre.

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.

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

Ans. The water has been used since 1956 and conveyed through the Bills-Parmenter Ditch and used for irrigation of crops to the extent of at least 1 inch per acre.

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. NONE

(Sign)

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

State of Idaho, on this 23rd day of July, A. D. 19 63,

Fredrick Hughes Mark
Notary Public for Idaho, Residing
at Salmon, Idaho.

My commission expires 9/21/63

24969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 24969

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. George H. Seaton; 62 years of age; residence: Carmen, Idaho;
occupation: Rancher; post office: Carmen, Idaho.

Ques. 2. Are you acquainted with Lawrence J. Bills, the holder of Permit No. 24969? How long have you known him and where does he reside?

Ans. Yes; I have known him 15 years.

Ques. 3. Have you read or heard read said Permit No. 24969, 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. Source: East Fork Carmen Creek; Diversion point: SW $\frac{1}{4}$ NW $\frac{1}{4}$, S. 36,
T. 23 N.R. 22, E.B.M.; works: Ditch.

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

Ans. The ditch will hold 600 inches of water and I have seen at
least 400 inches in it.

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. The water is used for irrigation of NE $\frac{1}{4}$, S. 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$,
SE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 17, T. 22 N., R. 22, E.B.M. The lands are cultivated
and have been seeded to alfalfa and crested wheat. Ditches have
been made and the same is fenced.

24969

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

Ans. _____

Ques. 8. If for irrigation, state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The land is arid in character and requires at least 1 inch to
the acre.

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. I live nearby and have seen this water used since 1956 through
the Bills-Parmenter ditch and put on the Bills land for irrigation.

(Signed)

Geo. H. Sexton

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 Salmon,
County of Lemhi, State of Idaho, on this 23rd day of July,
A. D. 1963.

Fredrick Hughes Snook

Notary Public.

My commission expires 9/21/63 for Idaho, Residing at Salmon, Idaho

24969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 24969

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Gene B. Cross; age: 29; residence: 2121 Garfield Avenue, Salt Lake City, Utah; occupation: Business administrator; post office address: Salt Lake City, Utah.

Ques. 2. Are you acquainted with Lawrence J. Bills, the holder of Permit No. 24969? How long have you known him and where does he reside?

Ans. Yes; I have know him 8 years and he resides at Carmen, Idaho.

Ques. 3. Have you read or heard read said Permit No. 24969, 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. Source: East Fork Carmen Creek; diversion point: SW $\frac{1}{4}$ NW $\frac{1}{4}$, S. 36, T. 23 N.R. 22, E.B.M; works: ditch.

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. I have seen ~~4000~~ 400 or 500 inches of water in the ditch and believe it will hold 600 inches of water.

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. Water is used for irrigation. The cultivated lands are in the NE $\frac{1}{4}$, S. 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 17, T. 22 N., R. 22, E.B.M. These lands have been seeded with alfalfa and crested wheat. Ditches and fences have been constructed.

24969

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

Ans. _____

Ques. 8. If for irrigation, state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The character of the land is arid and needs 1 inch to the acre
for production of crops.

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. I lived on the ranch of permit holder from June, 1959, to the
spring of 1960 and saw the use of this water on the lands described
herein.

(Signed) _____

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Salmon,
County of Lemhi, State of Idaho, on this 23rd day of July
A. D. 1963.

My commission expires 9/21/63

Fredrick Hughes Snare
for Idaho, Residing at Salmon, Idaho Notary Public

24969

1963
Lemhi, Idaho, the Fred-
erick Snook, proof will
be submitted of the application
to beneficial use of 6 cubic feet
per second of the waters of
Freeman Creek also known as
East Carmen Creek in accord-
ance with the terms and con-
ditions of Permit No. 24969 here-
before issued by the Department
of Reclamation of the State of
Idaho.

The name and post office ad-
dress of the person or corpora-
tion holding said permit, Law-
rence J. Bills, Carmen, Idaho.

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

The amount applied to bene-
ficial use is 6 cubic feet per sec-
ond.

The point of diversion of said
water is SW 1/4 NW 1/4, S. 36, T. 23

where said water
(LEGAL DESCRIPTION)

SW 1/4 SE 1/4, SE 1/4 SE 1/4, S. 17; T.
22 N.R. 22, E.B.M.

The date of priority which
said user is prepared to estab-
lish is May 3, 1954.

RALPH W. THOMAS,
Deputy State Reclamation
Engineer

6-13-4tc

24969

Affidavit of Publication

STATE OF IDAHO }
County of Lemhi } ss.

RONALD BURKE

being first duly sworn, deposes
and says that he is one of the printers (publisher) of the RECORDER HERALD,
a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general
circulation therein,

That the NOTICE FOR PUBLICATION NOTICE OF PROOF APPLIC-
ATION OF WATER TO BENEFICIAL USE

a true
printed copy of which is attached to the margin hereof, has been and was correct-
ly printed and published in the regular and entire issue of every number of said
newspaper and not in any supplement thereof or thereto for four
consecutive issues, commencing with the issue dated June 13, 1963
and ending with the issue dated July 4, 1963

Donald Burke

Subscribed and sworn to before me, this 8th
day of July, 1963.

[Signature]
Notary Public for the State of Idaho,
Residing at Salmon, Idaho.

Publication Fee \$ 18.48

June 24, 1963

Re: Permit No. 24969
Lawrence J. Bills

The Recorder Herald
Salmon, Idaho

Gentlemen:

On June 10th a Notice of Publication was mailed to you on the above numbered permit requesting a copy or tear sheet for checking purposes.

To date we have not received such copy and ask at this time that one be mailed to this office as soon as possible.

Thank you.

Very truly yours,

CARL E. TAPPAN, Acting
State Reclamation Engineer

By:

H. PETRI
State Water Rights Clerk

HP:ew

24969

June 10, 1963

Re: Permit No. 24969
Lawrence J. Bills

Mr. Frederick Hughes Snook,
Attorney at Law,
Salmon, Idaho.

Dear Mr. Snook:

This acknowledges the Notice of Proof of ~~Application~~ Application of Water to Beneficial Use under Permit No. 24969, in the name of Lawrence J. Bills. Final Proof is to be made before you, as Notary on the 23rd day of July, 19 63, at 11:00 o'clock A.M., at Salmon, Idaho.

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

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

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

Very truly yours,

~~EDNA P. RULE~~
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk
Enc.
cc: Applicant

24969

June 10, 1963

Re: Permit No. 24969
Lawrence J. Bills

The Recorder Herald,
Salmon, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to July 23, 1963, the date set for proof; the expense of the publication is to be paid by the applicant, Lawrence J. Bills, Carman, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

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

Encl.
RWT:psk

24969

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

June 6, 1963

Department of Reclamation
Boise, Idaho

Re: Permit #24969
Lawrence J. Bills

Gentlemen:

At the request of Lawrence J. Bills of Carmen, Idaho, I am sending you herewith in duplicate the notice of proof of application of water to beneficial use for publication, together with his signed authorization for you to have the same published at his expense in the Recorder Herald at Salmon, Idaho.

