

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

73-2152

APPLICATION No. 36290
PERMIT No. 28322
DISTRICT No.

1. Name of Applicant: Philip Miller

Postoffice address: May

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) Bond to be issued:
(b) Treasury stock: (d) Other resources:

2. Quantity of water claimed: 0.8

cubic feet per second.

3. Source of water supply: Patterson Creek

which is a tributary of
Pahsimeroi River

4. Location of point of diversion: About 200

feet distant from the Northeast

corner of Section 27, T. 14 N., R. 23 E., B.M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$

of section 27, T. 14 N., R. 23 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 of , T. , R. , B.M.

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

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ None - in place

8. Kind of works: Ditch

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 $3\frac{1}{2}$ feet; height 3 feet.

11. Ditch: Width at bottom 14 feet; width at water line 15 feet; depth of water 1 feet;
dimensions of flume:

Diameter of pipe inches; length of conduit $1\frac{1}{2}$ miles.

Average grade per mile About 25 feet.

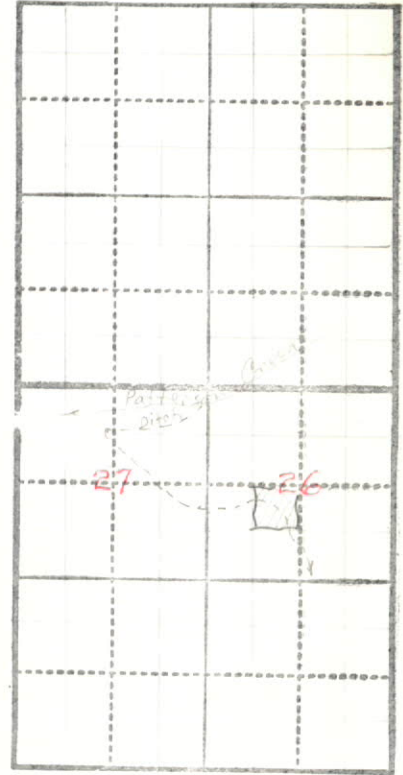
12. The time required for the completion of such work is one years.

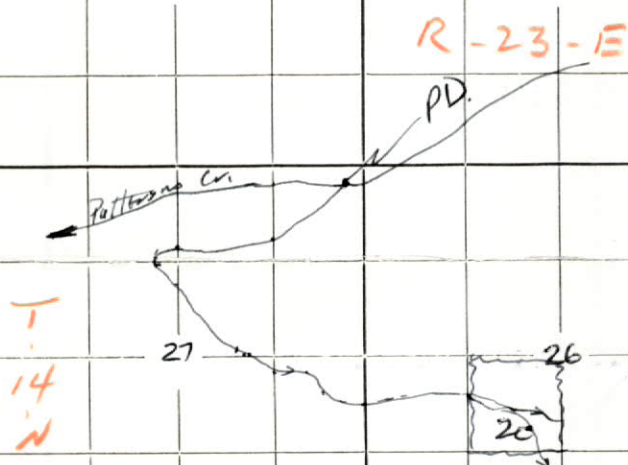
13. The time required for the complete application of the water to the proposed use is no additional years.

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:

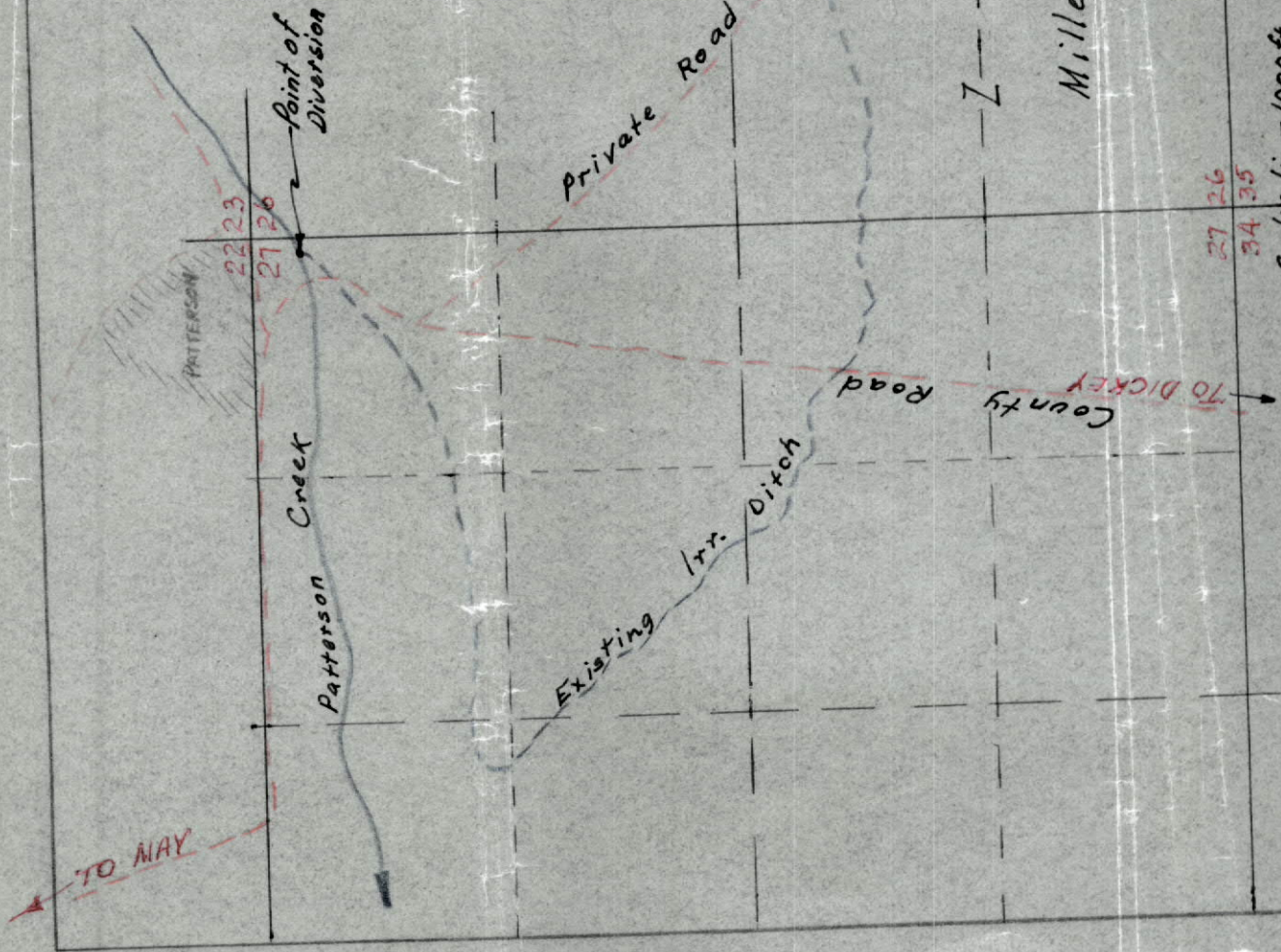
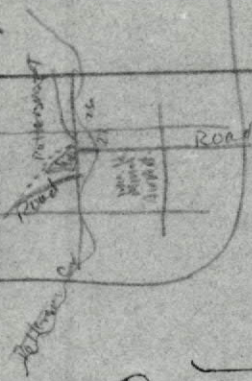
None





