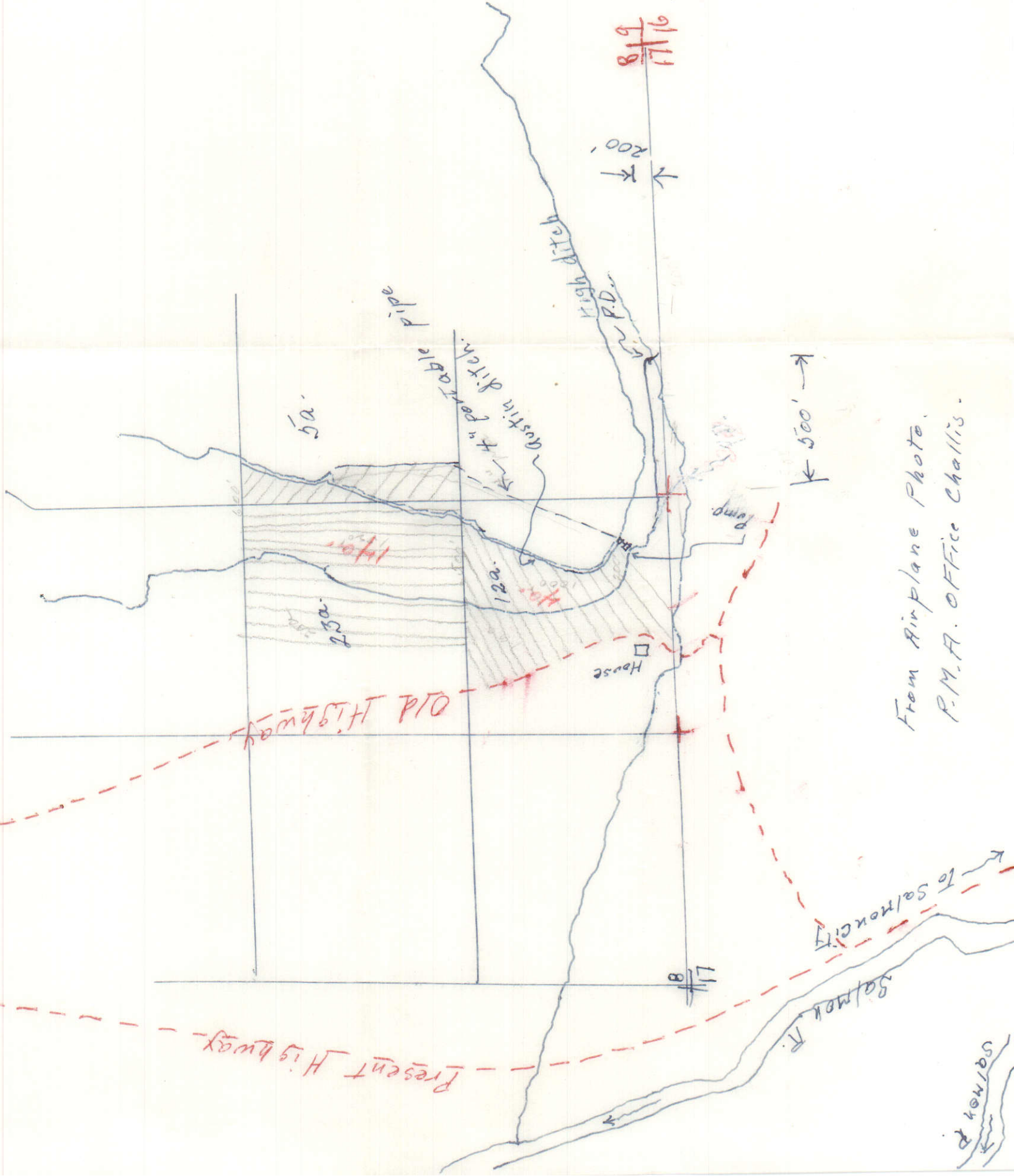


Permit # 22618

John H. Austin -

T22N. R22E.



From Airplane Photo.
P.M.A. Office Challis.

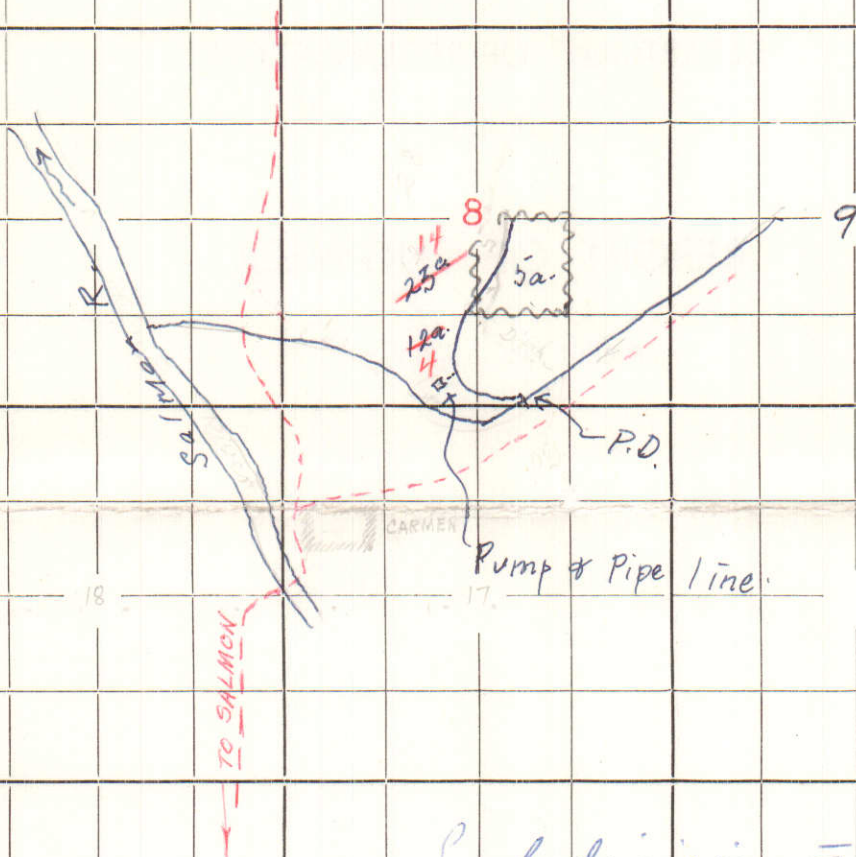
22618

Pump 2500 ft. across

10 sprinklers

R-22 E.

