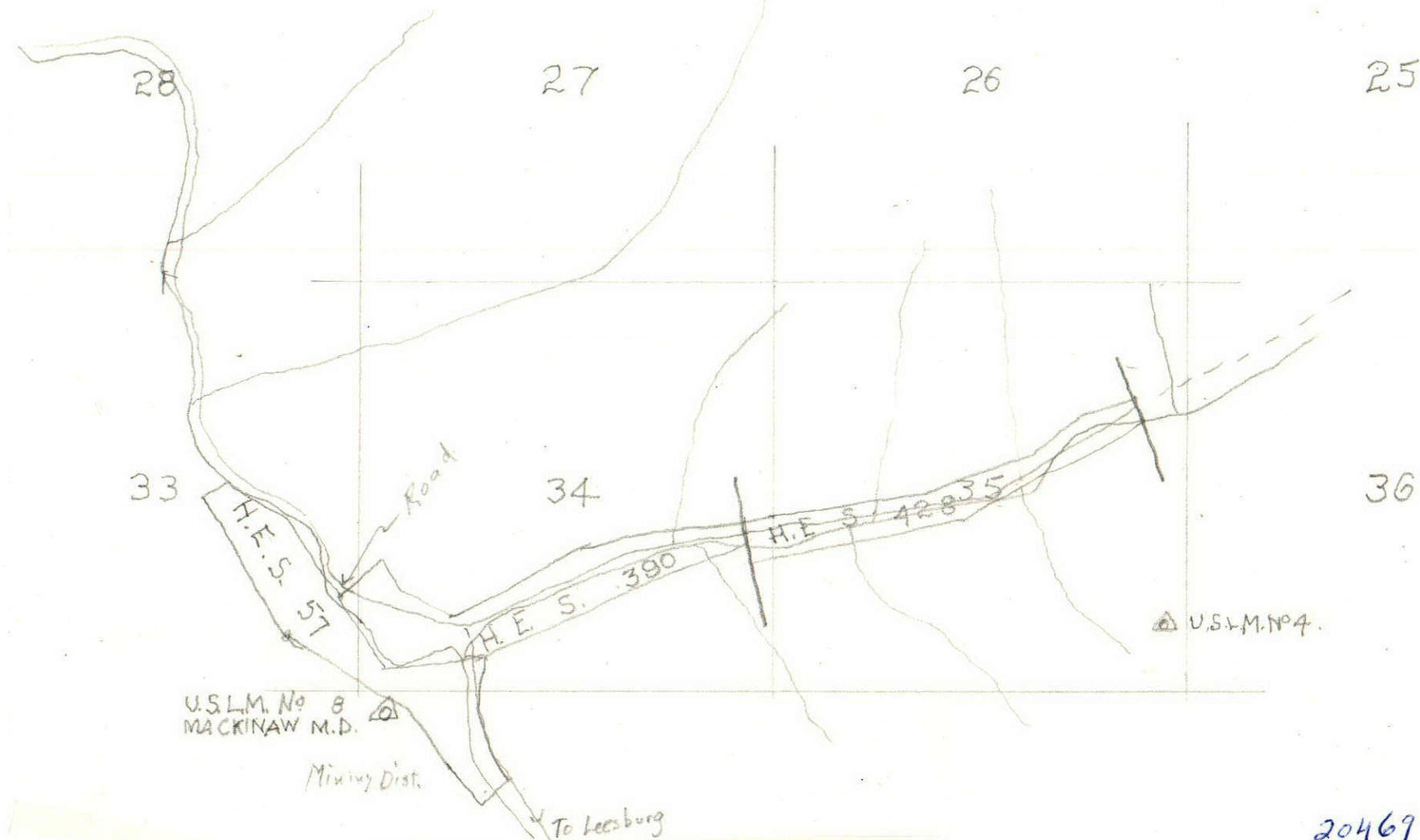


T. 22 N. R. 18 E.
Unsurveyed.

Traced From Plat in
Land & Survey Office.

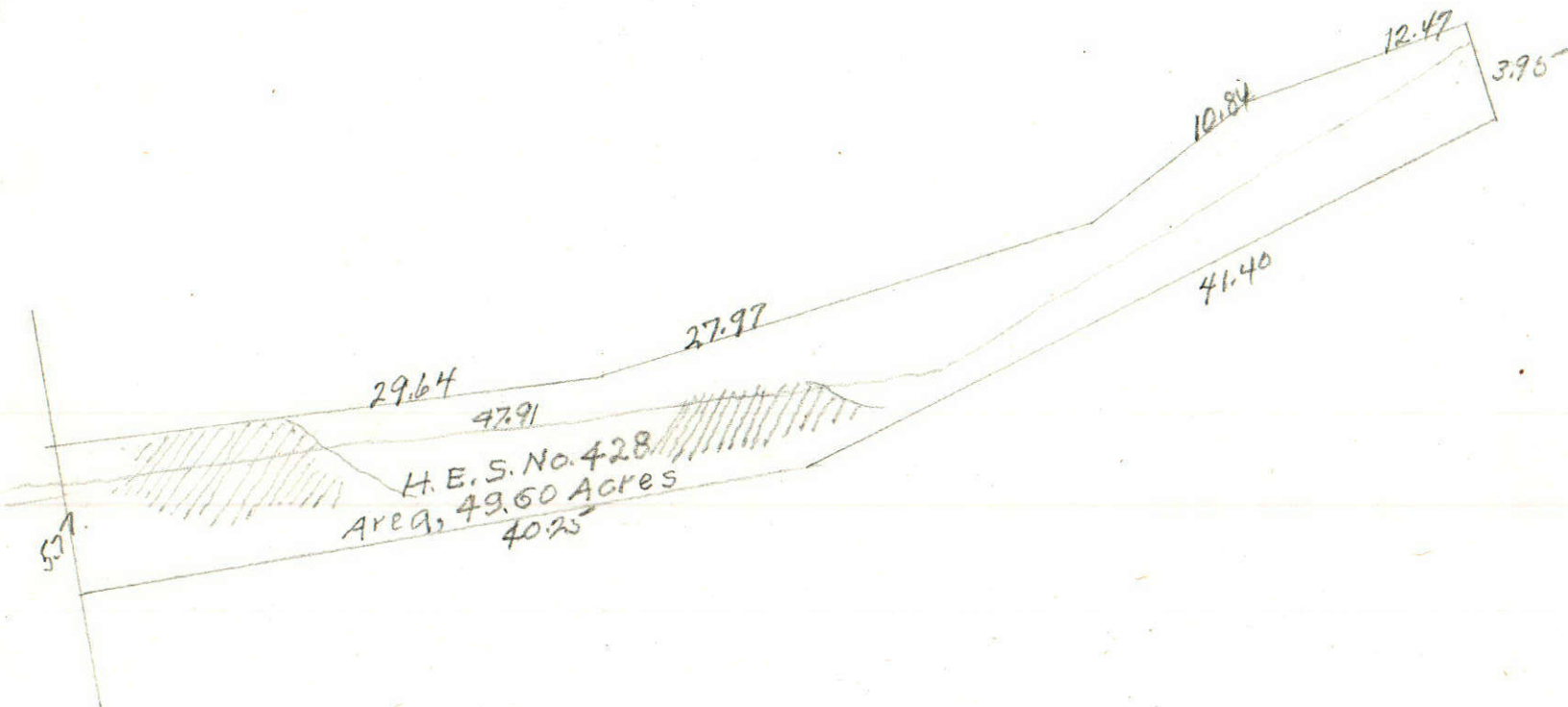
Jan 3-57
E.N. Humphrey,
Permit # 20469



Traced from Plat in
Land & Survey Office.