Subdivisions	1
AREA	20 acres
Allow	Q 0.40 cfs of 20 inches

Based from
State Highway Map



NE 1/4 SW 1/4, Sec. 26, T. 1 N. - R. 23 E. B.M. 28322

Applicant: Philip Miller.

NOTICE FOR PUBLICATION

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at two p. m., on the 21st day of December, 1960, 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 0.8 cubic feet per second of the waters of Patterson Creek in accordance with the terms and conditions of Permit No. 28322 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: Philip Miller, May, Idaho.

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

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

The place where said water is used, give full and accurate legal description: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 26, T. 14 N. R. 23, E. B. M.

The name of the canal or ditch or other works by which

said water is conducted to such place of use is: No name.

The right to take water from such works is based upon Permit No. 28322.

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

Point of Diversion (legal description) About 200 feet from the NE corner of S. 27, T. 14 N. R. 23, E. B. M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said S. 27, Lemhi County.

The date of priority which said user is prepared to establish is June 22, 1960.

GEORGE N. CARTER
State Reclamation Engineer
No. 45 11-24 to 12-15

Affidavit of Publication

STATE OF IDAHO } ss.
County of Lemhi

RECEIVED
DEC 3 01960

Department of Reclamation

Florence L. Robinson

, 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 (4) consecutive issues, commencing with the issue dated November 24, 1960 and ending with the issue dated December 15, 1960

Florence L. Robinson

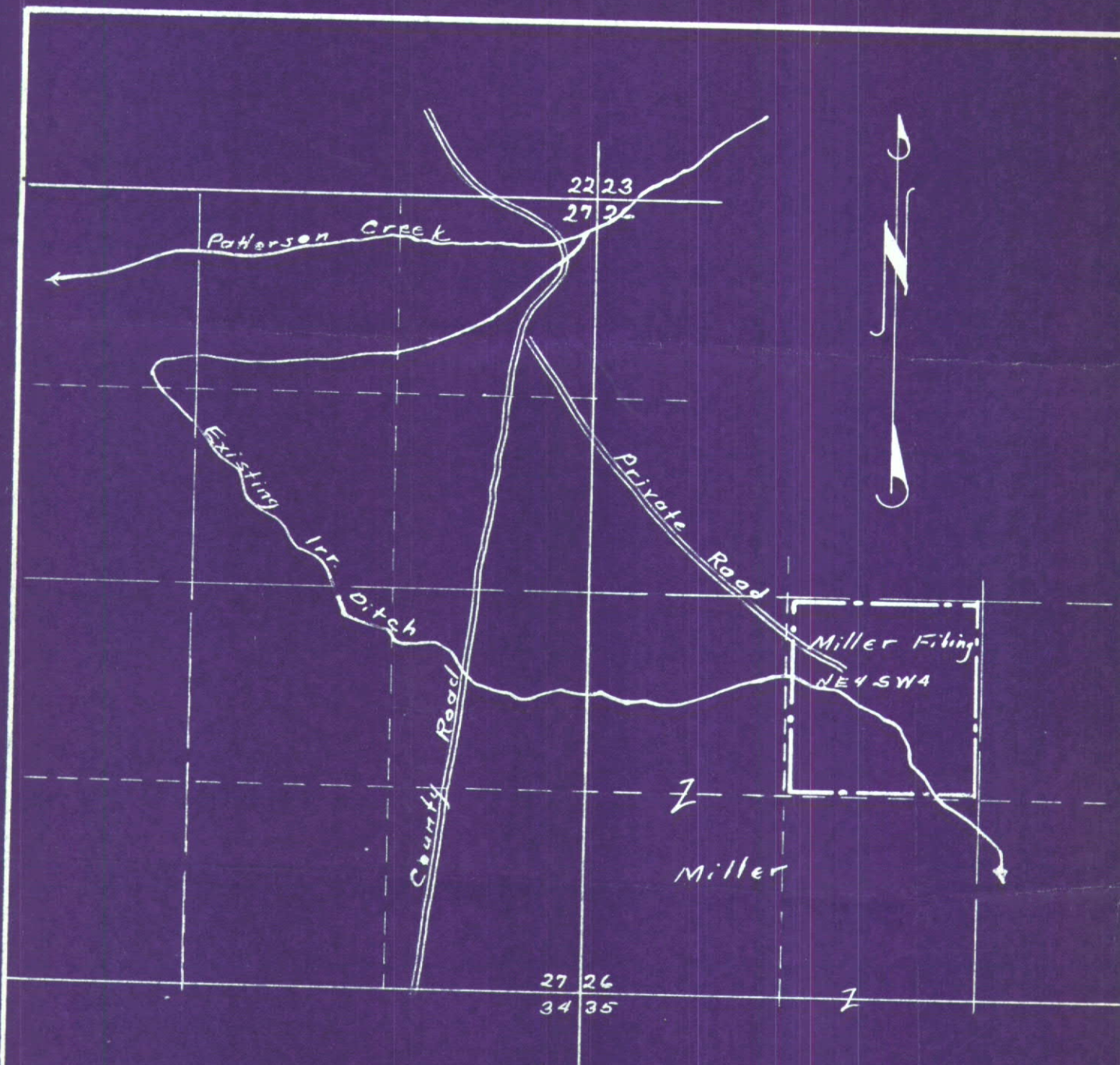
Subscribed and sworn to before me, this 21st