T.
22
N.



Subdivisions = Three

Area = ~~40~~ acres. 23

Q = 20 inches

NW SE = 5a.
NE SW = 14a
SE SW = 4a
23a.

amendment needed

File

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

Notice is hereby given that at 2 p. m. on the 7th day of February, 1956, at Salmon, County of Lemhi State of Idaho, before Frederick Hughes Snook, Notary Public, proof will be submitted of the application to beneficial use of 0.40 cubic foot per second of the waters of Carmen Creek, a tributary of Salmon River in accordance with the terms and conditions of Permit No. 22618 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 John H. Austin, Carmen, Idaho.

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

The amount applied to beneficial use is 0.40 cubic foot.

The place where said water is used is NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8, Township 22 North, Range 22 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is no name.

The right to take water from such works is based upon Permit No. 22618.

The source of supply from which such water is diverted is Carmen Creek, a tributary of Salmon River.

The date of priority which said user is prepared to establish is February 18, 1952.

MARK R. KULP,
 State Reclamation Engineer.
 1-5-4tc

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

.....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 1-5-56, 19..... and ending with the issue dated 1-26-56, 19.....

Ronald Burke

Subscribed and sworn to before me, this 6th.

day of February, 1956

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

Publication Fee \$ 20.24

22618

NOTICE FOR PUBLICATION

NOTICE OF PROOF, APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 2 p. m. on the 7th day of February, 1956, at Salmon, County of Lemhi State of Idaho, before Frederick Hughes Snook, Notary Public, proof will be submitted of the application to beneficial use of 0.40 cubic foot per second of the waters of Carmen Creek, a tributary of Salmon River in accordance with the terms and conditions of Permit No. 22618 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 John H. Austin, Carmen, Idaho.

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

The amount applied to beneficial use is 0.40 cubic foot.

The place where said water is used is NW¼ SE¼, Section 8, Township 22 North, Range 22 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is no name.

The right to take water from such works is based upon Permit No. 22618.

The source of supply from which such water is diverted is Carmen Creek, a tributary of Salmon River.

The date of priority which said user is prepared to establish is February 18, 1952.

MARK R. KULP,
State Reclamation Engineer.
1-5-4tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi,

ss.

RECEIVED
MAR 5 1956
Department of Reclamation

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

.....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 Jan. 5, 1956
and ending with the issue dated Jan. 26, 1956.

Ronald Burke

Subscribed and sworn to before me, this 7th

day of Feb., 1956

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

Publication Fee \$ 20.24

22618

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Land & Survey Office

P. O. Box 2237
Boise, Idaho

(Place)

December 30, 1953

(Date)

RECEIVED
JAN 6 1954
Department of Reclamation

NOTICE OF ALLOWANCE

John H. Austin,

Carmen, Idaho

Sir:

Your Desert Land Entry
Desert Land Entry, Serial No. Idaho 02684,
(Kind of application or entry)

Receipt No. 3025, for the NW 1/4 SE 1/4

_____, Section 8
Township 22 N., Range 22 E., Boise Meridian, Landi

containing 40 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 existing rights-of-way.

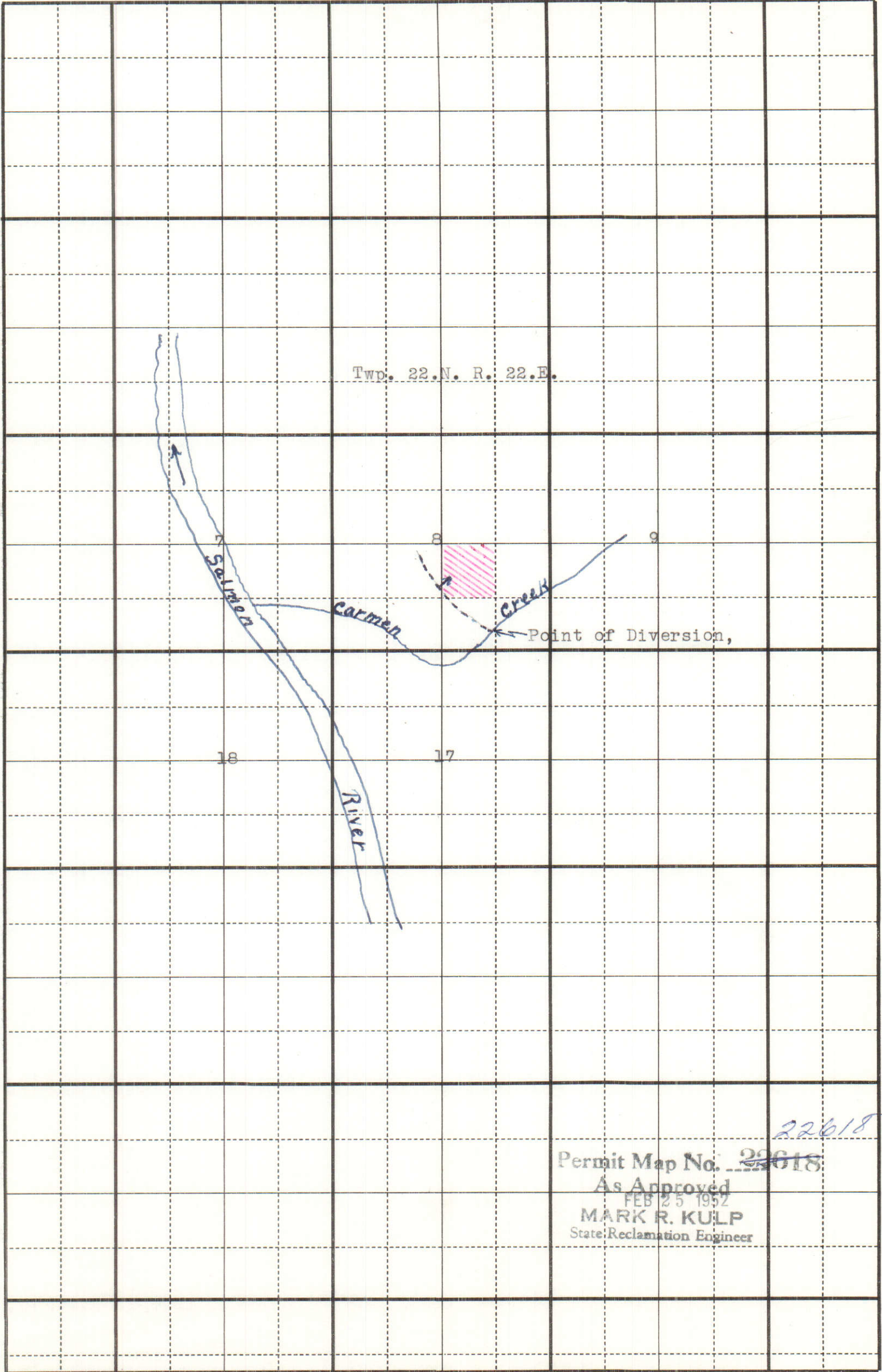
Very respectfully,

Paul A. Shepard
Manager

cc: DRM, Salmon, Idaho
State Recl. Engr., Boise, Idaho

P-22618

22618



State of Idaho
License and Certificate of Water Right

Water License No. 22618 Amount 0.40 c.f.s.
Water District No. Priority February 18, 1952