Tom. 3-51
E. M. Humphrey
Permit # 20469.

↑ N

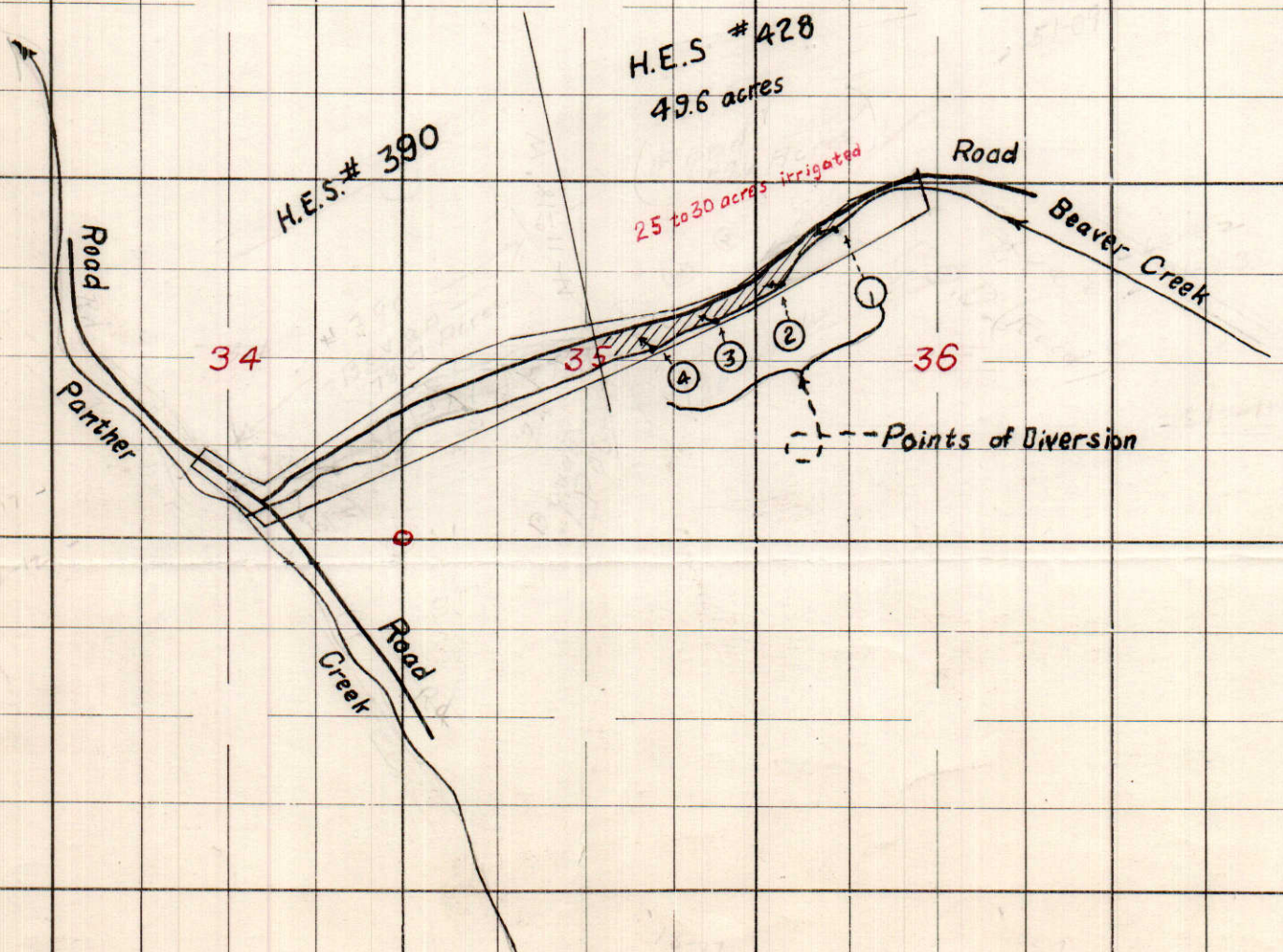


20469

T. 22N., R. 18E.
Unsurveyed.

For correct location
See other maps attached
E.N.H.

T. 23N., R. 18E.



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

Notice is hereby given that at 11 A. M. on the 27th day of August, 1948 at Salmon, County of Lemhi, State of Idaho, before CHARLES HERNDON, a Notary Public, proof will be submitted of the application to beneficial use of one cubic feet per second of the waters of Beaver Creek a tributary of Panther Creek in accordance with the terms and conditions of Permit No. 20469, 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 Mae Rood, Shoup, Idaho.

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

The amount applied to beneficial use is one cubic foot per second.

The place where said water is used H. E. S. No. 428 in Lemhi County, Idaho, in approximately Sections 34 and 35, Township 23 North, Range 18 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 unnamed.

The right to take water from such works is based upon Permit No. 20469.

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

The date of priority which said user is prepared to established is May 14, 1948.

MARK R. KULP,
State Reclamation Engineer
Pub. 8-5-4tc.

Affidavit of Publication

STATE OF IDAHO,
County of Lemhi,

} ss.

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 Of Proof

.....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 Aug. 5, 1948 and ending with the issue dated Aug. 26, 1948.