Very truly yours,

FHS/fw
Encls.

24969

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) _____

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Recorder Herald of
Salmon, Idaho published in the
county in which the works are situated. *Lemhi Co.*

Lawrence J. Bills

(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

24969

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

Notice is hereby given that at 11 A.M. on the 23rd day of July, 1963,
at Salmon, County of Lemhi, State of Idaho, before
Frederick Hughes Snook, proof will be submitted of the
application to beneficial use of 6 cubic feet per second of the waters of Creek
Freeman Creek also known as East Carmen in accordance with the terms and conditions of
Permit No. 24960 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit Lawrence J. Bills, Carmen, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 6 cubic feet per second

The point of diversion of said water is SW $\frac{1}{4}$ of S. 36, T. 23 N., R. 22 E.B.M.

The place where said water is used (LEGAL DESCRIPTION) Lot 6, NE $\frac{1}{4}$ of S. 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 17; T. 22 N.R. 22, E.B.M.

The date of priority which said user is prepared to establish is May 3, 1954.

24969

RALPH W. THOMAS, Deputy
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 24969

Date:

May 1, 1963

Lawrence J. Bills
Carmen, Idaho

Dear Mr. Bills:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 24969 is due not later than July 1, 1963. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

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

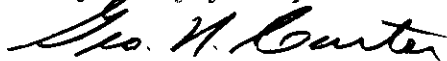
We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date, the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated - by legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

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

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

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

Enc. Form 10-11

24969

November 10, 1960

Re: Permit No. 24969

Mr. Lawrence J. Bills
Carmen, Idaho

Dear Mr. Bills:

We enclose an extension of time to July 1, 1963
for making application of water to beneficial use on Permit
No. 24969, as requested, which has been recorded in this
office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EHR:ew

Enc. extension

24969

STATE OF IDAHO
Department of Reclamation

RECEIVED
NOV 8 1960

Application for Extension of Time for Beneficial Use Proof

State of Idaho

County of Lemhi

ss.

Permit No. 24969

Lawrence J. Bills, of Carmen,

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

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 24969

That, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by July 1, 1957

That he has heretofore put to beneficial use _____ second feet of water and has irrigated about 160 acres.

That, for the following reasons, he is unable to put to beneficial use within the required time the remainder of the water appropriated under his permit, to-wit: extensive brush clearing necessary before the land can be properly irrigated.

I hereby request that the depositions of beneficial use of the water made

August 6, 1957 be withdrawn, the depositions were made under the false idea

that an extension of time was not possible.

Lawrence J. Bills

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the making of proof of beneficial use under said permit to July 1, 1963

Subscribed and sworn to before me this 4th day of Nov., 1960

Fredrick Hughes Snook

Notary Public.

My commission expires Jan. 21, 1963

Date of receipt at office of Department of Reclamation November 8, 1960

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to Appropriate the Public Waters of the State of Idaho, No. 24969 to July 1, 1963.

Witness my hand this 10th day of November, 1960

24969

GEO. N. CARTER
State Reclamation Engineer.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21969

REPORT ON PROOF OF Beneficial Use

Lawrence J. Bills, Carmen, Idaho

*Inspection not completed
wants to withdraw*

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

Permit No. 24969This proof is for: Beneficial Use In Water District No. _____1. Name of applicant Lawrence J. Bills2. Source of water supply: East Fork of Carmen Creek, sometimes called Freeman Creek3. Location of point of diversion: Is in the SW 1/4 of Section 36T. 23 N R. 22 E, B.M. County of Lemhi

4. Describe works as they exist, giving dimensions and capacities of same: Main ditches are in but irrigation is only about half complete. Claimed 160 acres irrigated now.

5. Water is used for: Irrigation

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

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

NE 1/4, S 1/4, of Sec. 17., and NE 1/4 and NW 1/4 of Sec. 20., all in Twp. 22 N., Rge. 22 E.,

Filed 5-3-54

Due 7-1-57

dw made 6/20/57

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

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

Remarks: _____

Didn't understand requisites for B/U proof. Wants to withdraw B/U proofs and get a full extension on B/U to give time to clear the brush and make irrigation an accomplished fact.

This examination was made on the 15 day of October, 1958(Signed) E. H. Humphrey Examiner.

24969

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
OCT 20 1958
Department of Reclamation

Lawrence J. Bills
Carmen, Idaho

2750

Permit No. 24969

Examination for Beneficial Use

County Lemhi

36-23N.-22E.

Q = 6.0 c.f.s.

S = East Fork Carmen Cr. Cor
Freeman Cr.

P.D. = SW. NW., Sec. 36, T. 23 N., - 22 E.

Use = Irrigation

Outlet 5' wide 2 ft deep
Deliver 300 inches of water
NE SE 4 SW SE 4 SE SE 4 Sec 17
NE NE 4 NW NE 4 SW NE 4 SE NE 4
NW NW 4 Sec 20 307 1/2

Filed = May 3, 1954

Due = July 1, 1957 (Ext.)

C/W = 7-10-57

Wooden headgate
32" w x 30" h. 4' long.
2" per 100' = gradient

October 12, 1960

RE: Permit No. 24969

Lawrence J. Bills
Carmen, Idaho

Dear Mr. Bills:

A check of your file shows that you made proof of beneficial use before you had actually irrigated the land. Further there is a note saying you wanted an extension of time.

In order to give you an extension of time it will be necessary for you to write this department requesting permission to withdraw your proofs of beneficial use and also asking for an extension of time.

If you do not do this it will be necessary to complete the inspection and allow water for only the ground irrigated at the time you made your proofs.

Enclosed find the necessary form to use.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Office Engineer

RWT:ar

Enc. extension of time

24969

October 12, 1960

RE: Permit No. 24969

Lawrence J. Bills
Carmen, Idaho

Dear Mr. Bills:

A check of your file show that you made proof of beneficial use before you had actually irrigated the land. Further there is a note saying you wanted an extension of time.

In order to give you an extension of time it will be necessary for you to write this department requesting permission to withdraw your proofs of beneficial use and also asking for an extension of time.

If you do not do this it will be necessary to complete the inspection and allow water for only the ground irrigated at the time you made your proofs.

Enclosed find the necessary form to use.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Office Engineer

RWT:mr

Enc. extension of time

24969

Application for Amendment
POINT OF DIVERSION
Permit No. 24287

RECEIVED
MAY 18, 1960
Department of Reclamation

Comes now Usher Foust
and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 24287.

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

SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 62 North, Range 1 East, B.M.

That he now requests that the point of diversion be changed to a point located:

NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 1, Township 62 North, Range 1 East, B.M. 1403.2 feet

East ^{To} $\frac{1}{4}$ corner between Sec. 1&6. Then 226 Feet South.

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

To keep water off farmers land. Excess water. Nixons Conversion point.