THIS IS TO CERTIFY that JOHN H. AUSTIN
of Carmen, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 18, 19 52; that Permit No. 22618
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.40 second feet, was issued thereunder on December 26, 19 52, showing that said works
were completed on the 16th day of December, 19 52; and that on the 7th
day of February, 1956, John H. Austin

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 Carmen
Creek, a tributary of Salmon River, for the purpose of Irrigation
under Use Permit No. 22618 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
9 of Licenses at page 5873, on the 17th day of December, 19 56;
The right hereby confirmed dates from February 18, 19 52;
The Point of Diversion is located
in the SW 1/4 SE 1/4, Sec. 8, Tp. 22 N., R. 22 E., B. M. County Lemhi
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.40 cubic feet per second.

Description and location of use:

Table with 6 columns: Twp., Range, Sec., Forty-acre Tract, No. Acres Described in Permit, No. Acres Actually Irrigated. It details land tracts NW 1/4 SE 1/4, NE 1/4 SW 1/4, and SE 1/4 SW 1/4, totaling 23 acres for irrigation.

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
17th day of December, 19 56.

(SEAL) Mark R. Kulp, State Reclamation Engineer.

State of Idaho
License and Certificate of Water Right

Water License No. 21591 Amount 1.8 c.f.s.
Water District No. Priority July 6, 1950

THIS IS TO CERTIFY that FRED E. BEDKE
of Rte 1, Oakley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 6, 19 50 ; that Permit No. 21591
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.8 second feet, was issued thereunder on December 10, 19 56, showing that said works
were completed on the 16th day of July, 19 55 ; and that on the 16th
day of July, 19 55, FRED E. BEDKE

of Route #1, Oakley, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of subter-
ranean flow, a tributary of, for the purpose of irrigation and
domestic, under Use Permit No. 21591 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
9 of Licenses at page 5874, on the 17 day of December, 19 56 ;
The right hereby confirmed dates from July 6, 19 50 ;
The Point of Diversion is located

in the NW 1/4 NE 1/4, Sec. 9, Tp. 13 S., R. 22 E., B. M. County Cassia
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S.	22 E.	4	NE 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	40
		9	NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4	40	40
Total No. of Acres Irrigated -----					200

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
17th day of December, 1956.
/s/ MARK R. KULP
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

75-2118

APPLICATION No. 30363
 PERMIT No. 22618
 DISTRICT No.

1. Name of Applicant: JOHN H. AUSTIN

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:

(c) Bonds to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: 0.40

cubic feet per second.

3. Source of water supply: Carmen Creek

which is a tributary of Salmon River

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B. M., and is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 8 , T. 22 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: \$1,200.00

8. Kind of works: Ditch, pump, pipe-line.

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

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

11. Ditch: Width at bottom 1 $\frac{1}{2}$ feet; width at water line 4 feet; depth of water 1 feet;

dimensions of flume:

Diameter of pipe 8 inches; length of conduit 200 feet pipe-line miles.

Average grade per mile 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 Three (3) 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? 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.

JOHN H. AUSTIN Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 11:00 A. M. February 18, 1952

Returned to applicant for correction:

Corrected application received: _____

Approval of State Reclamation Engineer

The number of this permit is 22618
Recorded in Book 81 Page 22618 Approved February 25, 1952
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 April 25, 1952 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 August 25, 1952
The whole of said work to be completed on or before February 25, 1953
Beneficial use of water appropriated in accordance herewith, to be made on or before February 25, 1956

WITNESS My hand this 25th day of February, 1952

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 25th day of February, 1952.
COUNTERSIGNED: STATE OF IDAHO
(SEAL) By LEN JORDAN, Governor.
By IRA H. MASTERS, Secretary of State.

REMARKS: This filing to be used in connection with a desert filing made with the Bureau of Land Management, Boise, Idaho

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
22N.	22 E.	8													40				40
			CERTIFICATE OF COMPLETION OF WORKS																
TO ALL WHOM IT MAY CONCERN:																			
			This is to certify that JOHN H. AUSTIN, of Carmen, County of Lemhi, and State of Idaho, the holder of Permit No. 22618, issued upon Application No. 30363 bearing date of priority of February 18, 1952, authorizing the diversion of 0.40 second foot of the waters of Carmen Creek, a tributary of Salmon 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 0.40 second foot of the waters of Carmen Creek; that the point of diversion of said waters is in the SW ¹ / ₄ SE ¹ / ₄ Section 8, Township 22 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: NW ¹ / ₄ SE ¹ / ₄ Section 8, Township 22 North, Range 22 East, B.M.																
			Witness my hand this 26th day of December, A.D. 1952.																
			MARK R. KULP State Reclamation Engineer																
Proof of completion of works made December 16, 1952.																			
Certificate of completion of works issued December 26, 1952.																			

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. 22618

Comes now JOHN H. AUSTIN, 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. 22618, and request that the list of lands to be irrigated, as described in said permit, be changed to read as follows: NW $\frac{1}{4}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 3 Township 22 North, Range 22 East, B.M., making a total of 23 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Salmon, Idaho, this 3rd day of December, 1956

/s/ John H. Austin

Date of receipt at office of Department of Reclamation
December 6, 1956.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, 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. 22618. 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.

Received and filed for record in the Department of
Reclamation at Boise, Idaho, December 6, 1956.

/s/ Mark R. Kulp
State Reclamation Engineer

—((—((—

Page - 5873 *Q:40*

WATER RIGHT NUMBER 75-2118

OWNER LAST NAME - AUSTIN

FIRST NAME - JOHN H.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

STATE - ID ZIP CODE -

ADDRESS LINE 3 -

CITY - CARMEN

SOURCE - CARMEN CREEK

TRIBUTARY OF - SALMON RIVER

STAGE - LICENSE

STATUS -

PRIORITY - 02-18-1952 COUNTY - LEMHI

TOTAL DIV. RATE - .4000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRF/AMEND -

WATER DIST. - 750 DLF/CARFY ACT -

RIGHT BASIS -

DIVERSTION POINT - SWSE 1/4 22N 22E LOT

REDIV -

272.0 92.0 33.2 0.0 0.0 0.0 0.0 0.0 0.0 0.0 1.2

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

USE DIV. RATE -

.4000 CFS USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 22N RNG 22E SEC 08

TRACT N/2SW LOT

AC 14 TRACT S/2SW LOT

AC 04

TRACT N/2SE LOT

AC 05

DATE -

TOTAL ACRES

23

DECREET NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 22618

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED LGS

IDENT. NO. 75-2118

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 02618 1 75-2118
 OTd No. New No.