Keith Barrette

Subscribed and sworn to before me, this 27

day of Aug, 1948

Charles Herndon

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

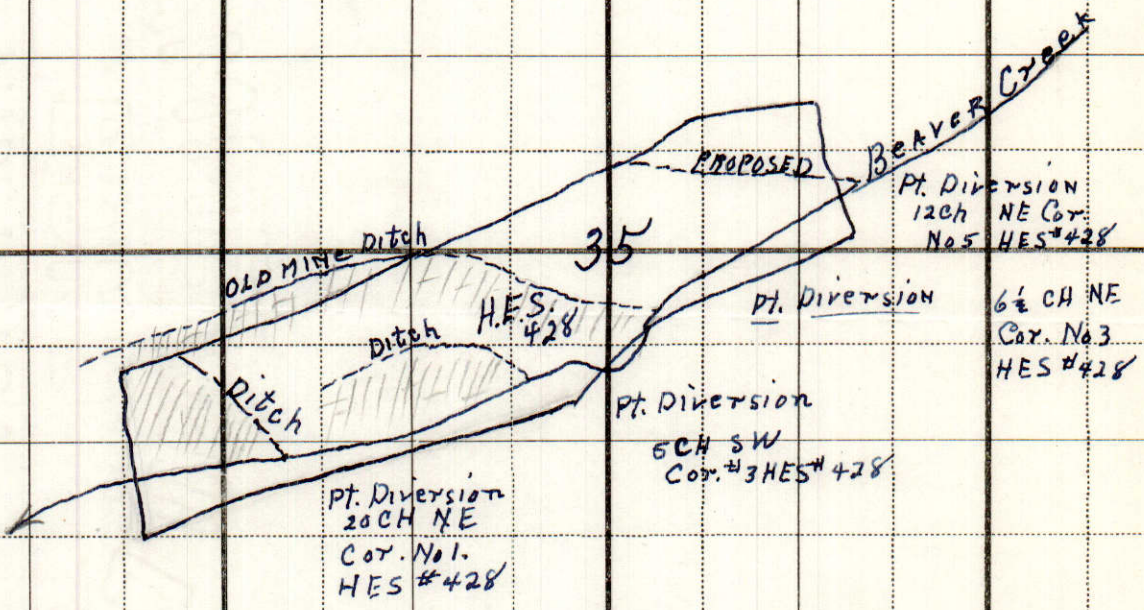
Publication Fee \$.....

20469

UNSURVEYED
T23N R.18E

34

35



Permit Map No. 20469
As Approved
MAY 20 1948
MARK R. KULP
State Reclamation Engineer

20469

DATE 11-7-84

FROM Glen

TO File 75-2105

SUBJECT The Township for P.d. & P.L.U. should be T23N rather than T22N as shown on lic. (Determined from quad sheets & county maps).



SIGNATURE

State of Idaho

License and Certificate of Water Right

Water License No. 20469

Amount 0.6 second foot

Water District No. _____

Priority May 14, 1948

THIS IS TO CERTIFY that MAX BOOD

of Shoup, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 14, 1948; that Permit No. 20469 was issued under said application; that Certificate of Completion of works, with a carrying capacity of One second foot, was issued thereunder on August 30, 1948, showing that said works were completed on the 30th day of June, 1948; and that on the 27th day of August, 1948.

MAX BOOD

of Shoup, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Beaver Creek, a tributary of Panther Creek, for the purpose of irrigation, under Use Permit No. 20469 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 8 of Licenses at page 4690, on the 17th day of January, 1951;

The right hereby confirmed dates from May 14, 1948;

The Point of Diversion ^{are} located four points in Section 35,

~~in the~~ ~~xxx~~ ~~xxxxxx~~, Twp. 23 N., R. 18 E., B.M. (Unsurveyed) Lemhi Coun

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 0.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>22 N.</u>	<u>18 E.</u>		<u>H.E.S. No. 428 located in Sections 34 and 35, Twp. 23 North, Range 18 East, B.M. (Unsurveyed)</u>		<u>30</u>

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 January, 1951.

(Seal)

MARK R. KULP
State Reclamation Engineer

75 2100

N^o 20469
75-2105

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

APPLICATION No. 28106
PERMIT No. 20469
DISTRICT No.

1. Name of Applicant: MAE ROOD

Postoffice address: Shoup

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:

- (b) Treasury stock:
- (d) Other resources: Real Estate \$4,000.00

- (a) Cash on hand: \$1,000.00
- (c) Bonds to be issued:

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

3. Source of water supply: Beaver Creek which is a tributary of Panther Creek

4. Location of point of diversion: See Map & Remarks feet distant from the
corner of Section , T. , R. , B.M., and is in the Unsurveyed
of Section , T. 23 N. , R. 18 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: \$500.00

8. Kind of works: Ditches

9. Height of dam 2 feet; length of dam at top 5 feet; length of dam at bottom 5
feet; material used in dam: Rocks, sod and boards

10. Size of headgate: Width 2 feet; height 1 feet.

11. Ditch: Width at bottom $1\frac{1}{2}$ feet; width at water line 2 feet; depth of water $1\frac{1}{2}$ feet;
dimensions of flume: None
Diameter of pipe None inches; length of conduit 3300 feet miles.
Average grade per mile 3 feet.

12. The time required for the completion of such work is 30 days 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: Usufructory right- April 1, 1914

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.

MRS. MAE ROOD *Applicant.*

By _____ *Agent.*

Date of first receipt at Department of Reclamation: 9:00 A. M. May 14, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20469

Recorded in Book 73 Page 20469 Approved May 20, 1948

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 July 20, 1948

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 - -

The whole of said work to be completed on or before August 20, 1948

Beneficial use of water appropriated in accordance herewith, to be made on or before August 20, 1948

WITNESS My hand this 20th day of May, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, C. A. ROBINS, Governor of the State of Idaho,
and J. D. "CY" PRICE, 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 20th
day of May, 1948.
STATE OF IDAHO

STATE OF IDAHO

Countersigned:

(SEAL)

By J. D. "CY" PRICE

Secretary of State.

By C. A. ROBINS

Governor.

REMARKS: Points of diversion are as follows: No. 1- 20 chains N. E. corner No. 1, H.E.S. 428

No. 2- 5 " S. W. " No. 3 "

No. 3- 6 $\frac{1}{2}$ " N. E. " No. 3 "

No. 4-12 " N. E. " No. 5 "

14.

In Unsurveyed Twp. 23 North, Range 18 East, B. M.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals	
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$		
23 N.	18 E.	35 34									10	15	10					35 15		
							(H. E. S. No. 428)								15					
																Total Number of Acres to be Irrigated -				50

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that MAE ROOD of Shoup, County of Lemhi, and State of Idaho, the holder of Permit No. 20469, issued upon Application No. 28106 bearing date of priority of May 14, 1948, authorizing the diversion of Two (2) second feet of the waters of Beaver Creek, a tributary of Panther Creek, 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 One (1) second foot of the waters of Beaver Creek; that the points of diversion of said waters are as follows: No. 1- 20 chains N. E. corner #1, H.E.S. 428; No. 2- 5 chains S. W. corner No. 3, H.E.S. 428; No. 3- 6½ chains N. E. corner No. 3, H.E.S. 428; No. 4- 12 chains N. E. corner No. 5, H.E.S. 428. In unsurveyed Township 23 North, Range 18 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: H.E.S. No. 428, located in N½ SW¼, SW¼ SW¼ Section 35; and NE¼ SE¼ Section 34; Township 23 North, Range 18 East, B.M. (Unsurveyed)

Witness my hand this 30th day of August, A.D. 1948.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made June 30, 1948

Certificate of Completion of Works issued August 30, 1948

LICENSE ISSUED FOR 0.6. SER. FT.
Page 4690

WATER RIGHT NUMBER 75-2105

VERIFIED LGS

OWNER LAST NAME - RUDD FIRST NAME - MAE ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - SHOUP STATE - ID ZIP CODE -
SOURCE - BEAVER CREEK TRIBUTARY OF - PANTHER CREEK
STAGE - LICENSE STATUS - PRIORITY - 05-14-1948 COUNTY - LEMHI TOTAL DIV. RATE - .6000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NWSE 35 23N 18E LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - TO - USE - IRRIGATION USE DIV. RATE - .6000 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 23N RNG 18E SEC 34
USE - IRRIGATION PLACE OF USE - TWN 23N RNG 18E SEC 35
DECREE NAME - DATE - TOTAL ACRES 0
REMARKS - P/U S34 & 35, T23N, R18E. H.E.S. 428.
AC. IRR. = 25 TO 30.
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 20469
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

VERIFIED LGS

3/79

IDENT. NO. 72-2105

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

WATER RIGHT
DATA ENTRY LOG[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 20469 1 75-2105
 Old No. New No.