day of December, 1960

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

Publication Fee \$ 23.32

28322



Desert Entry
for
PHILIP MILLER
Patterson, Idaho
NE 4 SW 4 Sec. 26
T. 14 N., R. 23 E., B.M.

Permit Map No. 22-1959
As Approved DEC 22 1959
GEO. N. CARTER
State Reclamation Engineer

Scale: 1 in = 1000 ft.



State of Idaho

License and Certificate of Water Right

Water License No. 28322

Amount .40 c.f.s.

Water District No.

Priority December 10, 1959

THIS IS TO CERTIFY that PHILIP MILLER of May, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 10, 1959; that Permit No. 28322 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.8 second feet, was issued thereunder on November 22, 1960, showing that said works were completed on the 15th day of November, 1960; and that on the 21st day of December, 1960,

PHILIP MILLER

of May, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Patterson Creek, a tributary of Pahsimeroi River, for the purpose of irrigation, under Use Permit No. 28322 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 12 of Licenses at page 7575, on the 17 day of April, 1963;

The right hereby confirmed dates from December 10, 1959;

The Point of Diversion is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, Tp. 14 N., R. 23 E., B. M. Lemhi County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .40 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 N.	23 E.	26	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	20

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 April, 1963.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

73-2152

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

APPLICATION No. 36290
PERMIT No. 28322
DISTRICT No.

1. Name of Applicant: Philip Miller

Postoffice address: May

County: Lemhi

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:

- (c) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 0.8

cubic feet per second.

3. Source of water supply: Patterson Creek

which is a tributary of
Pahsimeroi River

4. Location of point of diversion: About 200

feet distant from the Northeast

corner of Section 27, T. 14 N., R. 23 E., B.M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$

of section 27, T. 14 N., R. 23 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 of , T. , R. , B.M.

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

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ None - in place

8. Kind of works: Ditch

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 $3\frac{1}{2}$ feet; height 3 feet.

11. Ditch: Width at bottom 14 feet; width at water line 15 feet; depth of water 1 feet;
dimensions of flume:

Diameter of pipe inches; length of conduit $1\frac{1}{2}$ miles.

Average grade per mile About 25 feet.

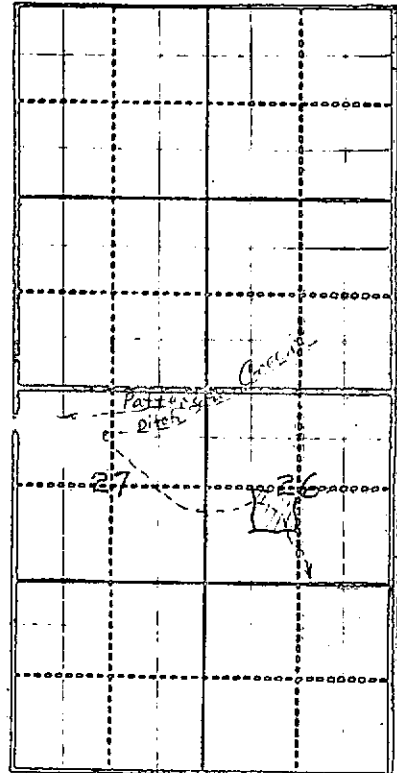
12. The time required for the completion of such work is one years.

13. The time required for the complete application of the water to the proposed use is no 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.

s/ Philip Miller Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. December 10, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 28322
Recorded in Book 100 Page 28322 Approved December 22, 1959
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 February 22, 1960 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 June 22, 1960
The whole of said work to be completed on or before December 22, 1960
Beneficial use of water appropriated in accordance herewith, to be made on or before December 22, 1960

WITNESS My hand this 22nd day of December, 1959 s/ GEO. N. CARTER
By: E. N. HUMPHREY, Deputy State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, 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 22nd day of December, 1959.
Countersigned:

(SEAL) By s/ ARNOLD WILLIAMS Secretary of State. By s/ ROBERT E. SMYLLIE Governor.

REMARKS:

14.

Twp.	Range	Sec.	NE1/4	NW1/4	SW1/4	SE1/4	Totals
			NE1/4 NW1/4 SW1/4 SE1/4	NE1/4 NW1/4 SW1/4 SE1/4	NE1/4 NW1/4 SW1/4 SE1/4	NE1/4 NW1/4 SW1/4 SE1/4	
14 N	23 E	26			40		40
✓ TO ALL WHOM IT MAY CONCERN: This is to certify that PHILIP MILLER of May, County of Lemhi, and State of Idaho, the holder of Permit No. 28322 issued upon Application No. 36290 bearing date of priority of December 10, 1959, authorizing the diversion of 0.8 second feet of waters of Patterson Creek, tributary of Pahsimeroi 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 0.8 second feet of the waters of Patterson Creek, tributary of Pahsimeroi River, that the point of diversion of said waters is NE1/4NE1/4, Sec. 27, T. 14 N., R. 23 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE1/4SW1/4, Sec. 26, T. 14 N., R. 23 E., B. M. Witness my hand this 22nd day of Nov., A. D. 1960 s/ RALPH W. THOMAS Deputy State Reclamation Engineer Proof of Completion of Works Made: November 15, 1960			Total Number of Acres to be Irrigated Permit No. 28322 CERTIFICATE OF COMPLETION OF WORKS ✓				40
LICENSE ISSUED FOR 140 SEC. FT. Page 7574							