Record

1. Original Owner: John H. Austin

Present Owner: _____

2. Address:

3. City: Carmen State: ID Zip: _____

4. A. Source of Water: Carmen Creek
 B. Tributary of: Salmon River

5. A. Stage (A,P,L,D,S,J): L
 B. Status (D,L,R,C,A,I,F - leave blank if valid):
 C. Priority Date: 2-18-1952

D. County: 59

E. Total Diversion Rate: .4

F. Total Diversion Volume:

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

H. Water District: 75D

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

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

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>227B</u>					
	<u>SWSE</u>	<u>8</u>	<u>22N</u>	<u>22E</u>		

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

from _____ to _____ for A purposes. Amount .4
 (cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

10 3 79

[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: 22618

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

August 13, 1962

Re: License No. 22618

Charles N. Herndon
Attorney at Law
Salmon, Idaho

Dear Mr. Herndon:

This office does not keep the record of transfers of ownership of licensed water rights, except when the place of use has been changed by a transfer certificate.

The transfer is made by deed. The deed to the land should show the water right as Water License No. - or if the property is split also include the amount of water. The amount of water is specially important when the water is decreed and the property is split. The record of the land irrigated in each subdivision, at the time of the decree, is generally questionable.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

22618

OFFICE OF THE
PROSECUTING ATTORNEY
LEMMI COUNTY

CHARLES HERNDON
ATTORNEY AT LAW
SALMON, IDAHO

RECEIVED
AUG 13 1962

Department of Reclamation

August 9, 1962

Department of Reclamation
State of Idaho
Boise, Idaho

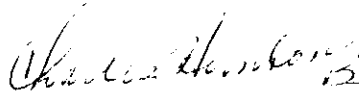
Attention Ralph W. Thomas

Dear Mr. Thomas: Water License # 22618

John H. Austin has sold the lands which are irrigated under the
above mentioned water right and has deeded the same to Albert
Schultz.

Should this Permit be endorsed to show this transfer of ownership?
There is no change in the place of use. If so, send us a proper
application

Very truly yours,


CHARLES HERNDON

CH:fb

22618

December 19, 1956

Re: Permit No. 22618
John H. Austin

Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

Herewith the Application for Amendment To Permit to appropriate the Public Waters of the State of Idaho to amend the land list as described in Permit no. 22618, which has been approved by the State Reclamation Engineer and recorded in this Department.

We enclose License and Certificate of Water Right issued under Permit No. 22618 confirming the right to the use of 0.40 second foot of water from Carmen Creek with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, Township 22 North, Range 22 East, with priority of February 18, 1952, for irrigation of land in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, of Section 8.

Also enclosed is departmental receipt no. 28290 for \$6.00 issued for payment of License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:nls
Encl:

22618

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

RECEIVED
DEC 7 1956
Department of Reclamation

December 3, 1956

Department of Reclamation
Boise, Idaho

Gentlemen:

At the request of John H. Austin, I am enclosing herein his check in the sum of \$6.00 and his application for amendment which you recently sent.

Very truly yours,



FHS/fw
Encls.

22618

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. 22618

RECEIVED
DEC 6 1956
Department of Reclamation

Comes now JOHN H. AUSTIN, 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. 22618, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

NW $\frac{1}{4}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 8

Township 22 North, Range 22 East, R.M.

making a total of 23 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Salmon, Idaho this 3rd day of December, 1956

John H. Austin

Date of receipt at office of Department of Reclamation _____

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, 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. 22618. 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.

22618

Mark R. Kulp

October 19, 1956

RE: Permit No. 22618

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

Dear Mr. Snook:

We now have on file the report of our field engineer on examination for beneficial use on Permit No. 22618 in the name of John H. Austin, which shows that he has irrigated 23 acres of land in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 8, Township 22 North, Range 22 East, B.M., with the waters of Carmen Creek with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, same Township and Range.

However, since the original permit only described the NW $\frac{1}{4}$ SE $\frac{1}{4}$ the enclosed Application for Amendment to the land list should be completed and returned to this department for record.

A License can then be issued for .4 second foot of water upon receipt of the license fee amounting to \$6.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