Record

1. Original Owner: Mac Rood

Present Owner: _____

2. Address:

3. City: Shoup State: ID Zip: _____

4. A. Source of Water: Beaver Creek

B. Tributary of: Panther Creek

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

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

C. Priority Date: 5-14-1948

D. County: 59

E. Total Diversion Rate: .6

F. Total Diversion Volume:

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

H. Water District:

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

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

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>See remarks</u>					
	<u>SE SE</u>	<u>34</u>	<u>23 N</u>	<u>18 E</u>		

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

from _____	to _____	for <u>17</u> purposes.	Amount <u>.6</u> (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 _____

10179

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. P/D L35, T22N, R18E.
B.
C. P/U L34 + 35, T22N, R18E. H.E.S. #428.
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: 20469

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

January 18, 1951

Re: Permit No. 20469

Mrs. Mae Rood
Shoup, Idaho

Dear Mrs. Rood:

We enclose License and Certificate of Water Right issued under Permit No. 20469, confirming your right to the use of 0.6 of a second foot of water from Beaver Creek, with priority of May 14, 1948, for the irrigation of 30 acres in your homestead No. 428, located in Sections 34 and 35, Township 22 North, Range 18 East, B.M. (Unsurveyed).

We also enclose Departmental Receipt No. 23004 for the \$6.00 fee paid in connection with this proof.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

20469

Shoup, Idaho.
Jan. 8th 1951

Mr. Mark R. Kulp.
State Reclamation Engineer
Boise, Idaho.

Dear Mr. Kulp: Your
letter regarding license
for water, permit No. 20469
received and please find
my check for same
enclosed.

Thank You.

Mrs. Mae Good

RECEIVED
JAN 17 1951
Department of Reclamation

20469

January 4, 1951

Re: Permit No. 20469

Mrs. Mae Rood
Shoup, Idaho

Dear Mrs. Rood:

In further reference to our Engineer's Report on examination for Beneficial Use under Permit No. 20469; this report shows that you have irrigated approximately 30 acres and License can be issued for 30 inches of water from Beaver Creek, or 0.6 of a cubic foot per second.

This is the statutory maximum of one inch per acre and is the amount that has been allowed on other Permits in the same general locality.

Therefore, upon receipt of the statutory fee of \$6.00, a License will be issued for that amount for use on H.E.S. #428 located in Sections 34 and 35, Township 22 North, Range 18 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

CC: Mr. Charles Herndon

20469

T. 22 N. R. 18 E.

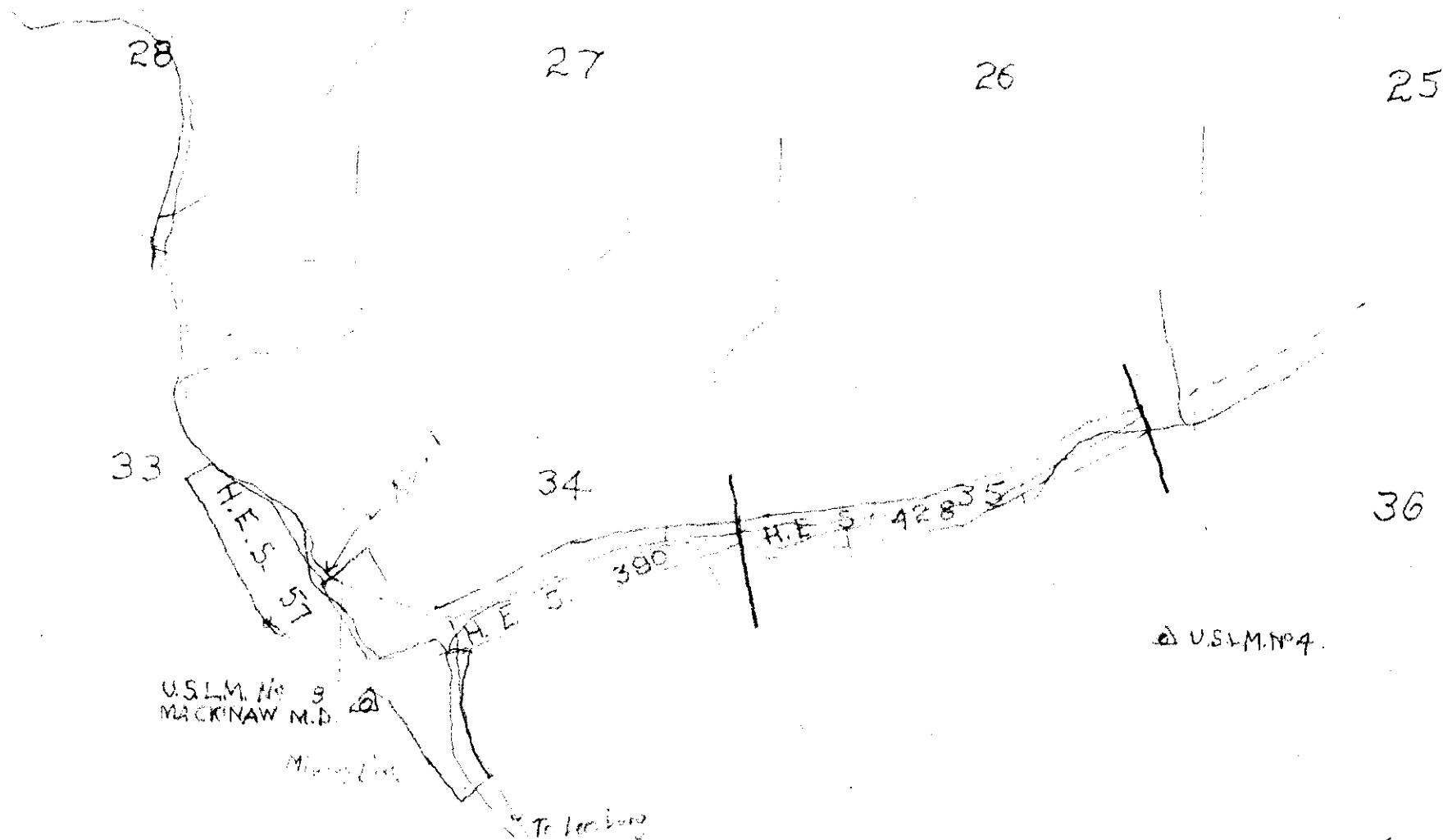
Unsurveyed.