WATER RIGHT NUMBER 73-2152

VERIFIED LGS

OWNER LAST NAME - MILLER / FIRST NAME - PHILIP / ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - MAY / STATE - ID / ZIP CODE -
SOURCE - PATTERSON CREEK / TRIBUTARY OF - PAHSIMEROI RIVER /
STAGE - LICENSE / STATUS - PRIORITY - 12-10-1959 / COUNTY - LEMHI / TOTAL DIV. RATE - .4000 -CFS
TOTAL DIV. VOLUME - .00 AFA / TRFR/AMEND - WATER DIST. - 73 / DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NENE 27 14N 23E LOT REDIV - 272.0 92.0 377.0 6.0 0.0 0.0 0.0 0.0 0.0 0.0 17.9
FROM - TO - USE - IRRIGATION / USE DIV. RATE - .4000 CFS / USE DIV. VOLUME - .00 AFA
USE - IRRIGATION / PLACE OF USE - TWN 14N RNG 23E SEC 26 TRACT NESW LOT AC 20 /
DEGREE NAME - DATE - TOTAL ACRES 20 /
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 28322 /
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

221 03/10/85

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 28322 1 73-2152
 Old No. New No.

Record

1. Original Owner: Philip Miller

Present Owner: _____

2. Address:

3. City: May State: Id Zip: _____

4. A. Source of Water: Patterson Creek

B. Tributary of: Pahsimeroi 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: 12-10-1959

D. County: 59

E. Total Diversion Rate: .4

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>NENE</u>	<u>27</u>	<u>14N</u>	<u>23E</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 _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: A

[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: 28322

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

April 17, 1963

Re: Permit No. 28322
" " 28861

Philip Miller
May, Idaho

Dear Mr. Miller:

Enclosed is the License and Certificate of Water License issued on Permit No. 28322, with departmental receipt No. 31522 also enclosed for the \$2.00 fee.

In reply to your inquiry about Permit No. 28861 you have a permit, with priority of July 15, 1960, with completion of works due on July 15, 1965, and beneficial use on July 15, 1966, for the WPM, No. 28861, Sec. 35, T. 14 N., R. 23 E., with point of diversion in the RL, No. 27, same township and range.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPH:ow

Enc. license
receipt

28322

April 17, 1963

Re: Permit No. 28322
" " 28864

Philip Miller
May, Idaho

Dear Mr. Miller:

Enclosed is the License and Certificate of Water License issued on Permit No. 28322, with departmental receipt No. 31522 also enclosed for the \$2.00 fee.

In reply to your inquiry about Permit No. 28864 you have a permit, with priority of July 15, 1960, with completion of works due on July 15, 1965, and beneficial use on July 15, 1966, for the W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, T. 14 N., R. 23 E., with point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, same township and range.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. license
receipt

28322

400 - June 20-62

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho

October 18, 1962

Re: Permit No. 28322

Philip Miller
May, Idaho

APR 17 1963

Department of Reclamation

Dear Mr. Miller:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 28322 shows the headgate and ditch are ~~is~~ capable of conveying 20 miner's inches, or 0.40 c.f.s. of water for irrigation of 20 acres.

Upon receipt of the statutory fees of \$ 2.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of December 10, 1959 to the use of 0.40 second feet of surface water with the point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, T. 14 N., R. 23 E., B.M. from Patterson Creek for irrigation of 20 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, T. 14 N., R. 23 E., B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Edna P. Rule

(Mrs.) Edna P. Rule
Chief Clerk

7272 Dec 27
14 N - 23 E

EPR:mr *cfw July 15, 1965*
12/10 " " 1966

W 1/2 72 NW 1/4 SE 1/4 35

*Please advise me if you have
a Permit No 28864 in my name on record
with date about July 25, 1960*
Philip Miller
May Idaho
28322

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho

October 18, 1962

Re: Permit No. 28322

Philip Miller
May, Idaho

Dear Mr. Miller:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 28322 shows the headgate and ditch are capable of conveying 20 miner's inches, or 0.40 c.f.s. of water for irrigation of 20 acres.

Upon receipt of the statutory fees of \$ 2.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of December 10, 1959 to the use of 0.40 second feet of surface water with the point of diversion in the NE¹/₄NE¹/₄, Sec. 27, T. 14 N., R. 23 E., B.M. from Patterson Creek for irrigation of 20 acres in the NE¹/₄SW¹/₄, Sec. 26, T. 14 N., R. 23 E., B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

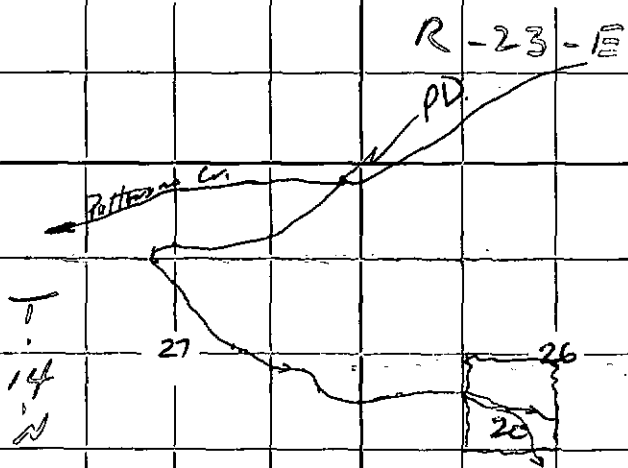
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 28322

REPORT ON PROOF OF Beneficial Use

Philip Miller, May, Idaho



Subdivisions	1
AREA	20 acres
Allow @	0.40 cts of 20 inches

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

Permit No. 28322This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Philip Miller2. Source of water supply: Patterson Creek3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27T. 14 N R. 23 EBM County of Lemhi

4. Describe works as they exist, giving dimensions and capacities of same: Concrete Headgate
3½' deep x 4½' wide. 3' Cippolletti Weir to open ditch
4' wide on bottom, 5' wide on top 1½' deep

(Mr. Phillip Miller says this headgate was installed by the State)
(doesn't know what program)

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):

40 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26., Twp. 14 N., Rge. 23 E.B.M.