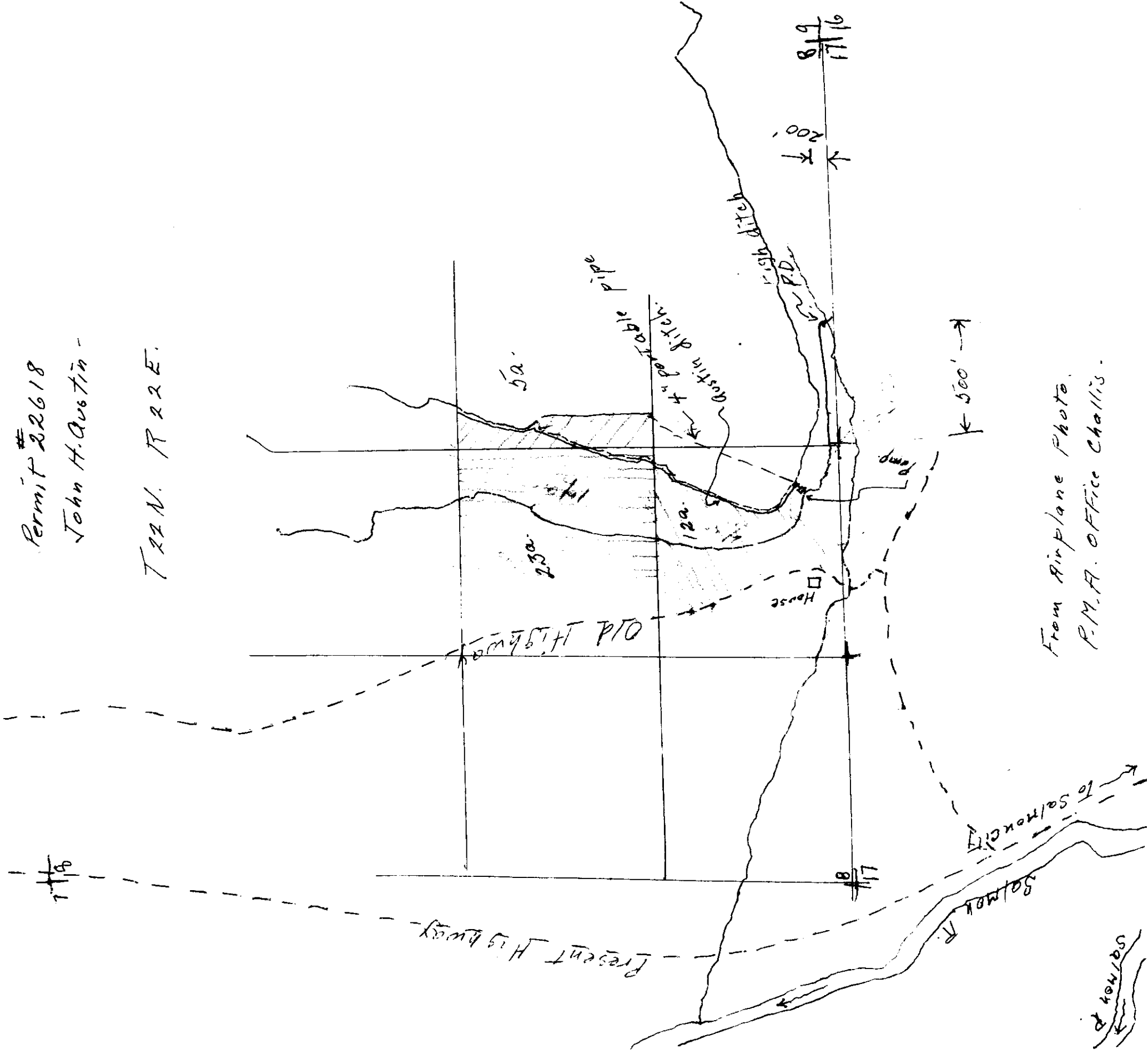
Chief Clerk

R:hll
Enc.

22618

John H. Austin -

T22N. R22E.



From Airplane Photo.
P.M.A. Office Challis.

11

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

Permit No. 22618

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant John H. Austin2. Source of water supply: Carmen Creek3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8T. 22 N. R. 22 E., B.M. County of Lemhi

4. Describe works as they exist, giving dimensions and capacities of same: Concrete headgate 6' W. X 4' H. Canal 6' to 8' W. in bottom. This is his regular ditch. Water is pumped to the high ditch. Lift = 6.5 feet. 10 hp horizontal motor blading cent pump. 6" X 5". This high ditch is just below the old high line ditch. He tried to get a right of way in it but couldn't.

5. Water is used for: Irrigation6. 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):

NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 8., Twp. 22 N., Rge. 22 E., B.M.

Sprinkles some below the ditch with Rainbird #20 heads size 1/4" nozzle - single jet - 18 heads.

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

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

Remarks: This is almost wholly pasture for cattle.

Says he filed in Reclamation Office in Boise and that he had filed for the full 40" in 3-405.

Acres were reduced account of some of being covered by decree rights.

This examination was made on the 27th day of October, 1936

(Signed) E. H. Humphrey Engineer

22618

6.5" left -
where motor 10 hp.
Nov. 3 ph. 220V.
#186569 size 5
6" x 5-12
Ints are 8" x 220'

Blowing Pump. Cast

- 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.

John H. Austin
Carmen, Idaho
Permit No. 22618

Examination for Beneficial Use

County Lemhi
8-22N.-22E.

S-2 0.4 a.f.s.

S-2 Carmen Creek

P.D. - SW. 5 E., Sec. 8, T. 22 N. - R. 22 E

Use - Irrigation

1/4 mi. up Carmen
brick house on N.

Filed - Feb. 18, 1952
Recd - Feb. 25, 1956

C/W - 12-26-52

Headgate 6' w. x 4 1/2',
concrete.

Heavy abutments.

approx. 33" x 6' x 3'-



Canal 8' w. in bottom

plenty of slope.

heavy concrete box at

head of ditch -

34" w. x 18" deep x 8' l.

ditch 2' w. in bottom

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 22618

REPORT ON PROOF OF Beneficial Use

app	0.40 cfs
cn	0.40 cfs
sub	3
acru	23

at of
smrk

500' x 600' x 1320'

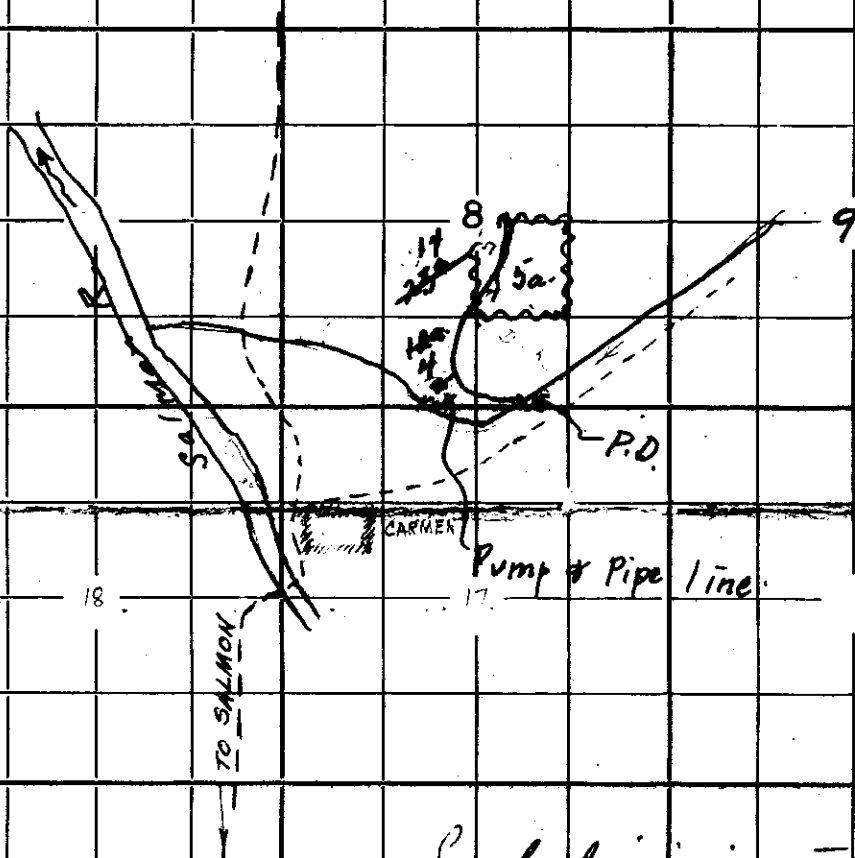
500' x 200' x 1000'

Pump with 40 acres

10 sprinklers

R-22 E.