Traced From Plat in
Land & Survey Office.

Jan 3-57

E. N. Humphrey.

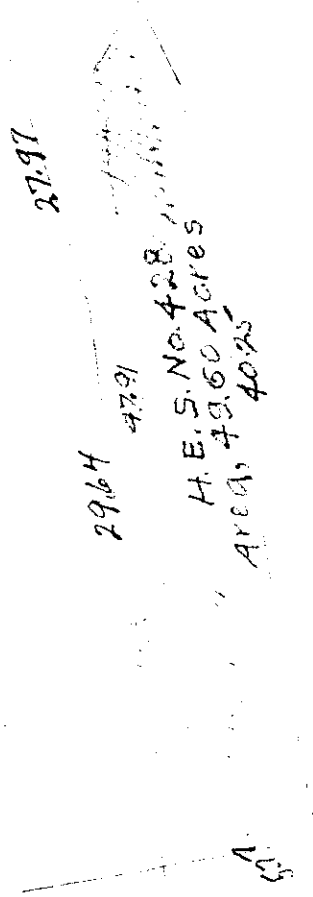
Permit # 20469



20469

Traced from Plot in
Land & Survey Office.

Jan. 3-57
E. W. Humphrey
Permit # 20469.



T. 22 N., R. 18 E.
Unsurveyed.

20469

Re: Permit No. 20469

Rechecked Aug 17-50

Mae Rood, Shoup, Idaho

This report is correct. The demand for more water originates from a **statement** by Mr. Bevan that he had obtained all of the water requested in his application for Permit. This did not set well with Mrs. Rood, who felt that she should have just as much water per acre as Mr. Bevan. After I convinced her that Mr. Bevan had only received an inch to the acre, she seemed to be in a **much more receptive mood** regarding an inch to the acre on her filing.

Actually there is a surplus of water in Beaver Creek that may never be filed on. I see no reason why either party can not have all the water they want, but there is probably no reason for granting more than an inch per acre. The only other waters that are being used from this stream for consumptive purposes is 50 inches which Mr. Rood flumes across Panther Creek and uses on higher ground and water that is supposedly a placer claim but is actually a hay field and **maybe** some placer immediately above Mrs. Rood's property. The size of the hay field is approximately 10 acres.

The only other use of water of this stream is for non-consumptive placer mining by Rood's on the head waters of the stream.

E. N. Humphrey,

E. N. HUMPHREY

6382

20469

CHARLES HERNDON
PROSECUTING ATTORNEY
LEMHI COUNTY
SALMON, IDAHO

April 6, 1950.

Department of Reclamation
State of Idaho
Boise, Idaho.
Attention: Mark L. Kulp,
State Reclamation Engineer.

RECEIVED
APR 10 1950
Department of Reclamation

Re: Permit No. 20469.

Dear Mr. Kulp:

Reference is made to your letter of March 13th.

Mrs. Rood can submit proof that owing to the gravelly condition of the soil, one inch to the acre is insufficient to produce a crop.

If such proof is submitted, can your office issue a permit for the fifty inches applied for?

Very truly yours,



CHARLES HERNDON

CH:vc

20469

March 13, 1950

Re: Permit No. 20469

Mr. Charles Herndon
Attorney at Law
Selmon, Idaho

Dear Mr. Herndon:

In reply to your letter of March 6, 1950, we now have on file, the report of our Field Engineer on examination for beneficial use under Permit No. 20469 in the name of Mae Rood.

This report shows that Mrs. Rood has irrigated approximately 30 acres of her homestead in Sections 34 and 35, Township 23 North, Range 18 East, B.M.

Therefore, upon receipt of the statutory fee of \$6.00 a License will be issued for 30 inches of water from Beaver Creek. This is at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hh

20469

CHARLES HERNDON
PROSECUTING ATTORNEY
LEMHI COUNTY
SALMON, IDAHO

March 6, 1950

RECEIVED
MAR 9 1950
Department of Reclamation

Department of Reclamation
State of Idaho
Boise, Idaho
Attention: Mark L. Kulp,
State Reclamation Engineer

Re: Mae Rood, Shoup, Idaho
Permit No. 20469

Gentlemen:

Will you please advise the status of the
above entitled matter and whether or not
a final permit was issued; if not what
further remains to be done in this
matter.