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

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

Remarks: Mr. Phillip Miller along

(Checked decree and can find only 1 right in amount of 160" 2-22-88)
(Louis Gosier, Watermaster, brought me up to date on abstract in May 1962)

Measured over 3' Cippolletti Weir. 7" = 4.53 cfs.
(Mr. Miller stated he should have 9" over weir.)

This examination was made on the 26th day of September, 1962

(Signed) _____

Layne Johnson

Examiner.

Philip Miller
May, Idaho

Permit No. 28322

Sept 18, 21, 62

Examination for Beneficial Use.....

County..... Lemhi.....

Sec. 27 T. 14 N R 23 EBM

Quantity: 0.8 c.f.s.

Source: *Patterson B.*

P.D.: *NE, NE, Sec. 27, T. 14 N. - R. 23 E. S. 1.*

Use: *Irrigation*

Filed: *Dec. 10, 1959*

Due: *Dec. 22, 1960*

Extension: _____

Completion of Works: *11-22-60*

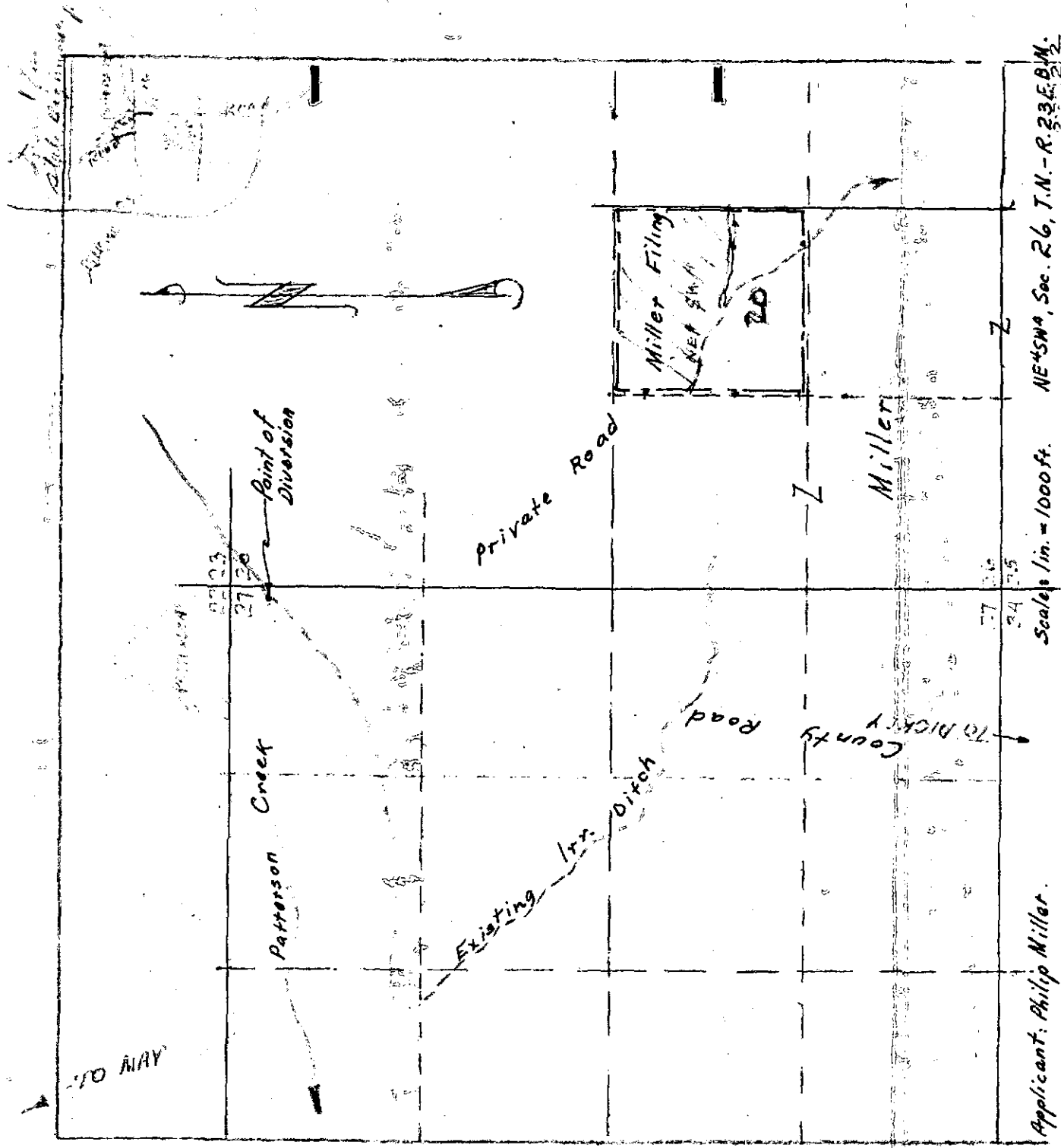
Other Rights: *none*

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
OCT 17 1962

Department of Reclamation



December 30, 1960

RE: Permit No. 28322

Mr. Philip Miller
May, Idaho

Dear Mr. Miller:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Recorder Herald, all submitted in proof of beneficial use on Permit No. 28322.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR

cc: Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

RECEIVED
DEC 3 01960
Department of Reclamation

December 28, 1960

Department of Reclamation
Boise, Idaho

Re: Philip Miller
Permit #28322

Gentlemen:

Enclosed herewith is the affidavit of publication,
the deposition of the holder and depositions of the
witnesses.