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

Signed at Bonnors Ferry this 17 day of May, 1960

/s/ Usher Foust

Date of Receipt at Department of Reclamation: May 18, 1960

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 24287. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Geo. N. Carter

State Reclamation Engineer

Recorded in Book 86 of
Permits, at Page 24287
May 19, 1960

24287

~~XXXXXXXXXX~~

October 6, 1958

Re: Permit # 24969

Mr. Lawrence J. Bills
Carmen, Idaho

Dear Mr. Bills

An inspection and a report on same is required by law in connection with any permit for use of water being brought to license in the State of Idaho before same can be licensed.

An inspecting Engineer from this Department will be in your County the week of October 15, 1958 to make inspections.

He will try to contact you by telephone or otherwise at that time to make a definite appointment with you for the inspection.

Please prepared to accompany him or have someone represent you on the inspection.

Very truly yours,

~~MARK R. ROBEY~~ GEO. N. CARTER
State Reclamation Engineer
By

E. N. Humphrey
E. N. Humphrey
Deputy

P. S. Mr. Humphrey intends to be at your place on Wednesday, October 15th

24969

August 27, 1957

RE: Permit No. 24969
Lawrence J. Bills

Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We acknowledge receipt of the affidavit of publication in the Recorder Herald and appreciate your prompt attention in this request.

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

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
cc: Mr. Lawrence J. Bills
Carmen, Idaho

24969

June 11, 1958

RE: Permit No. G-24296

Mr. M. W. Cayler
Route # 4
Caldwell, Idaho

Dear Mr. Cayler:

This acknowledges the Notice of proof of completion of works and application of water to beneficial use under Permit No. G-24296. This proof is to be made on 12th day of July at 10:00 A.M. before Earl Fogg, Notary Public.

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

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

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions (Holder and two Witness) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

E. N. HUMPHREY
Acting State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:vm
Enclosures 3
CC Earl Fogg

G 24296

August 27, 1957

RE: Permit No. 24969
Lawrence J. Bills

Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snooks:

We acknowledge receipt of the affidavit of publication in the Recorder Herald and appreciate your prompt attention in this request.

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

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

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
cc: Mr. Lawrence J. Bills
Carmen, Idaho

24969

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

RECEIVED
AUG 27 1957
DEPT. OF RECLAMATION

August 22, 1957

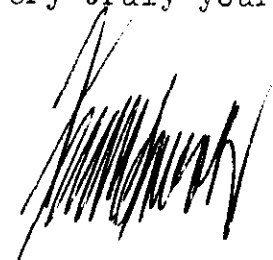
Department of Reclamation
Boise, Idaho

Re: Permit No. 24969
Lawrence J. Bills

Gentlemen:

In compliance with your request~~ed~~ contained in your letter of August 21, 1957, the affidavit of publication is herein enclosed.

Very truly yours,



FHS:mcs

Enclosure

24969

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

Notice is hereby given that at ten A. M. on the 6th day of August, 1957, at Salmon, County of Lemhi, State of Idaho, before Frederick Hughes Snook, proof will be submitted of the application to beneficial use of 6 cubic feet per second of the waters of East Fork of Carmen Creek in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 23 N., Rge. 22 E. in accordance with the terms and conditions of Permit No. 24969 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Lawrence J. Bills, Carmen, Idaho

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

The amount applied to beneficial use is 6 cubic feet

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of S. 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 17, all in T. 22 N. R. 22, E. B. M., Lemhi County, Idaho;

The right to take water from such works is based upon Permit No. 24969

The source of supply from which such water is diverted is East Fork Carmen Creek (sometimes known as Freeman Creek)

The date of priority which said user is prepared to establish is May 3, 1954.

Mark R. Ealp
State Reclamation Engineer
7-11-4 to

Affidavit of Publication

STATE OF IDAHO,
County of Lemhi,

ss.

RECEIVED
AUG 26 1957

Keith Barrette, being first duly sworn, deposes and says that he is one of the printers (publisher) of the RECORDER HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

That the Notice for Publication

_____ a true
printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for four consecutive issues, commencing with the issue dated July 11, 1957 and ending with the issue dated August 1, 1957

Keith Barrette

Subscribed and sworn to before me, this 23

day of Aug, 1957

Frederick Hughes Snook
Notary Public for the State of Idaho,
Residing at Salmon, Idaho.

Publication Fee \$ 19.24

24969

August 21, 1957

RE: Permit No. 24969
Lawrence J. Bills

Mr. Fredrick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We acknowledge receipt of the corrected deposition of the holder of the Permit and also the two witnesses, but to date we have not received the affidavit of publication from the Recorder Herald. If you have not already received it will you please get it and forward to us as we need it to complete this file.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR

cc: Lawrence J. Bills
Carmen, Idaho

24969

May 16, 1958

RE: Permits No. G-24275 - Clara M. Ahlm
No. G-24276 - Ted A. Ahlm
No. G-24277 - Ira Neal Archer
No. G-24278 - Hilda Ida Archer
No. G-24279 - Roy Taylor Archer
No. G-24280 - Esther Louise Archer
No. G-24281 - Fred William Archer
No. G-24282 - Paul Richard Reynolds
No. G-24292 - John Arthur Cook, Jr.

Mr. Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed are Extensions of Time for completion of works and beneficial use proofs under the terms of Permits G-24275 through and including Permit No. G-24282 to February 15, 1959, and, for Permit No. G-24292 to March 9, 1959. These were approved by the Deputy State Reclamation Engineer and recorded in the Department of Reclamation in Book 86 of Permits at Pages 24275, 24276, 24277, 24278, 24279, 24280, 24281, 24282, and 24292, and now should be attached to the original permit to which they refer and to which they become an extended limitation.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enclosures: (9)

f 24276

f 24282

August 21, 1957

RE: Permit No. 24969
Lawrence J. Bills

Mr. Fredrick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We acknowledge receipt of the corrected deposition of the holder of the Permit and also the two witnesses, but to date we have not received the affidavit of publication from the Recorder Herald. If you have not already received it will you please get it and forward to us as we need it to complete this file.

Very truly yours,

W. R. KILP
State Reclamation Engineer
By

Chief Clerk

EPR

cc: Lawrence J. Bills
Carmen, Idaho

24969

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

RECEIVED
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE
WASHINGTON, D.C.

August 15, 1957

Department of Reclamation
Boise, Idaho

Re: Lawrence J. Bills
Permit # 24969

Attention: Roy W. Thompson

Dear Mr. Thompson:

Your letter of August 9, 1957, has just been received calling my attention to the typographical error in the deposition signed by Lawrence J. Bills. He and the other witnesses appeared at the same time and it was on August 6, 1957, and I have corrected the instrument and the same is enclosed herein.

Very truly yours,



FHS/fw
Encl.

24969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
AUG 8 1957
Department of Reclamation

Permit No. 24969

RECEIVED
AUG 19 1957
Department of Reclamation

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Lawrence J. Bills; Carmen, Idaho; rancher; Carmen, Idaho.

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

Ans. _____

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

Ans. Permit No. 24969, dated June 2, 1954; priority date: ^{May 3} August 2, 1954.