Sincerely yours,


Charles Herndon

CH:amw

20469

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20469

REPORT ON PROOF OF Beneficial use

.6 cfs
max

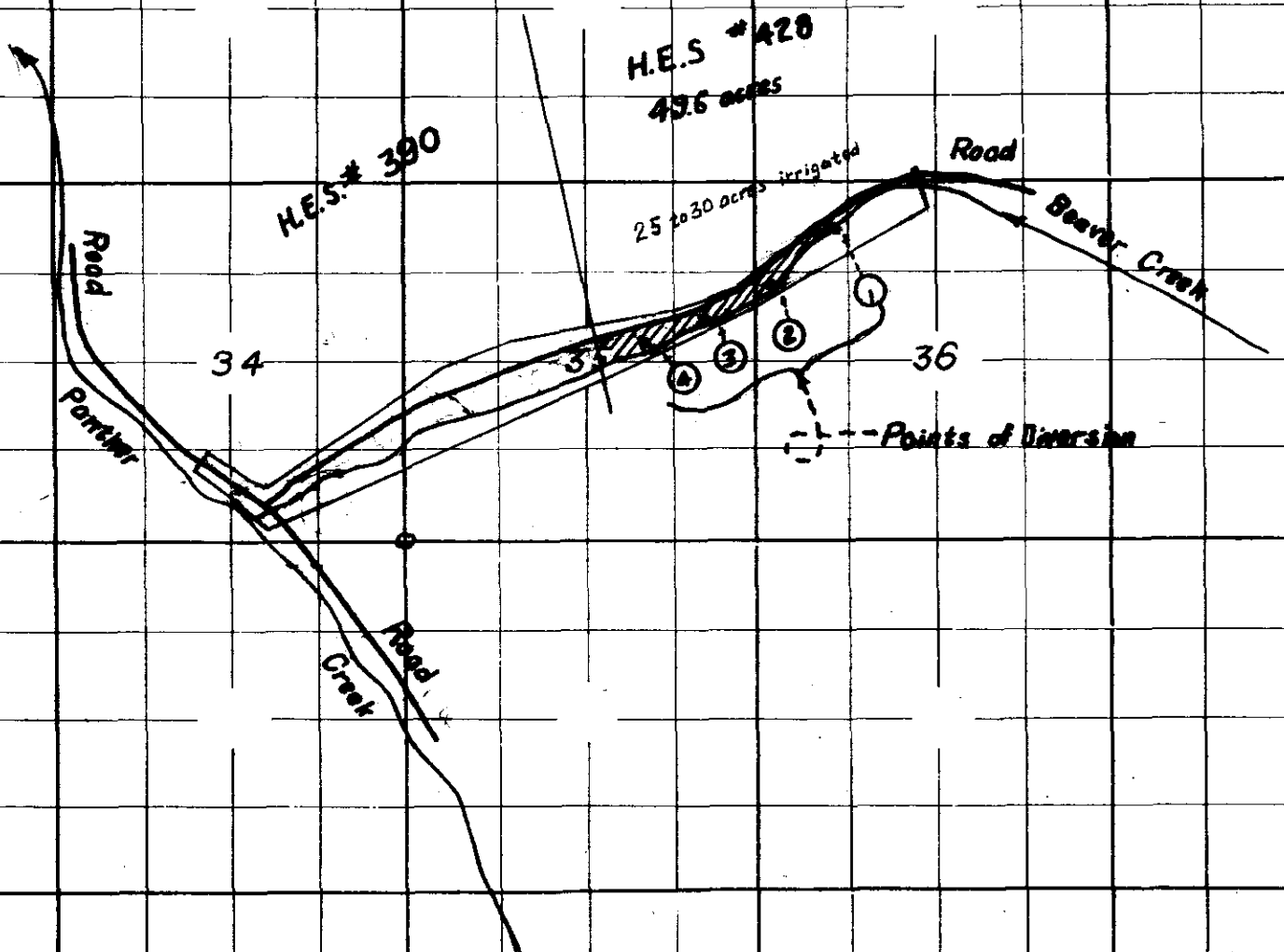
207.5

25-30 acres

3-405

For correct location
See other maps attached
E. N. H.

T. 23N., R. 10E.



STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 20469

This proof is for Beneficial use

In Water District No. _____

1. Name of applicant Mae Rood, Shoup, Idaho2. Source of water supply: Beaver Creek, a tributary of Panther Creek3. Location of point of diversion: Is in the 4 points in of Section 35T. 23 N. R. 18 E. County of Lemhi (Unsurveyed)

4. Describe works as they exist, giving dimensions and capacities of same:

Ditches No. 1 & 3 are 2 ft. wide and 1 ft. deep.Ditches No. 2 & 4 are 1 ft. wide and 1 ft. deep.No. 1 has a pole culvert bridge across the road.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):

H. E. S. No. 428, in N $\frac{1}{2}$ SW $\frac{1}{4}$ & SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35, and NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34,Twp. 23 N., Range 18 E., B. M. (Unsurveyed)- Approximately

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

8. What large stream would the water here appropriated finally reach? Salmon RiverRemarks: Irrigation is mostly shoes string pasture.This land was originally H.E.S. #428. The adjoining land wasH.E.S. #390 (see permit 18961)This examination was made on the 16 day of June, 19 49

(Signed)

F. A. Tolman

Examiner.

20469

Mae Roed
Shoup, Idaho

Permit No. 20469

Examination for Beneficial use

County Lemhi

35

2371-18E

Wm. R. F.
Sullivan M. F.

RECEIVED
MAR 6 1950

Department of Reclamation

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.

Wm. R. F.
Sullivan M. F.

103

✓
September 13, 1948

Re: Permit No. 20469

Mr. Charles Herndon
Attorney at Law
Salem, Idaho

Dear Mr. Herndon:

We acknowledge receipt of your letter of September 9 returning corrected depositions of Mae Rood, also affidavit of publication in the Recorder-Herald, which completes the proof of beneficial use under Permit No. 20469.

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

We are unable to say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, Mr. Tolman, Field Engineer for this Department, will try and contact Mrs. Rood at the time he makes the examination in order that she may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/kt

20469

CHARLES HERNDON
PROSECUTING ATTORNEY
LEMMI COUNTY
SALMON, IDAHO

September 9, 1948.

Department of Reclamation
State of Idaho
Boise, Idaho
Attention: Mark L. Kulp,
State Reclamation Engineer.

Re: Mae Reed, Shoup, Idaho.
Permit No. 20469.

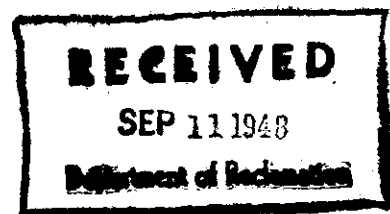
Gentlemen:

Enclosed herewith Affidavit of Publication and Proof of Application
of Water to Beneficial Use in the above entitled matter.

Very truly yours,

Charles Herndon
CHARLES HERNDON

CH:vc
Enclosures:
Affidavit
Proof.



20469

Affidavit of Publication

STATE OF IDAHO,
County of Lemhi,

} ss.

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 Of Proof

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 Aug. 5, 1948 and ending with the issue dated Aug. 26, 1948

Keith Barrette

Subscribed and sworn to before me, this 27
day of Aug, 1948

Charles Hendon

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

Publication Fee \$ _____

20469

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

Ans. 2 cu. feet per second, measured under a 4 inch pressure.

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. Since April 1, 1914 water has been used each irrigating season to amount of 2 cubic feet or more continuously for irrigation of N.E.S. No 428 Lemhi County, Idaho.

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 except that waters under this permit have been used in prior years back to April 1, 1914.

(Sign) X *Max Rood*

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 27th day of August, A. D. 1948

Charles Henderson

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

My commission expires Feb. 14, 1951.

20469

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20469

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Richard Hines

Ques. 2. Are you acquainted with Mae Rood, the holder of Permit No. 20469? How long have you known him and where does he reside?

Ans. Over 20 years near Shoup, Idaho.

Ques. 3. Have you read or heard read said Permit No. 20469, 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. Beaver Creek

Ans. 20 Ch. NE Cor. No. 1, H. E. S. #428; 5 Ch. Cor. #3 H. E. S. #428;
6 1/2 Ch. NE Cor #3 H. E. S. #428. Twp. 23 N. R. 18 E. S. 10 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. 2 cu. ft.

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 - N.E.S. no 428, Lemhi County, Idaho
in approximately unsurveyed sections 34 and 35,
T. 23 N. R. 18 E. S. 10 M.

20469

Richard Hines

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

Ans. No

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. Meadow and garden - 20 acres cultivated -
Rocky - needs 2 cubic feet per second of time for
profitable 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. Since April 1, 1914 I have observed
the application of this water on N.E.S. no.
428.

(Signed) X Richard Hines

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 27th day of August, A. D. 1948.

Charles Hendon
Notary Public.

My commission expires Feb. 14, 1948.

For State of Idaho
Residing at Salmon, Idaho.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20469

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 Rood, over 21 years, Shoup, Idaho, farming and mining - Shoup, Idaho.

Ques. 2. Are you acquainted with Mae Rood, the holder of Permit No. 20469? How long have you known him and where does he reside?

Ans. Yes. Over 30 years, near Shoup, Idaho.