Very truly yours,



FHS/fw
Encls.

NOTICE FOR PUBLICATION

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at two p. m., on the 21st day of December, 1960, 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 0.8 cubic feet per second of the waters of Patterson Creek in accordance with the terms and conditions of Permit No. 28322 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: Philip Miller, May, Idaho.

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

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

The place where said water is used, give full and accurate legal description: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 26, T. 14 N. R. 23, E. B. M.

The name of the canal or ditch or other works by which

said water is conducted to such place of use is: No name.

The right to take water from such works is based upon Permit No. 28322.

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

Point of Diversion (legal description) About 200 feet from the NE corner of S. 27, T. 14 N. R. 23, E. B. M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said S. 27, Lemhi County.

The date of priority which said user is prepared to establish is June 22, 1960.

GEORGE N. CARTER
State Reclamation Engineer
No. 45 11-24 to 12-13

Affidavit of Publication

STATE OF IDAHO }
County of Lemhi } ss.

RECEIVED
DEC 3 01960

Department of Reclamation

Florence L. Robinson

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 (4) consecutive issues, commencing with the issue dated November 24, 1960 and ending with the issue dated December 15, 1960

Florence L. Robinson

Subscribed and sworn to before me, this 21st

day of December, 1960

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

Publication Fee \$ 23.32

28322

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

RECEIVED
DEC 3 01960
Department of Reclamation

Permit No. 28322

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Philip Miller; May, Idaho; rancher; May, 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. No. 28322; December 22, 1959; December 10, 1959.

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

Ans. Patterson Creek, tributary of Pahsimeroi River; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S. 27,
T. 14 N., R. 23, E.B.M.; ditch.

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. This is a ditch capable of conveying about 20 second of water;
there is no name for this ditch.

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

Ans. Irrigation on NE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 26, T. 14 N., R. 23, E.B.M.

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

Ans. _____

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

Ans.

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

Ans. 1 inch 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. During the 1960 irrigation season I irrigated the above described land with this water and used at least 40 inches to raise hay and pasture.

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

Ans. None.

(Sign)

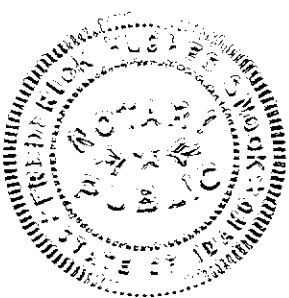
Philip Miller

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 21st day of December, A. D. 1960.

Fredrick Hughes Snook

Notary Public for Idaho,
Residing at Salmon, Idaho

My commission expires 9/21/63



RECEIVED
DEC 3 01960

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHOPERMIT NO. 28322**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. William Kirkpatrick; 61; May, Idaho; rancher; May, Idaho.

Ques. 2. Are you acquainted with Philip Miller, the holder of Permit No. 28322? How long have you known him and where does he reside?

Ans. 47 years; he resides at May, Idaho.

Ques. 3. Have you read or heard read said Permit No. 28322, 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. Patterson Creek, tributary of Pahsimeroi River; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S. 27, T. 14 N., R. 23, E.B.M.; ditch/

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

Ans. 20 second feet; 20 second 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 on NE $\frac{1}{4}$ NW $\frac{1}{4}$, S. 26, T. 14 N., R. 23, E.B.M.

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. This land is arid and requires irrigation at the rate of at
least 1 inch per acre for raising of crops.

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

Ans. No.

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

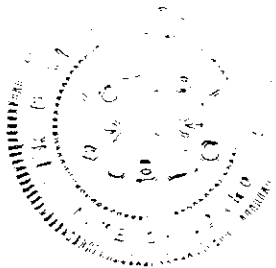
Ans. During the irrigation season of 1960 I saw water being conveyed
through the ditch to the above described land at the rate of at
least 1 inch per acre. I saw about 40 inches of water being
used on this land.

(Signed) William R. Hughes

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 21st day of December,
A. D. 19 60.

Fredrick Hughes
Notary Public.

My commission expires 9/21/63



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 3 01960
Department of Reclamation

PERMIT NO. 28322

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. Everett Lish; 61; May, Idaho; rancher-worker; May, Idaho

Ques. 2. Are you acquainted with Philip Miller, the holder of Permit No. 28322? How long have you known him and where does he reside?

Ans. 40 years; he resides at May, Idaho.

Ques. 3. Have you read or heard read said Permit No. 28322, 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. Patterson Creek, tributary of Pahsimeroi River; NE $\frac{1}{4}$ NE $\frac{1}{4}$, S. 27, T. 14 N., R. 23 E.B.M.; ditch.

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

Ans. 20 second feet; 20 second 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 on NE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 26, T. 14 N., R. 23, E.B.M.

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. This land is arid and requires irrigation at the rate of at
least 1 inch per acre for raising of crops.

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

Ans. No

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

Ans. During the irrigation season of 1960 I saw water being conveyed
through the ditch to the above described land at the rate of at
least 1 inch per acre. I saw about 40 inches of water being
used on this land.

(Signed) Everett Lisk

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 21st day of December,
A. D. 19 60.

Fredrick Hughes Spook
Notary Public.

My commission expires 9/21/63



November 22, 1960

RE: Permit No. 28322
Philip Miller

Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

Dear Mr. Snook:

Enclosed is Certificate of Completion of Works on Permit No. 28322 in the name of Philip Miller.

Also enclosed is departmental receipt No. 30351 in the amount of \$5.00 for the fee for the Certificate.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. certificate
receipt

cc Philip Miller

28322 ET

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

November 17, 1960

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

Re: Permit No. 28322
Philip Miller

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

This acknowledges the Notice of Proof of ~~completion of works and~~ Application of Water to Beneficial Use under Permit No. 28322, in the name of Philip Miller. Final Proof is to be made before you, as Notary on the 21st day of December, 1960, 1960, at 2:00 o'clock P.M., at Salmon, Idaho.