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

Ans. East Fork of Carmen Creek, sometimes called Freeman Creek; 1320 feet from NW corner of S. 36, T. 23, N.R. 22, E.B.M., in NW $\frac{1}{4}$ (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of S. 36, T. 23 N.R. 22, E.B.M. Se

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

Ans. Ditch 5 feet wide and 2 $\frac{1}{2}$ feet deep; will conduct 300 inches of water;

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. Irrigation; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 17, T. 22 N.R. 22, E.B.M. NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, S. 20, T. 22 N.R. 22, E.B.M. consisting of 307 $\frac{1}{2}$ acres. Part of this is cultivated and part is natural pasture land and there is a mixture of pasture grasses growing thereon as result of the use of this water.

24969

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

Ans. _____

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

Ans. 1 inch to the acre.

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. _____

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

Ans. June, 1957, by way of ditch; 6 cubic feet.

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. None

(Sign)

Lawrence J. Bills

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Salmon, County of Lemhi, State of Idaho, on this 6th day of August, A. D. 1957.

✓ *Fredrick Hughes Snook*
Notary Public for Idaho, Residing
at Salmon, Idaho.

My commission expires Sept. 21, 1959.

24969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
AUG 2 1917
Department of Reclamation

PERMIT NO. 24969

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Frank Parmenter; age 47; Carmen, Idaho; rancher; Salmon, Idaho.

Ques. 2. Are you acquainted with Lawrence J. Bills, the holder of Permit No. 24969? How long have you known him and where does he reside?

Ans. Yes; have known him for 20 years and he resides at Carmen, Idaho.

Ques. 3. Have you read or heard read said Permit No. 24969, 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. East Fork of Carmen Creek, sometimes known as Freeman Creek.

The water is conveyed through a ditch that is about 5 feet wide and 2½ feet deep. Point of diversion: 1320 feet Southeasterly from NW corner of S. 36, T. 23 N.R. 22, E.B.M., and is in the NW¼ (SW¼NW¼) of S. 36, T. 23, N.R. 22, E.B.M.

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. 6 feet and I have seen 6 cubic feet conveyed.

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

Ans. Irrigation; 120, 160 and 27½ acres; cultivated land and pasture; NE¼SE¼, SW¼SE¼, SE¼SE¼, S. 17, T. 22 N.R. 22, E.B.M.; NE¼NE¼, NW¼NE¼, SW¼NE¼, SE¼NE¼; NW¼NW¼, S. 20 T. 22 N.R. 22, E.B.M. Part of this is cultivated and part is natural pasture land and there is a mixture of pasture grasses growing thereon resulting from the use of this water.

24969

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

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Land is arid and would require at least 1 inch to the acre for profitable cultivation.

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

Ans. No.

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

Ans. The water was started in June, 1957, when I first saw it. The ditch was full and was going on the above described land.

(Signed) Frank Parmenter

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 Salmon,
County of Lemhi, State of Idaho, on this 6th day of August,
A. D. 19 57.

Fredrick Hughes Snork

Notary Public.

My commission expires September 21, 1959.

for Idaho; Residing at
Salmon, Idaho.

24969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
AUG 8 1957
Department of Reclamation

PERMIT NO. 24969

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. John H. Austin; age 28; Carmen, Idaho; rancher; Salmon, Idaho.

Ques. 2. Are you acquainted with Lawrence J. Bills, the holder of Permit No. 24969? How long have you known him and where does he reside?

Ans. Have known him for 9 years and he resides at Carmen, Idaho.

Ques. 3. Have you read or heard read said Permit No. 24969, 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. East Fork of Carmen Creek, sometimes called Freeman Creek. The point of diversion is 1320 feet distant Southeasterly from the NW corner of S. 36, T. 23 N.R. 22, E.B.M. and is in the NW $\frac{1}{4}$ (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of S. 36, T. 23, N.R. 22, E.B.M. Water goes through a ditch 5 feet wide and 2 $\frac{1}{2}$ feet deep.

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. 6 cubic feet and I have seen that much water conveyed.

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

Ans. Irrigation; 120, 160 and 27 $\frac{1}{2}$ acres; cultivated land and pasture; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 17, T. 22 N.R. 22, E.B.M.; NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ NW $\frac{1}{4}$, S. 20, T. 22 N.R. 22, E.B.M. Part of this is cultivated and part is natural pasture land and there is a mixture of pasture grasses growing thereon resulting from the use of this water.

24969

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

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Character of land is arid and should have at least 1 inch of water to the acre for profitable cultivation.

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

Ans. No.

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

Ans. I saw this water being used in June, 1957, and at that time the ditch was full and going on the above described land.

(Signed) John H. Austin

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 Salmon,
County of Lemhi, State of Idaho, on this 6th day of August,
A. D. 1957.

Fredrick Hughes Snook

Notary Public.

My commission expires September 21, 1959. for Idaho, Residing at
Salmon, Idaho.

24969

August 9, 1957

Re: Permit No. 24969
Lawrence J. Bills

Mr. Frederick Hughes Snook
Attorney,
Salmon, Idaho

Dear Mr. Snook:

We wish to acknowledge receipt of your letter of August 6, 1957 enclosing the deposition of proof of application of water to Beneficial Use in connection with the above captioned permit.

We wish to draw your attention to the fact that you notarized the deposition of Lawrence J. Bills as holder, as of June 6, 1957. We also note that you have notarized the depositions of the two witnesses in connection with the same permit on the 6th day of August, 1957. The 6th day of August was the correct date to take said depositions, as per the publication notice.

Providing this is not a typographical mistake, it will be necessary for you, as notary, to provide this department with an affidavit stating that there were no protests from any person or persons presented to you against the proof of application and stating the reasons why Mr. Bills signed his deposition before you 60 days in advance of the date specified in the publication notice.

If this was a typographical error in dating said deposition, please change same and return to this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RT:ls
Encls.

cc: *Lawrence J. Bills*

24969

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

RECEIVED
AUG 8 1957
Department of Reclamation

August 6, 1957

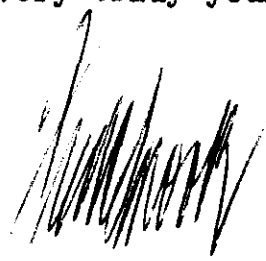
Department of Reclamation
Boise, Idaho

Gentlemen:

Re: Lawrence J. Bills, Permit #24969

At the request of Lawrence J. Bills of Carmen, Idaho, there is enclosed herein the Deposition of Holder and of two witnesses in connection with his proof of application of water to beneficial use under permit #24969.

Very truly yours,



FHS/fw
Encls.

24969

July 22, 1957

RE: Permit No. G-25867 - Mel Monto Fife
Permit No. 24969 - Lawrence J. Bills

Recorder-Herald
Salmon, Idaho

Gentlemen:

On June 21, 1957, we mailed you a Notice for publication of Permit No. G-25867, in the name of Del Monto Fife, to be published prior to July 25, 1957, also on July 8th, a Notice on Permit No. 24969, in the name of Lawrence J. Bills.

We requested that you acknowledge receipt of these Notices and to mail a copy of the publications to this office in order that we may check same. To date we have not received acknowledgment of these Notices nor the copies. May we please have these copies?