Ques. 3. Have you read or heard read said Permit No. 20469, 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. Beaver Creek

Ans. 20 Ch. NE Cor. No. 1, H. E. S. #428; 5 Ch. Cor. #3 H. E. S. #428;
6 $\frac{1}{2}$ Ch. NE Cor. #3 H. E. S. #428. Twp 23 N. 18 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. 2 cu. feet

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

Ans. Irrigation of N. E. S. No. 428 - natural meadow -
alfalfa, garden.

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

Ans. no

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. meadow, garden, pasture, alfalfa - cultivated
average - rocky - needs 2 cu. ft per second per acre of land

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

Ans. none

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

Ans. In more than 25 years I have observed
application of this water on N.E.S. no 428.

(Signed) X Frank Rood

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 29th day of August, A. D. 19 48.

My commission expires Feb. 14, 1951.

Charles Henderson
Notary Public.
For State of Idaho
Residing at Salmon, Idaho.

✓
September 4, 1948

Re: Permit No. 20469

Mr. Charles Herndon
Attorney at Law
Salmon, Idaho

Dear Mr. Herndon:

We enclose Certificate of Completion of Works issued under Permit No. 20469 in the name of Mae Rood for the diversion of one (1) cubic foot per second of the waters of Beaver Creek for the irrigation of H. E. S. No. 428; together with Departmental Receipt No. 20843 for the \$5.00 fee paid in connection with this proof.

Proofs of beneficial use under this permit have also been received, but the proof of the permit holder is returned herewith for completion as follows: (1) Question 3 should give the date of the permit and the date of the priority. (2) Complete Question 5 by giving the dimensions of the works of diversion and the amount of water that is capable of diversion.

Since this permit is for irrigation only the water claimed thereunder can not be used for power purposes as suggested under Question 7.

Very truly yours,

MARK R. KOPP
State Reclamation Engineer
BY

Chief Clerk

A/gt

Enc.

P. S. The affidavit of publication in the Recorder-Herald is also necessary in connection with beneficial use proof.

20469

CHARLES HERNDON
PROSECUTING ATTORNEY
LEMHI COUNTY
SALMON, IDAHO

August 27, 1948.

Department of Reclamation
State of Idaho
Mark R. Kulp,
State Reclamation Engineer
Boise, Idaho.
Attention: Jeanne L. Anderson,
Chief Clerk.

Re: Permit No. 20469 - Mae Rood, Shoup, Idaho.

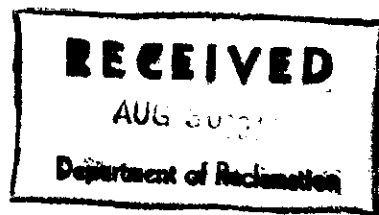
Gentlemen:

There is enclosed herewith Proofs of Application of Water to Beneficial Use, being the depositions of the Permit holder, Mae Rood and the depositions of the two witnesses, Frank Rood and Richard Hinds.

Very truly yours,


CHARLES HERNDON

CH:vc
Enclosures:
3.



20469

CHARLES HERNDON
PROSECUTING ATTORNEY
LEMHI COUNTY
SALMON, IDAHO

August 25, 1948.

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

Re: Permit No. 20469 - Mae Rood, Shoup, Idaho.

Gentlemen:

We are sorry that we neglected to reply to your letter of July 28th. The writer was under the impression that the letter had been answered.

With reference to the second paragraph of your letter of July 28th, please insert the proper description ^{which} was omitted inadvertently.

The statutory fee of \$5.00 is enclosed herewith.

Very truly yours,

Charles Herndon
CHARLES HERNDON

CH:vc
Enclosure:
Check.



20469

✓
August 20, 1948

Re: Permit No. 20469

Mr. Charles Herndon
Salmon, Idaho

Dear Mr. Herndon:

We do not seem to have had reply to our letter of July 26 in regard to the affidavit of Mae Hood submitted in proof of completion of works under Permit No. 20469.

Since proof of beneficial use is to be made under this permit on August 27, it will be well to have the first proof completed and a certificate of completion of works issued prior to that date.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt

20469

20469
SALMON

Recorder-Herald

☆ ADVERTISING - PRINTING - OFFICE SUPPLIES

RONALD BURKE, PUBLISHER

VIEL BUILDING
SALMON, IDAHO

7/30/48

Mark R. Kulp,
State Reclamation Engineer,
Department of Reclamation,
State House,
Boise, Idaho



Dear Sir:

This is to acknowledge receipt Notice of Proof Application of Water by Mae Rood of Shoup, which is to run four consecutive issues prior to August 27, 1948.

Sincerely

Ronald Burke, publisher,
Recorder Herald,
Salmon, Idaho

By

Keith Baneth
editor

20469

July 28, 1948

Re: Permit No. 20469

Mr. Charles Herndon
Salmon, Idaho

Dear Mr. Herndon:

We acknowledge receipt of the Proof of Completion of Works under Permit No. 20469 in the name of Mae Rood.

We note that in describing the point of diversion the affidavit omits "1/2 Ch. NE corner, No. 5, H. E. S. #428" and also fails to give the Township and Range which according to the Permit is unsurveyed, Twp. 23 N., Rge. 18 E., S. 2. If this was inadvertently omitted we can add same on your authorizing to do so.

There is a fee of \$5.00 required by statute in connection with proof of completion of works.

We have made one change in the notice of Proof of Beneficial Use because the priority to be established under this Permit can not be earlier than the date the application was filed in this Department, namely May 14, 1948. The only way to establish an earlier priority would be by proving earlier beneficial use through the District Court.

A copy of the notice has been sent to the Recorder Herald of Salmon, Idaho, with instructions to publish it once a week for four consecutive weeks prior to August 27, 1948, the date set for the proof, and to send an affidavit of publication together with statement of costs to Mae Rood at Shoup, Idaho.

We enclose herewith the necessary forms of deposition for the applicant and two witnesses to be used in making beneficial use proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

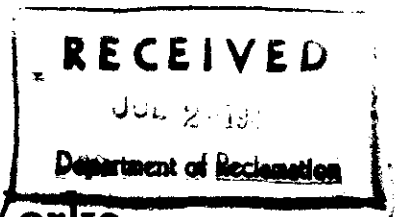
Chief Clerk

A/gt

Enc. 5

20469

Permit No. 20469

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Lemhi } ss.

Mae Rood, 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. 20469, and that ^{her} his postoffice address is Sheup State of Idaho.

Second: That the name of the stream which said water is to be directed is Beaver Creek.

Third: That the point of diversion of said water is 20 Ch. NE. Cor. No. 1, H. E. S. #428; 5 Ch. SW. Cor. #3 H. E. S. #428; 6 1/2 Ch. NE. Cor. #3 H. E. S. #428.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by August 20, 1948.

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 (or were not) fully completed and consisted of the following:

I. Kind of works: irrigation ditches.
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: 1 1/2 X 2 ft.

(a) Height of dam none feet, length of dam at top feet, length of dam at bottom feet. Material used in construction rocks, sod and boards.

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir none acre feet.