T.
22
N.



Sub-divisions = Three

Area = 40 acres. 23

Q = 20 inches

NW SE = 52.

NE SW = 142

SE SW = 42

232.

amendment needed

September 20, 1956

RE: Permit No. 22618

Mr. John H. Austin
Carmen
Idaho

Dear Mr. Austin:

Inspection is required on any Permit being brought to license in the State of Idaho.

I will stop overnight in Salmon City on the night of October 2 at the Pixton Hotel and intend to be at your place the first thing Wednesday morning to make inspection in connection with your Permit.

Please be prepared to accompany me on the inspection.

I will drive to the place where the diversion is in case I cannot contact you prior to the time of inspection.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E.N. Humphrey
Deputy State Reclamation Engineer

H:hl1

22618

July 19, 1956

Re: Permit No. 22618

Mr. Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We acknowledge receipt of your letter of July 17, 1956, re making of Beneficial Use Proof on the above captioned Permit.

We find that Beneficial Use Proof was made on February 7, 1956, at Salmon, Idaho before you as Notary.

Therefore, Permit No. 22618 is in good standing and waiting the inspection of our Field Engineer and he will contact you before he makes the inspection.

Please disregard our Form letter mailed you on July 10, 1956.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
cc: John H. Austin
Carmen, Idaho

22618

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

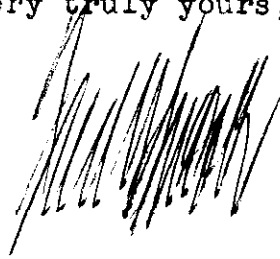
July 17, 1956

Department of Reclamation
Boise, Idaho

Re: Permit No. 22618
John H. Austin
Carmen, Idaho

Your communication of July 10, 1956, addressed to John H. Austin at Carmen, Idaho, has been brought to me with the request that I answer the same for him. He is ready to make his beneficial proof. The water is being used on the lands at the present time and crops are growing thereon. If you will please send the necessary forms to me, I will assist him in submitting his proof so that it can be done at an early date.

Very truly yours,



FHS/mcs

22618

DELIVERING
EMPLC

- ☐ 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.

1 John H. Austin

(Signature or name of addressee)

2 M. B. U.

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

Date of delivery 7-17, 1956

Form 3811
Rev. 4-54

U. S. GOVERNMENT PRINTING OFFICE 16-12431-3

22618

Post Office Department
OFFICIAL BUSINESS
NO. 19371
RETURN RECEIPT REQUESTED



Return to _____
Street and Number, }
or Post Office Box, } **STATE OF IDAHO**
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REGISTERED ARTICLE
No. _____
INSURED PARCEL

BOISE,
IDAHO.

No. 32418

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

July 10, 1956

Re: Permit No. 22618

To John H. Austin
Carmen, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 22618 to appropriate the Public Waters of the State of Idaho, have not been complied with as to Beneficial Use Proof was due February 25, 1956

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 22618 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. 22618 claims the use of 0.40 cubic feet per second of the waters of Carmen Creek with point of diversion located SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 8., Twp. 22 N., Rge. 22 E., B.M., and was approved February 25, 1956

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 13th day of July, 1956

Mark R. Kulp
State Reclamation Engineer.

By _____ Assistant.

22618

Affidavit of Publication

STATE OF IDAHO
County of Lemhi,

ss.

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

..... 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 Jan. 5, 1956, and ending with the issue dated Jan. 26, 1956.

Ronald Burke

Subscribed and sworn to before me, this 7th

day of Feb., 1956

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

Publication Fee \$ 20.24

52615

THE STATE OF IDAHO, County of Lemhi, ss. I, the undersigned, being first duly sworn, depose and say that the within and foregoing is a true and correct copy of the original of the same as the same appears to me, and I am a Notary Public for the State of Idaho, and my commission expires on the 1st day of March, 1957. In testimony whereof, I have hereunto set my hand and the seal of my office at Salmon, Idaho, this 7th day of February, 1956.

MARK E. HURP,
State Notary Public.

22615

February 16, 1956

Re: Permit No. 22618
John H. Austin

Mr. Fredrick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

We acknowledge receipt of the depositions of Mr. Austin, 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.

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,

MARK R. KULP
State Reclamation Engineer
By

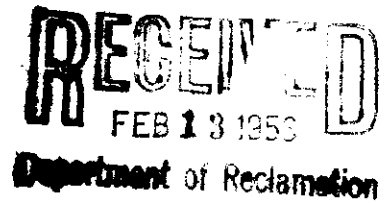
Chief Clerk

RPR
cc to:
John H. Austin

22618

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO



February 9, 1956

Department of Reclamation
Boise, Idaho

Re: Permit #22618
John H. Austin

Gentlemen:

In connection with the above named permit in the name of John H. Austin of Carmen, Idaho, there is enclosed herein the Deposition of Holder and the Depositions of the witnesses in connection with his proof of application of water to beneficial use.

If there is a fee to be paid by Mr. Austin at this time, please advise me of the amount and I will have him send you a check.

Very truly yours,

A handwritten signature in dark ink, appearing to read "F. H. Snook". The signature is written in a cursive style with a long, sweeping underline.

FHS/fw
Encls.

82618

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

RECEIVED
FEB 13 1956
Department of Reclamation

Permit No. 22618

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. John H. Austin; Carmen, Idaho; farmer; 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 #22618 dated February 25, 1952; priority date February 18, 1952.

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

Ans. Carmen Creek; in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of S. 8, T. 22 N.R. 22 E.B.M.,
Lemhi County, Idaho.

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. I am using a 15 H.P. three phase motor with a 6 inch pump that
will raise the water 65 feet.

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. This land was cultivated and seeded to pasture. NWSE-8 - 22 N. 22 E

22618

HWS

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 one inch of water per 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. Stated using the water in 1952 and have used up to 60 inches of water on this land under this permit.

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. There is no other water.

(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 7th day of February, A. D. 1956.

My commission expires September 21, 1959.

22618

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

PERMIT NO. 22618

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. Harold Black, aged 50 years, farmer at Salmon, Idaho.

Ques. 2. Are you acquainted with John H. Austin, the holder of Permit No. 22618? How long have you known him and where does he reside?

Ans. Yes; I have known him for 9 years and he resides at Carmen, Idaho.

Ques. 3. Have you read or heard read said Permit No. 22618, 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. The water comes from Carmen Creek; the place of diversion is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of S. 8, T. 22 N.R. 22 E.B.M., Lemhi County, Idaho, and the works is a pump and pipe line.