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:vm

24969

Letter of transmittal in file G-25867

July 10, 1957

Re: Permit No. 24969

Mr. Lawrence J. Bills
Carmen
Idaho

Dear Mr. Bills:

Enclosed is Certificate of Completion of Works issued under Permit No. 24969 for the diversion of 6.0 second feet of water from the East Fork Carmen Creek, with the point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36, Township 23 North, Range 22 East, B.M., for irrigation of the NE $\frac{1}{4}$ of Section 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 17, Township 22 North, Range 22 East, B.M.

Also enclosed is departmental receipt No. 28681 for \$5.00 issued as receipt of the fee for the Certificate of Completion of Works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR/nls
Enc.

24969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

RE: Permit No. 24969
Lawrence J. Bills

July 8, 1957

Recorder Herald
Salmon, Idaho

Date:

Gentlemen:

August 6th, 1957

Enclosed you will find notice for publication once a week for
four consecutive weeks prior to ~~is Atty. - Fredrick Hughes Snook~~ ~~Salmon~~
date set for ~~Idaho~~, the expense of the publication to be paid by the
applicant, _____ of
_____, to whom you should furnish proof of publication on
or prior to the date set for proof. _____

Please acknowledge receipt of this notice, and furnish this
office with a copy of the first publication, in order that we may check
same.

MARK R. KULP

Very truly yours,

State Reclamation Engineer
By

Chief Clerk

VM

24969

July 8, 1957

RE: Permit NO. 24969
Lawrence J. Bills

Mr. Fredrick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We acknowledge receipt of Notice in proof of Beneficial Use on Permit No. 24969 in the name of Lawrence J. Bills, to be made August 6th, 1957, before you as Notary Public.

We shall send a copy of the Notice to the Recorder Herald with instructions to publish it once a week for four weeks prior to that date and to send the affidavit of publication and statement of costs to you.

At the time set, you should contact Mr. Bills, the Permit holder, to appear before you together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:vm

Encl.

cc. Lawrence J. Bills
Carmon, Idaho

24969

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 21, 1957

Address
Carmen, Idaho
City State

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Recorder Herald of Salmon, Idaho.
published in the county in which the works are
situated.

By James G. Bills

(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

24969

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

Notice is hereby given that at ten A. M. on the 6th day of August, 1957,
at Salmon, County of Lemhi, State of Idaho, before
Frederick Hughes Snook, proof will be submitted of the
application to beneficial use of 6 cubic feet per second of the waters of East Fork of
Carmen Creek in the SW¹/₄, Sec. 36, Twp. 23 N., Rge. 22 E.
in accordance with the terms and conditions of Permit No. 24969
heretofore issued by the Department of Reclamation of the State of Idaho.

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

Lawrence J. Bills, Carmen, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 6 cubic feet

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

NE¹/₄NE¹/₄, NW¹/₄NE¹/₄, SW¹/₄NE¹/₄, SE¹/₄NE¹/₄ of S. 20; NE¹/₄SE¹/₄, SW¹/₄SE¹/₄, SE¹/₄SE¹/₄
of Sec. 17, all in T. 22 N.R. 22, E.B.M., Lemhi County, Idaho;

Point of Diversion: SW¹/₄NW¹/₄, Sec. 36, T. 23 N. - R. 22 E.B.M.

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

none

The right to take water from such works is based upon Permit No. 24969

The source of supply from which such water is diverted is East Fork Carmen Creek (sometimes
known as Freeman Creek)

The date of priority which said user is prepared to establish is March 3, 1954, 1954.

MARK R. KULP

State Reclamation Engineer.

vm

Frederick Hughes Snook
city,
Salmon, Idaho

24969

ant

June 26, 1957

Re: Permit No. 24969

Mr. Lawrence J. Bills
Carmen
Idaho

Dear Mr. Bills:

This acknowledges receipt of your Proof of Completion of Works.
Please remit to this department, at your earliest convenience,
the statutory fee of \$5.00 so that a Certificate of Completion
of Works can be issued to you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
JA/nls

24969

Permit No. 24969 ✓STATE OF IDAHO
Department of ReclamationRECEIVED
JUN 25 1957
Department of Reclamation
wif

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Lemhi

ss.

Lawrence J. Bills ✓

, 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. 24969, and that his postoffice address is Carmen State of IdahoSecond: That the name of the stream from which said water is to be diverted is East Fork of Carmen CreekThird: That the point of diversion of said water is 1320 feet distant southeasterly from the Northwest corner of S. 36, T. 23 N.R. 22, E.B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 1, 1957Fifth: That the use for which said water is intended is IrrigationSixth: That on the date above mentioned, the works constructed under said permit were (~~or were not~~) fully completed and consisted of the following:I. Kind of works: Ditch
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir.....acre feet.

(c) Size of headgate: Width 4 feet, height 3 feet.(d) Conduit.....width at bottom 1 feet, width at water line 5
(State whether ditch, flume or pipe)feet, depth of water 1 1/2 feet; diameter of pipe.....inches, average grade per mile is.....feet. Length of conduit is 3 miles.Seventh: That said works are capable of conducting to the place of intended use.....
6 second feet of water.Eighth: That water appropriated under said permit is available for 300 acres of land described as follows:NE 1/4 NE 1/4, NW 1/4 NE 1/4, SW 1/4 NE 1/4, SE 1/4 NE 1/4 of S. 20; NE 1/4 SE 1/4, SW 1/4 SE 1/4, SE 1/4 SE 1/4, of Sec. 17, all in T. 22 N.R. 22, E.B.M., Lemhi County, Idaho.

Ninth: Remarks: That.....

Lawrence J. Bills
(Sign Here)Subscribed and sworn to before me this 20 day of June, 1957My commission expires Sept. 21, 1959 Fredrick Hughes Hook
Notary Public.

24969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RE: Permit No. 24969
Mr. Lawrence J. Bills
Carmen, Idaho

BOISE

May 1, 1957

Dear Sir:

Under the terms of your permit No. 24969 you are required to complete your diversion works and make proof of beneficial use on or before

July 1, 1957.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public or Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the Works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is July 1, 1957, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

24969

4-272

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Land Office
P. O. Box 2287
Boise, Idaho

LO:NFK

Idaho 5095

September 5, 1956

(Date)

NOTICE OF ALLOWANCE

RECEIVED
OCT 11 1956
Department of Reclamation

Lawrence J. Bills

Carmen, Idaho

Sir:

Your Desert Land Entry Serial No. Idaho 5095
Kind of application or entry) Lot 6 ne 1/4 Sec. 20, and the
76451 for Lot 6, NE 1/4, Sec. 20, and the
Receipt No. 76451
SE 1/4, SW 1/4 SE 1/4 Section 17
SE 1/4, SW 1/4 SE 1/4

Township 22 N., Range 22 E., Boise Meridian,

containing 37.5 acres, has this day been allowed, subject to
your further compliance with law and regulations applicable thereto.

In correspondence relating to this entry, always refer to the serial number.

The above entry is allowed subject to any valid existing rights.