(c) Size of headgate: Width none feet, height feet.

(d) Conduit Ditches width at bottom 1 1/2 feet, width at water line 2 feet, depth of water 1 1/2 feet; diameter of pipe inches, average grade per mile is 5 feet. Length of conduit is 1.4 miles.

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

Eighth: That water appropriated under said permit is available for 50 A. acres of land described as follows: H. E. S. No. 428, Unsurveyed, Township 23 N. Range 18 E. E. M., County of Lemhi, State of Idaho.

Ninth: Remarks: That the ditches above described have been completed and in use since the 1st day of April 1914 and that the date of priority of use which applicant is prepared to establish is the 1st day of April, 1914.

Mae Rood
(Sign Here)

Subscribed and sworn to before me this 30 day of June, 1948.

My commission expires Feb. 14, 1948.

Charles Henderson
Notary Public.
Residing At Salmon, Idaho.

20469

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 20469

Date: July 28, 1948

The Recorder-Herald

Salmon, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **August 27, 1948** the date set for proof, the expense of the publication to be paid by the applicant, **Mac Reed** of **Shoup, 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

20469

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

Notice is hereby given that at 11 A. M. on the 27th day of August, 1948,
at Salmon, County of Lemhi, State of Idaho, before
CHARLES HERNDON, a Notary Public,, proof will be submitted of the
application to beneficial use of one cubic feet per second of the waters of Beaver Creek
a tributary of Panther Creek in accordance with the terms and conditions of Permit No. 20469
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
Mac Rood, Shoup, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is one cubic foot per second of time.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) H.E.S. No. 428 in Lemhi County, Idaho, in approximately
Sections 34 and 35, Township 23 North, Range 18 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 unnamed

The right to take water from such works is based upon Permit No. 20469 and 20468

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

The date of priority which said user is prepared to establish is April 1, 1948 May 14, 1948

MARK R. KULP
State Reclamation Engineer.

20469

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 22, 1948

(P. O.) Salmon, Idaho

STATE RECLAMATION ENGINEER
TO THE ~~COMMISSIONER OF PUBLIC WORKS~~

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.


CHARLES HERNDON

(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.

20469

May 29, 1948

Re: Permit No. 20469

Mr. Charles Herndon
Attorney At Law
Salmon, Idaho

Dear Mr. Herndon:

We enclose herewith Permit No. 20469, in the name of Mae Reed, also Departmental Receipt No. 20684 for the \$5.85 filing fee.

Inasmuch as the application states that the works will be completed within thirty-days, we have allowed three months or until August 20, 1948, within which to make the proofs required by statute to complete the water right.

The first proof or proof of completion of works is made by executing the enclosed affidavit (form 6) before a Notary Public and returning to this Department with statutory fee of \$5.00. Upon receipt and approval of this proof a certificate of completion of works will be issued.

The final or beneficial use proof requires publication once a week for four consecutive weeks in a county newspaper. This notice should be made in duplicate on Form 10 enclosed, setting the time and place and naming the Notary Public before whom the proof will be made. The date, of course, should be set sufficiently far ahead to allow for the four weeks publication.

Both copies of the notice are to be returned to this Department together with Form 11 which is her authorization for us to have the notice published at her expense in the designated newspaper. We shall then send one copy of the notice to the newspaper with instructions in regard to publishing and shall send to the Notary Public the necessary forms of deposition consisting of one for permit holder and one for each of two witnesses, so that he may have them in ample time for the proof.

At the time set she should appear before the Notary Public with two disinterested witnesses who are familiar with the permit and the work done thereunder, for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

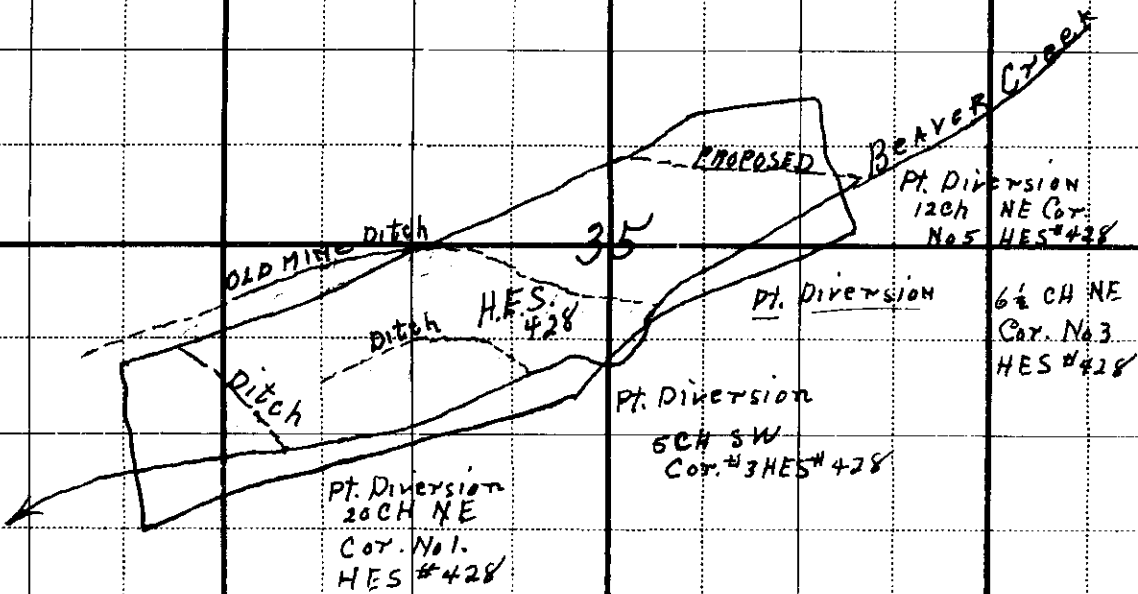
A/dm
Enc.

20469

UNSURVEYED
T23N R.18E

34

35



Permit Map No. 20469
As Approved
MAY 20 1948
MARK R. KULP
Civil Engineering

20469

April 26, 1948

Mr. Charles Herndon
Attorney At Law
Salmon, Idaho

Dear Mr. Herndon:

We enclose a form of application for permit to appropriate water from Beaver Creek as requested in your letter of April 22, 1948.

The date of priority established under such a permit will be the date the application is filed in this Department. If an earlier priority is desired it may possibly be established through the District Court by showing an early application to beneficial use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm
Enc.

20469

CHARLES HERNDON
PROSECUTING ATTORNEY
LEMHI COUNTY
SALMON, IDAHO

April 22, 1948.

Commissioner of Reclamation
State of Idaho
Boise, Idaho.

Re: Mrs. Mae Rood.

Gentlemen:

Will you please send me proper applications for permit to appropriate waters of Beaver Creek in Lemhi County, Idaho?

I understand that appropriations can be made and the date of priority in the permit set as of the date the proof shows a first application of the waters to beneficial use. If this is not correct please advise.

Very truly yours,


CHARLES HERNDON

CH:vc



20469