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

Rule
(Mrs.) Edna P. ~~Buttner~~
Chief Clerk

Encl.

EPR:Pk
cc: Applicant

28322

500
8-15-60

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. 28322
Philip Miller

Date: November 17, 1960

Recorder Herald
Salmon, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to December 21, 1960 the date set for proof;

the expense of the publication is to be paid by the applicant

Philip Miller

of May, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

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

Encl.

28322

Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

RECEIVED
NOV 17 1960
Department of Reclamation

November 15, 1960

Department of Reclamation
Boise, Idaho

Re: Philip Miller, May, Idaho
Permit #28322

Gentlemen:

In compliance with your directions recently received by Mr. Philip Miller, he has called at my office and completed the enclosed forms and also you will find a check in the sum of \$5.00 for the Certificate of Completion of Works.

Very truly yours,



FHS/fw
Encls.

28322

Permit No. 28322 ✓STATE OF IDAHO
Department of Reclamation

CH Enc. #5⁰⁰
RECEIVED
 NOV 17 1960
 Department of Reclamation

Proof of Completion of Works**AFFIDAVIT OF HOLDER**

STATE OF IDAHO
 County of Lemhi } ss.

Philip Miller ✓, 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. 28322, and that his postoffice address is May State of Idaho.

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

Third: That the point of diversion of said water is About 200 feet from the NE corner of S. 27, T. 14 N. R. 23 E.B.M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said S. 27, Lemhi County.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 28, 19 60.

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: Ditch
(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work: _____

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

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

✓ (c) Size of headgate: Width 3 $\frac{1}{2}$ feet, height 3 feet.

✓ (d) Conduit ditch width at bottom 14 feet, width at water line 15 feet, depth of water 1 feet; diameter of pipe _____ inches, average grade per mile is 25 feet. Length of conduit is 1 $\frac{1}{2}$ miles.

(STATE WHETHER DITCH, FLUME OR PIPE)

(Applic. to B.C.R.S.)
 Seventh: That said works are capable of conducting to the place of intended use 10 second feet of water.

✓ Eighth: That water appropriated under said permit is available for 40 acres of land described as follows: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 26, T. 14 N.R. 23, E.B.M.

Ninth: Remarks:—That _____

Subscribed and sworn to before me this 15th day of Nov, 19 60

Frederick Hughes Snook
 NOTARY PUBLIC

My commission expires Sept. 21, 1963

RECEIVED
NOV 17 1960
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 15, 1960

(P. O.) May, 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.

Lemhi Co.

Philip Miller

(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.

division

RECEIVED
NOV 17 1960
Department of Reclamation

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

Notice is hereby given that at ~~two p.m.~~ ~~4:00 p.m.~~ on the . . . 21st. day of
. December, 1960 . . . , 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
. . . 0.8 cubic feet per second of the waters of . . . Patterson Creek . . .
. . . in accordance with the terms and conditions of Permit No. 28322 . . .
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:

. . . Philip Miller, May, Idaho, . . .

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

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

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

. . . NE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 26, T. 14 N. R. 23, E.B.M. . . .

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

The right to take water from such works is based upon Permit No. 28322 . . .

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

Point of Diversion (legal description) . . . About 200 feet from the NE corner of S.
27, T. 14 N. R. 23, E.B.M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said S. 27, Lemhi County
. . .

The date of priority which said user is prepared to establish is . June 22, 1960. . .

Geo. H. Carter

State Reclamation Engineer

28322

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RE: Permit No. 28322

Date Sept. 30, 1960

Philip Miller
May, Idaho

Dear Sir:

Under the terms of your Permit No. 28322 you are required to make proofs of completion of works and application of water to beneficial use on or before December 29, 1960.

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

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 6-10-11-instructions



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Land Office
P. O. Box 2237
Boise, Idaho

IN REPLY REFER TO:

10:CRK

10:CRK 011165

RECEIVED
JUN 1 7 1960

Department of Reclamation

JUN 15 1960

NOTICE OF ALLOWANCE

Philip Rufus Miller

May,

Idaho

Dear Mr. Miller:

Your Desert Land Entry, Serial No. Idaho 011165,

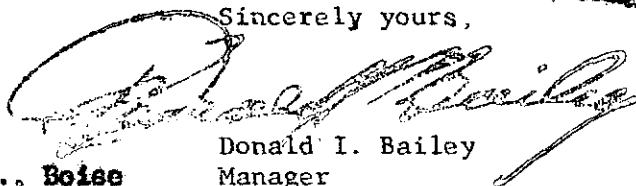
Receipt No. 836315, for DEAST,

Section 26,

Township 14 N., Range 23 E., Boise Meridian, Idaho,

containing 40 acres, has this day been allowed, subject to any valid existing rights and your further compliance with laws and regulations applicable thereto. In correspondence relating to this entry, always refer to the serial number shown above.

Sincerely yours,


Donald I. Bailey
Manager

cc: DM, I-4
LAM
State Recl. Engr., Boise

28322

December 29, 1959

Re: Permit No. 28322
Philip Miller

Bureau of Land Management,
P. O. Box 2237,
Boise, Idaho.

Gentlemen:

We enclose two copies of Permit No. 28322, one of which has been certified, to be used in connection with Desert Land Entry filed in your office by permit holder, Philip Miller, of May, Idaho.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.

EPR:pak

cc: Frederick H. Snook
Attorney at Law,
Salmon, Idaho.

28322

December 29, 1959

Re: Permit No. 28322
Philip Miller

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

Dear Mr. Snook:

We enclose Permit No. 28322 in which we direct your attention to the limitations and conditions as given on the fourth page under Approval of the State Reclamation Engineer.

By this same mail, we have sent to the Bureau of Land Management, two copies of this permit, one of which has been certified, to be used in connection with the Desert Land Entry filed in that office. A copy of that letter is enclosed.