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

Ans. It will safely conduct 60 inches of water and I have seen about this same amount being 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. The water is used for irrigation on about 20 acres of land that was levelled and cultivated and seeded for pasture in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of S. 8, T. 22 N.R. 22 E.

22618

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 one inch
of water 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 have witnessed application of water since 1953 used on
the above described land.

(Signed) Harold Black

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 7th day of February,
A. D. 19 56.

Fredrick Hughes Smith

Notary Public.

My commission expires September 21, 1959.

22618

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 22618

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. Geo. H. Seaton, aged 54 years, farmer at Carmen, Idaho

Ques. 2. Are you acquainted with John H. Austin, the holder of Permit No. 22618? How long have you known him and where does he reside?

Ans. Yes; I have known him for 9 years and he resides at Carmen, Idaho;

Ques. 3. Have you read or heard read said Permit No. 22618, 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 of supply is Carmen Creek; the place of diversion is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of S. 8, T. 22 N.R. 22 E.B.M., Lemhi County, Idaho and the works is a pump and pipe line.

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

Ans. It will safely conduct 60 inches of water and I have seen about 60 inches being 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. The water is used for irrigation on NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of S. 8, T. 22 N. R. 22 E. The land was cultivated and seeded for pasture.

22618

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 the use of at least one inch of water 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. Since 1953 I have seen the water used through the pipe and used on the above described land.

(Signed) Geo. H. Seaton

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 7th day of February, A. D. 1956.

Fredrick Hughes Sook
Notary Public.

My commission expires September 21, 1959.

22618

SALMON

Recorder-Herald

Phone 52—Pelton Building—Ronald Burke, Publisher

ADVERTISING
PRINTING
OFFICE SUPPLIES
OFFICE FURNITURE

SALMON, IDAHO

Dec. 30, 1955

Jeanne L. Anderson, Chief Clerk
Department of Reclamation
Boise, Idaho

Dear Madam:

This will acknowledge receipt of notice for publication, to be published once a week for four consecutive weeks prior to February 7, 1956.

Very truly yours,

Mae Burke

Mae Burke, bookkeeper
Recorder Herald

RECEIVED
JAN 5 1956
Department of Reclamation

22618

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 22618

Date: December 29, 1955

Recorder-Herald

Salmon, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to February 7, 1956 the date set for proof, the expense of the publication to be paid by the applicant, John H. Austin of Carmen 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 of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

22618

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

Notice is hereby given that at 2 P.M. ~~noon~~ on the 7th day of February, 1956,
at Salmon, County of Lemhi, State of Idaho, before
Frederick Hughes Snook, Notary Public, proof will be submitted of the
application to beneficial use of 0.40 cubic ~~foot~~ per second of the waters of Carmen Creek, a
tributary of Salmon River in accordance with the terms and conditions of Permit No. 22618
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

John H. Austin, Carmen, Idaho

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

The amount applied to beneficial use is 0.40 cubic feet

The place where said water is used (~~is for irrigation, growing of crops and other uses of the lands irrigated~~)

NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8, Township 22 North, Range 22 East. B.M.

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

No name

The right to take water from such works is based upon Permit No. 22618

The source of supply from which such water is diverted is Carmen Creek, a tributary of Salmon River

The date of priority which said user is prepared to establish is ~~September 1, 1955~~ February 18, 1952

MARK R. KULP

State Reclamation Engineer.

✓
December 21, 1955

RE: Permit No. 22618

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

Dear Mr. Snook:

We have your letter of December 15 enclosing notice for beneficial use proof to be made February 7, 1956, on Permit No. 22618 in the name of John H. Austin.

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 Mr. Austin the affidavit of publication together with statement of costs.

We enclose the forms of deposition to be executed by Mr. Austin and two witnesses in making this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

22618

Frederick Hughes Snook

ATTORNEY AT LAW
SALMON, IDAHO

RECEIVED
DEC 21 1955
Department of Reclamation

December 15, 1955

Department of Reclamation
Boise, Idaho

Re: Permit #22618

Gentlemen:

, At the request of Mr. John H. Austin of Carmen, Idaho, I am enclosing herein his authorization to have you run the necessary notice in the Recorder Herald at Salmon, Idaho.

Very truly yours,



FHS/fw
Encls.

22618

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) December 13, 1955

(P. O.) Salmon, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

Recorder Herald of Salmon, Idaho published in

the county in which the works are situated.

John H. Austin

(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.

22618

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

December 1, 1955

Mr. John H. Austin
Carmen
Idaho

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 22618. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This 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 not later than February 25, 1956, and if proof is submitted later than said date, your priority will be brought down a length of time equal to the time elapsing between the date the proof is due and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

22618

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Land & Survey Office

P. O. Box 2237
Boise, Idaho

(Place)

December 30, 1953

(Date)

RECEIVED
JAN 6 1954
Department of Reclamation

NOTICE OF ALLOWANCE

John H. Austin,

Carmen, Idaho

Sir:

Your Desert Land Entry
Desert Land Entry, Serial No. Idaho 02684,
(Kind of application or entry)

Receipt No. 3025, for the NW 1/4 SE 1/4
3025

_____, Section 8
Township 22 N., Range 22 E., Boise Meridian,
Boise

containing 40 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 existing rights-of-way.

Very respectfully,

Paul A. Shepard
Manager

cc: DRM, Salmon, Idaho
State Recl. Engr., Boise, Idaho

✓
January 5, 1953

RE: Permit No. 22618

Mr. John H. Austin
Carmen
Idaho

Dear Mr. Austin:

We enclose Certificate of Completion of Works issued under Permit No. 22618 for the diversion of 0.40 second foot of water from Carmen Creek, with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, Township 22 North, Range 22 East, B.M., for irrigation of land in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said section.

We also enclose departmental receipt No. 25310 for the \$5.00 fee paid in connection with proof of completion of works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

22618

✓
December 20, 1952

RE: Permit No. 22618

Mr. John H. Austin
Carmen
Idaho

Dear Mr. Austin:

We acknowledge receipt of your affidavit in proof of completion of works on Permit No. 22618.

However, this affidavit does not state whether your pump has been installed, and this is a part of the works described in the permit.

We therefore return your affidavit for such correction and also remind you that the statutory fee of \$5.00 should accompany your proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

22618

Permit No. 22618

STATE OF IDAHO
Department of Reclamation

RECEIVED
DEC 19 1952
Department of Reclamation
20 Jan

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Lemhi

ss.