Very respectfully,

Nolan F. Keil
Manager

cc: DRM, I-4
State Reclamation Engr., Boise
R.M.
Lands Officer, Boise

24969

July 17, 1956

RE: Permit No. 24969

Mr. Lawrence Bills
Carmen
Idaho

Dear Mr. Bills:

We enclose Approval of the State Reclamation Engineer
of your Application for Extension of Time on your Permit No.
24969 to July 1, 1957, which has been recorded in this department.

This should be attached to the original permit of which
it now forms a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

24969

Permit No. 24969

Application for Extension of Time
FOR COMPLETION OF WORKS

RECEIVED
JUL 16 1956
Department of Reclamation

Lawrence Bills, of Carmen, Idaho

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

He is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho

No. 24969

Under the terms and conditions of said permit, construction work thereunder was required to be completed by June 15, 1956.

That he has heretofore performed the following work described under said permit:

costing \$.

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

The land for which this water is to be used has been filed on by the applicant as a desert entry and ~~has~~ has just recently been approved by the government officials and until such an approval, the applicant has not been permitted to go upon this land to do the necessary work, but will do so as soon as he receives the official notice of said approval and permission to go upon the land.

State Reclamation Engineer

WHEREFORE, He asks that the ~~Commissioner of Reclamation~~ extend the time for the completion of works under said permit to July 1, 1957.

Subscribed and sworn to before me this 3rd day of July, 1956.

My commission expires September 21, 1959. Idaho, Residing at Salmon, Idaho.
Date of receipt at office of Department of Reclamation July 16, 1956

STATE RECLAMATION ENGINEER
APPROVAL OF ~~Commissioner of Reclamation~~
State Reclamation Engineer

I, Mark R. Kulp, ~~Commissioner of Reclamation~~ of the State of Idaho, hereby extend the time for the completion of construction work under Permit to appropriate the Public Waters of the State of Idaho, No. 24969 to

July 1, 1957

Witness my hand this 16th day of July, 1956

24969

Mark R. Kulp
State Reclamation Engineer

June 20, 1956

RE: Permit No. 24969

Mr. Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We acknowledge receipt of your letter of June 15 requesting an extension of time for completion of works on Permit No. 24969 of Lawrence Bills, and we enclose, herewith, a Form of Extension which should be executed and returned to this department for record.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

24969

filed May 3, 1954

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

RECEIVED
JUN 19 1956

Department of Reclamation

June 15, 1956

Department of Reclamation
Boise, Idaho

Re: Permit #24969
Lawrence Bills

Gentlemen:

Mr. Lawrence Bills has asked me to write to you to request an extension of one year in which to complete the works under the above numbered permit. Within the last thirty days a field examiner from the Bureau of Land Management in connection with his desert entry has been on the property and he expect to be permitted to go upon this land to start doing the necessary work at an early date. As soon as that time arrives, he will complete the construction of the ditch.

Very truly yours,

Fred H. Snook
FHS

FHS/fw

24969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

POISE

April 1, 1956

Mr. Lawrence J. Ellis
Carmen, Idaho

Dear Sir:

Under the terms of your permit No. 24969 you are required to complete your diversion works and make proof of beneficial use on or before June 15, 1956.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public or Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the Completion of the Works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is June 15, 1956, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

24969

✓
October 17, 1955

RE: Permit No. 24969

Mr. Frederick H. Snook
Attorney At Law
Salmon, Idaho

Dear Mr. Snook:

We return approval of the State Reclamation Engineer for
Extension of Time for Completion of Works on Permit No. 24969 of
Lawrence J. Bills to June 15, 1956.

This should be attached to the original Permit of which it
now forms a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu
Enc.

24969

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

October 13, 1955

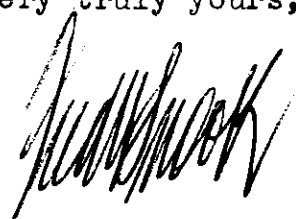
Department of Reclamation
Boise
Idaho

RE: Permit No. 24969
Lawrence J. Bills

Gentlemen:

At the request of Mr. Lawrence J. Bills, I am enclosing herein his application for extension of time in compliance with the directions contained in your letter of October 10, 1955.

Very truly yours,



FHS:ecc
Encl.

RECEIVED
OCT 17 1955
Department of Reclamation

24969

Permit No. 24969

Application for Extension of Time FOR COMPLETION OF WORKS

Lawrence J. Bills, of Carmen,

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

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 24969

Under the terms and conditions of said permit, construction work thereunder was required to be completed by June 2, 1955.

That he has heretofore performed the following work described under said permit.

Applicant has been unable to go upon this land because the examination and approval have not yet been completed by the Bureau of Land Management.

costing \$

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

Applicant can not go upon the land and complete the required work until the Bureau of Land Management gives him permission to enter upon the land. He expects to receive this permission this fall. But because of weather conditions at that time he probably can not complete the work until spring.

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of works under said permit to June 15, 1956.

Subscribed and sworn to before me this 13th day of October, 1955.

Frederick Hughes Hook
Notary Public.

My commission expires September 1, 1959

Date of receipt at office of Department of Reclamation Oct. 17-1955

STATE RECLAMATION ENGINEER
APPROVAL OF COMMISSIONER OF RECLAMATION
State Reclamation Engineer

I, Mark R. Kulp, of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 24969 to

June 15, 1956

Witness my hand this 17th day of October, 1955.

24969

Mark R. Kulp
State Reclamation Engineer

October 10, 1955

RE: Permit No. 24969

Mr. Frederick H. Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We have your letter of October 7 in reply to notice that Mr. Lawrence J. Bills' Permit No. 24969 is subject to cancellation and requesting an extension of time for making the proof of completion of works.

We enclose a form of application for such extension herewith which may be executed and returned to this department for approval and record.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

24969

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

RECEIVED
OCT 10 1955
Department of Reclamation

October 7, 1955

Department of Reclamation
Boise
Idaho

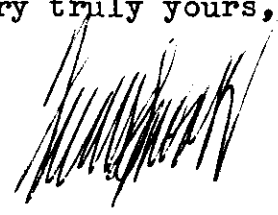
RE: Permit No. 24969
Mr. Lawrence J. Bills .

Gentlemen:

Mr. Lawrence J. Bills called at my office with your communication of October 4, 1955, relative to his permit No. 24969. Your communication request that he show cause within thirty days why his permit should not be cancelled because he has not completed the works which should have been completed by June 2, 1954.

The field examiner for the Bureau of Land Management has not yet examined the land in question and, therefore, Mr. Bills has not been able to go upon the land and irrigate the same with this water. Mr. Bills is expecting the examination to be made this fall and as soon as he receives the necessary approval, he will immediately complete the works and submit his proof to you. In the meantime, he has asked me to obtain from you an application for extension of time within which to complete the works based upon the above described reason. If you will send these to me, I will immediately complete it and return it to you so that an extension can be granted by you to him.

Very truly yours,



FHS/ecc

24969

DELIVERING
EMPLOYEE

- ☐ Deliver ONLY to addressee
☐ Show address where delivered

Received from the Postmaster the Registered or Insured Article, the number of which appears on the face of this return receipt.