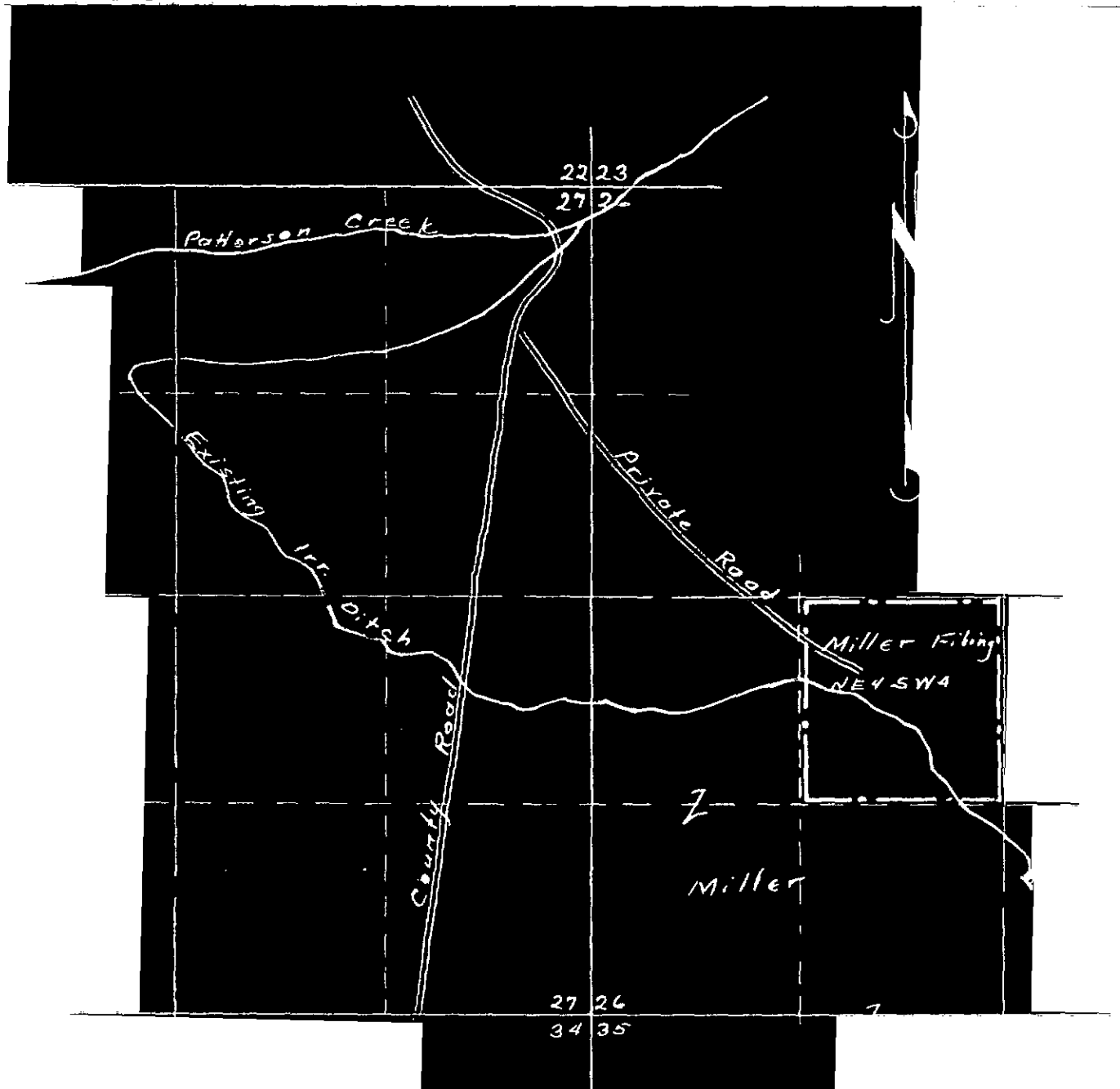
We also enclose Departmental Receipt No. 29929, which was issued covering payment in the amount of \$7.00, which includes \$5.00 for the filing fee and \$2.00 for the copies sent to the Bureau of Land Management, together with a .25¢ refund.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.
EPR:pmk
cc: Philip Miller
May, Idaho



Desert Entry
for
PHILIP MILLER
Patterson, Idaho
NE 4 SW 4 Sec. 26
T. 14 N., R. 23 E., B.M.

9-1-59
[Circular stamp]

Frederick Hughes Snook
Attorney at Law
Salmon, Idaho

RECEIVED
DEC 10 1959

Department of Reclamation

December 8, 1959

Department of Reclamation
Boise, Idaho

Gentlemen:

At the request of Philip Miller of May, Idaho, you will find enclosed herewith his application for permit to appropriate water, together with his check in the sum of \$7.25 to cover the filing fee and to cover the cost of sending copies to the Bureau of Land Management at Boise, Idaho, in connection with his application for desert entry which he is also making this week.

Very truly yours,



FHS/fw
Encls.

NOTICE FOR PUBLICATION

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at two p. m., on the 21st day of December, 1960, at Salmon, County of Lemhi, State of Idaho, before Frederick Hughes, Notary Public, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of the water of Patterson Creek in accordance with the terms and conditions of Permit No. 28322 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: Philip Miller, May, Idaho.

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

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

The place where said water is used, give full and accurate legal description: NE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 26, T. 14 N. R. 23 E. B. M.

The name of the canal or ditch or other works by which

said water is conducted to such place of use is: No name.

The right to take water from such works is based upon Permit No. 28322.

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

Point of Diversion (legal description) About 200 feet from the NE corner of S. 27, T. 14 N. R. 23, E. B. M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said S. 27, Lemhi County.

The date of priority which said user is prepared to establish is June 22, 1960.

GEORGE N. CARTER
State Reclamation Engineer

No. 45 11-24 to 12-15
28322