John H. Austin, 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. 22618, and that his postoffice address is Carmen, State of Idaho

Second: That the name of the stream from which said water is to be diverted is Carmen Creek

Third: That the point of diversion of said water is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, T. 22 N., R. 22, E.B.M., Lemhi County, Idaho

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by February 25, 1953

Fifth: That the use for which said water is intended is Irrigation

Sixth: That on the date above mentioned, the works constructed under said permit were ~~()~~ fully completed and consisted of the following:

I. Kind of works: Ditch, pump and pipe line
(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 feet, height feet.

(d) Conduit ditch width at bottom $1\frac{1}{2}$ ft. feet, width at water line 4 ft. feet, depth of water one feet; diameter of pipe 8 inches, average grade per mile is feet. Length of conduit is 200 miles feet
(State whether ditch, flume or pipe)

Seventh: That said works are capable of conducting to the place of intended use 2 second feet of water.

Eighth: That water appropriated under said permit is available for 20 acres of land described as follows:

NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, T. 22, N.R. 22, E.B.M.

Ninth: Remarks: That this has been completed since 1 of August.

John H. Austin
(Sign Here)

Subscribed and sworn to before me this 16th day of December, 1952

My commission expires Sept. 21, 1955

Edwin Hughes Hook
Notary Public
for Idaho, Residing at Salmon, Idaho.

22618

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Mr. John H. Austin

Carmen, Idaho

Boise, Idaho

December 1, 1952

Dear Sir:-

Under the terms of your Permit No. 22618..... you are required to complete your diversion works on or before February 25, 1953.... I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

MARK R. KULP

State Reclamation Engineer

52618

March 3, 1952

RE: Permit No. 22618

Mr. John H. Austin
Carmen
Idaho

Dear Mr. Austin:

We enclose Permit No. 22618 and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose two copies of this permit, one of which has been certified, to be used in connection with your desert filing in the Bureau of Land Management at Boise, Idaho.

We also enclose departmental receipt No. 24202 for \$7.00 which includes \$5.00 filing fee and \$2.00 for the additional copies.

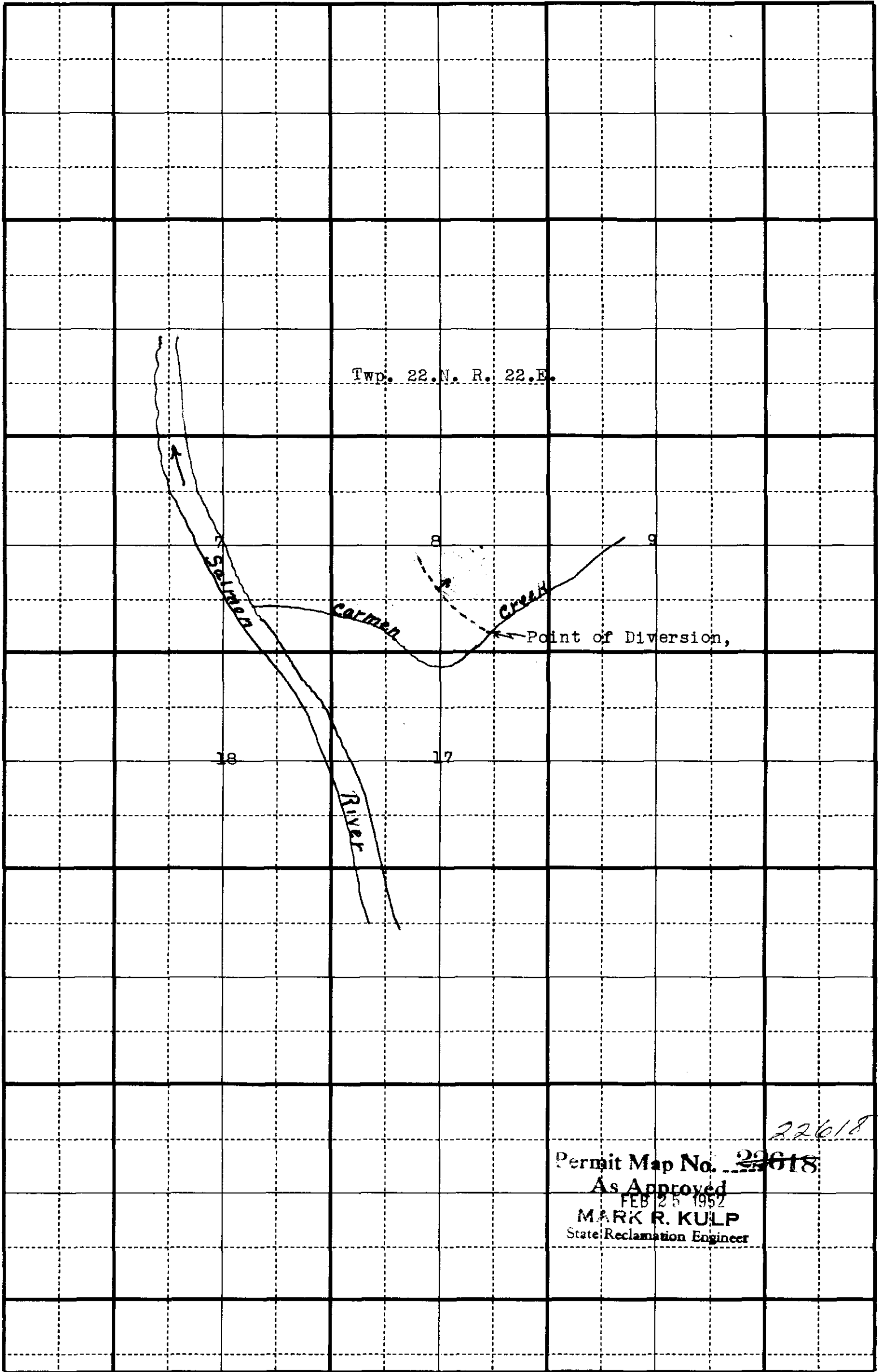
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

22618



FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 2 p. m. on the 7th day of February, 1956, at Salmon, County of Lemhi State of Idaho, before Frederick Hughes Snook, Notary Public, proof will be submitted of the application to beneficial use of 0.40 cubic foot per second of the waters of Carmen Creek, a tributary of Salmon River in accordance with the terms and conditions of Permit No. 22618 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 John H. Austin, Carmen, Idaho.

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

The amount applied to beneficial use is 0.40 cubic foot.

The place where said water is used is NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 8, Township 22 North, Range 22 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is no name.

The right to take water from such works is based upon Permit No. 22618.

The source of supply from which such water is diverted is Carmen Creek, a tributary of Salmon River.

The date of priority which said user is prepared to establish is February 18, 1952.

MARK R. KULP,
State Reclamation Engineer.
1-5-4tc