Laurence J. Bill
(Signature or name of addressee)

2

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery 10 - 6, 1955

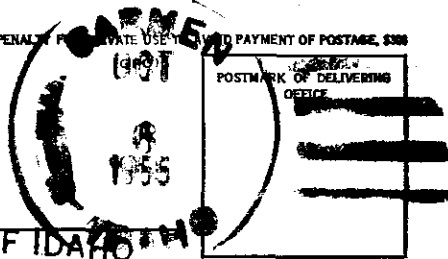
Form 3811
Rev. 4-54

U. S. GOVERNMENT PRINTING OFFICE 16-12421-8

24969

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE, IF NOT PAID PAYMENT OF POSTAGE, \$300



STATE OF IDAHO

Return to **DEPARTMENT OF RECLAMATION**

Street and Number,
or Post Office Box,

BOISE, IDAHO

REGISTERED ARTICLE
CERTIFIED MAIL

No.

INSURED PARCEL

NO. **1906**

NO.

RETURN RECEIPT REQUESTED

BOISE,

IDAHO.

21969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

October 4, 1955

Re: Permit No. 24969

To Mr. Lawrence J. Bills

Carmen, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 24969 to appropriate the Public Waters of the State of Idaho, have not been complied with as to

Completion of works June 2, 1955

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 24969 is hereby held for cancellation.

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

Said Permit No. 24969 claims the use of six cubic feet per second of the waters of East fork Carmen Creek (sometimes called Freeman Creek) with point of diversion located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 36, Township 23 North, Range 22 East, B. M., and was approved June 2, 1954

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 4th day of October, 1955

Mark R. Kulp

State Reclamation Engineer.

By Assistant.

24969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Mr. Lawrence J. Bills
Carmen
Idaho Dear Sir:

April 1, 1955

Under the terms of your permit No. 24969 you are required to complete your diversion works and make proof of beneficial use on or before June 2, 1955.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public or Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the Completion of the Works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is June 2, 1955, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

24969

June 9, 1954

RE: Permit No. 24969

Mr. Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We enclose Permit No. 24969 in the name of Lawrence J. Bills and direct his attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we are sending to the Bureau of Land Management two copies of this permit, one of which has been certified, to be used in connection with Mr. Bills' desert land entry.

We also enclose departmental receipt No. 26691 for the \$6.25 filing fee and departmental receipt No. 26692 for the \$2.00 paid in connection with making these extra copies.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

24969

June 9, 1954

RE: Permit No. 24969

Bureau of Land Management
P. O. Box 2337
Boise, Idaho

Gentlemen:

We enclose two copies of Permit No. 24969 of Lawrence J. Bills,
one of which has been certified, to be used in connection with his
desert land entry.

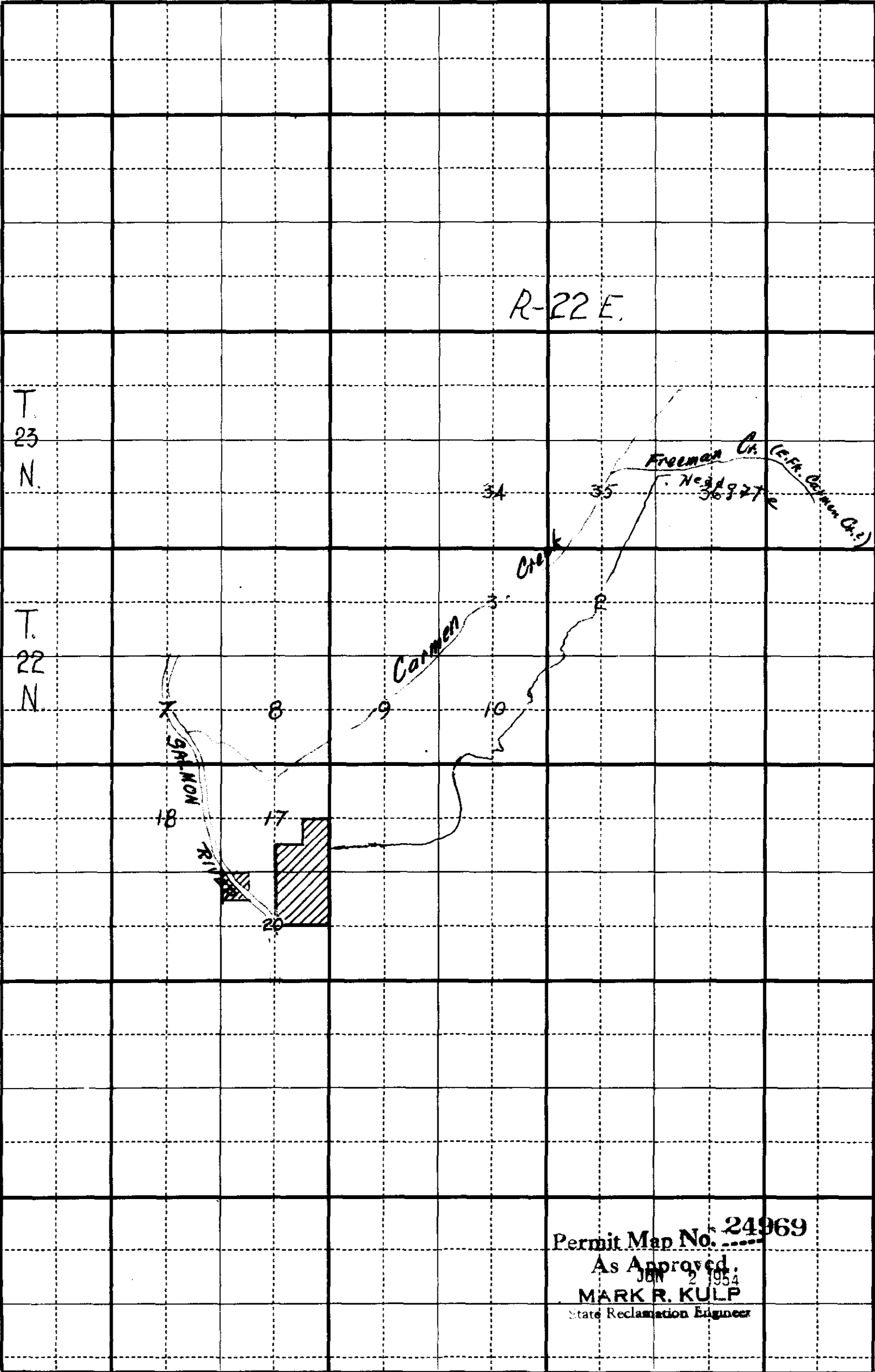
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.
cc Mr. Frederick Hughes Snook

24969



(Form No. 1)

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No.

Permit No.

District No.

1. Name of applicant: Lawrence J. BillsPost office address Carmen County Lemhi State Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock: \$ (c) Amount paid in: \$

(d) Names and addresses of directors:

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

(b) Treasury stock: (c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: 6 cubic feet per second3. Source of water supply: East Fork, Carmen Creek (Sometimes called Freeman Creek)which is tributary of Lemhi River4. Location of point of diversion: 2890 feet distant Southeasterly from the Northwest cornerof Section 36, T. 23 N. R. 22, B. M., and is in the Southwest-quarter of Section36, T. 23 N. R. 22, B. M., County of Lemhi5. Water is to be used for: Irrigation

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

(a) Point of use of water: feet distant from corner of Section

T., R., B. M., in the of Section, T., R., B. M.

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

(c) Water is to be returned to at a point feet

distant from the corner of Section, T., R., B. M., in the

..... of Section, T., R., B. M.

7. Estimated cost of works: \$1000.008. Kind of works: Ditch

(Reservoir, dam, ditch, flume, pipe, etc.)

9. Height of dam none feet; length of dam at top feet; length of dam at bottom

(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

feet; material used in dam

10. Size of headgate: Width 4 feet feet; Height 3 feet.11. Ditch: Width at bottom one-half feet; Width at water line 1 1/2 feet; Depth of water 1 1/2 feet;

Dimensions of flume; Diameter of pipe inches;

Length of conduit five miles. Average grade per mile 9 feet.

24969

16. (a) Is reservoir to be used? no (If so, fill in (b) and (c) below.)

(b) Name of reservoir and number of Storage Permit:

(c) Date of filing of Application for Storage Permit and Name of Applicant:

Remarks:

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

Lawrence J. Biller

By _____, Agent

Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I, _____, of _____ County of _____

_____, State of _____, do hereby certify that I am the owner

of the land on which the spring mentioned in the application of is

located, to-wit: _____

and that I do hereby grant unto the said permission to file on the said spring
as set forth in the foregoing application.

STATE OF IDAHO

County of _____)

On this _____ day of _____, 195____, before me, a Notary Public for the State of Idaho, residing _____

at _____, personally appeared _____

known to me to be the person.... whose name... subscribed to the foregoing certificate, and acknowledged to me thathe.... executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

My commission expires

Notary Public.

24969

Approval of State Reclamation Engineer

The number of this permit is

Recorded in Book Page Approved

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 before

Work to begin on or before, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before

The whole of said work to be completed on or before

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

Witness my hand this day of, 195.....

.....
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, Governor of the State of Idaho,

and, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this day of, 195.....

Countersigned:

STATE OF IDAHO

By.....
Secretary of State.

By.....
Governor.

No.	PERMIT
Date of first receipt at office of State Reclamation Engineer	9:00 A.M. May 3-1954
Returned to applicant for correction	May 12-1954
Corrected application received	June 1-1954
Fees, \$	25-
FILING FEES FOR USE PERMIT:	
For the first Sec. Ft.	\$5.00
For each additional Sec. Ft. or Fraction	
Thereof	.25

24969

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

May 28th, 1954

RECEIVED
JUN 1 1954
Department of Reclamation

Department of Reclamation
Boise, Idaho

Attn. Roy W. Thompson

Dear Mr. Thompson:

In compliant with your request we have made the corrections on the Application of Lawrence J. Bills and the application is returned, together with the corrected maps.

Yours very truly,

Frederick Snook
FHS

FHS:FB

24969

May 12, 1954

Mr. Frederick H. Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We are returning the application for permit filed by you in the name of Lawrence J. Bills on the waters of Carmen Creek for some corrections:

We enclose sketch maps drawn from the only map we have of that vicinity. This shows that the point of diversion could not be in the Southwest Quarter of Section 36 as stated in the application. Therefore, to be sure of the location of the point of diversion, please show same to the 40 acre subdivision on the sketch maps.

We draw your attention to the fact that on the county map, the East Fork of Carmen Creek is shown as Freeman Creek.

Please show also on the sketch maps the ditch by which the water is to be carried to the place of use. The application describes a ditch five miles long. We assume that it must be necessary for Mr. Bills to construct such a long ditch in order to get on high land, or otherwise, he could divert from Carmen Creek further down.

On the otherhand, if he is going up-country with the thought in mind that ~~Freeman~~ Creek waters are not a part of Carmen Creek, he should be advised that the water of all tributaries are a part of Carmen Creek, and the writer believes that the waters are fully appropriated by court decree, except during flood season.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

A:hl1
Enc.

24969

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

April 30th, 1954

Department of Reclamation
Boise, Idaho

Gentlemen:

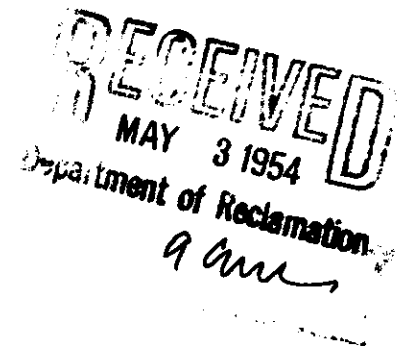
At the request of Lawrence J. Bills, of Carmen, Idaho, I am enclosing herein in duplicate his application for water permit, and also his check in the sum of \$6.25 which, I believe is the correct amount. If this is not correct, please notify me and I will get another check from him.

I have also enclosed my check for \$2.00 to cover the cost of a certified copy of the Water Permit which we would like to have you send the Bureau of Land Management at Boise, Idaho, to be used in connection with the application in that office.

Yours very truly,



FHS:FB
Encls.



24969

NOTICE FOR PUBLICATION

**NOTICE C. PROOF
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 11 A. M. on the 23rd day of July, 1963, at Salmon, County of Lemhi, State of Idaho, before Frederick Hughes Snook, proof will be submitted of the application to beneficial use of 6 cubic feet per second of the waters of Freeman Creek also known as East Carmen Creek in accordance with the terms and conditions of Permit No. 24969 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit, Lawrence J. Bills, Carmen, Idaho.

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

The amount applied to beneficial use is 6 cubic feet per second.

The point of diversion of said water is SW¹/₄NW¹/₄, S. 36, T. 23 N., R. 22 E.B.M.

The place where said water is used (LEGAL DESCRIPTION) Lot 6, NE¹/₄ of S. 20; NE¹/₄SE¹/₄, SW¹/₄SE¹/₄, SE¹/₄SE¹/₄, S. 17; T. 22 N.R. 22, E.B.M.

The date of priority which said user is prepared to establish is May 3, 1954.

RALPH W. THOMAS,
Deputy State Reclamation
Engineer

6-13-4tc

NOTICE FOR PUBLICATION

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

Notice is hereby given that at ten A. M. on the 6th day of August, 1957, at Salmon, County of Lemhi, State of Idaho, before Frederick Hughes Snook, proof will be submitted of the application to beneficial use of 6 cubic feet per second of the waters of East Fork of Carmen Creek in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 23 N., Rge. 22 E. in accordance with the terms and conditions of Permit No. 24969 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Lawrence J. Bills, Carmen, Idaho

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

The amount applied to beneficial use is 6 cubic feet

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of S. 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 17, all in T. 22 N. R. 22, E. B. M., Lemhi County, Idaho;

The right to take water from such works is based upon Permit No. 24969

The source of supply from which such water is diverted is East Fork Carmen Creek (sometimes known as Freeman Creek)

The date of priority which said user is prepared to establish is May 3, 1954.

Mark R. Kulp
State Reclamation Engineer
7-11-4 tc