

AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Custer, } ss:

I, Richard Swindell, manager of The Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of The Challis

Messenger for⁴.....
consecutive weeks, commencing with the issue
dated Sept. 17, 1964,
and ending with the issue

dated October 8, 1964,

Richard Swindell

Subscribed and sworn to
before me this 12th

day of October, 1964.

J. Lessil Sharp
Notary Public, Residing at
Challis, Idaho.

My Commission expires

March 17, 1967

RECEIVED
OCT 13 1964

Department of Reclamation

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 2:00 P.M., on the 16th day of October 1964, at Challis, County of Custer, State of Idaho, before Beulah N. Rood, Notary Public, at Challis, Idaho, proof will be submitted of the completion of works for the diversion of 5.04 cubic feet per second of the waters of Springs, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 26491, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: J. Grant & Evelyn Baldwin, May, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 5.04 cubic feet per second.

3. The use to which said water has been applied is Fish Propagation purposes, and the amount applied to beneficial use is 5.04 cubic feet per second.

4. The point of diversion of said water is Springs in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29 collected by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 13 N., R. 23 E., B.M.

5. The place where said water is used is Same as points of diversion.

6. The date of priority which said user is prepared to establish is 8/18/59.

Carl E. Tappan
State Reclamation Engineer
Pub. Sept. 17, 24, Oct. 1, 8,

26491

RECEIVED

SEP 4 1964

Department of Reclamation

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

Notice is hereby given that at 11 A.M. on the 3 day of Sept., 1964, at Challis, County of Custer, State of Idaho, before Beulah N. Rood, proof will be submitted of the application to beneficial use of 2.52 cubic feet per second of the waters of Springs in accordance with the terms and conditions of Permit No. 26491 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit J. GRANT and EVELYN F. BALDWIN, MAY, IDAHO.

The use to which said water has been applied is fish propagation.

The amount applied to beneficial use is 2.52 C.F.S.

The point of diversion of said water is Springs in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29 collected by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29 T 13 N R 23 E.

The place where said water is used Same as points of diversion.

The date of priority which said user is prepared to establish is 8-18-59.

CARL E. TAPPAN

State Reclamation Engineer
Pub. July 30, Aug. 6, 13, 20, 1964

AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Custer, } ss:

RICHARD SWINDELL

I, Halsey M. Gridley, manager of The Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of The Challis

Messenger for 4 consecutive weeks, commencing with the issue dated July 30, 1964, and ending with the issue

dated August 20, 1964

Richard Swindell

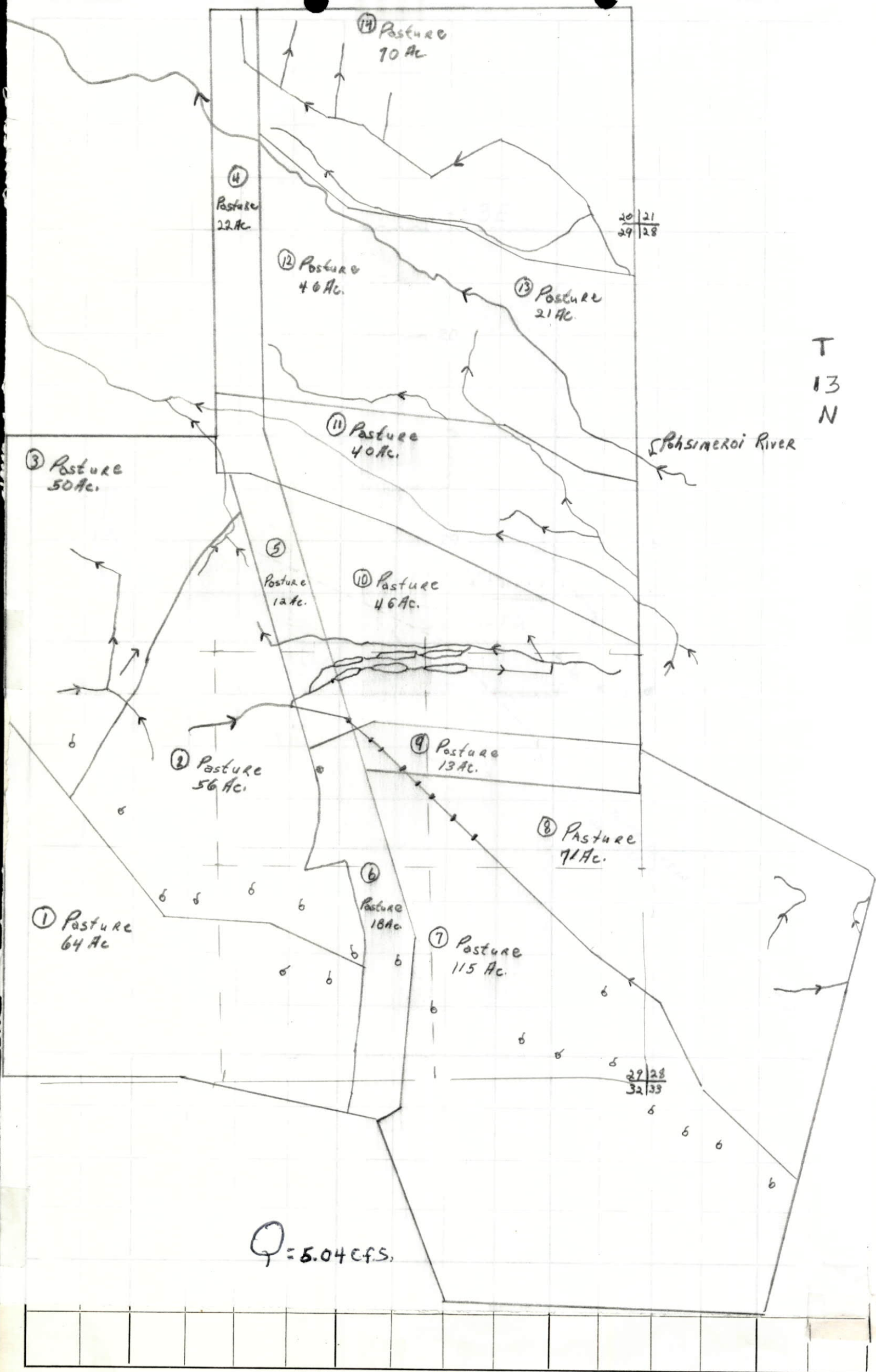
Subscribed and sworn to before me this 24th

day of Aug, 1964

James R. Bennett
Notary Public, Residing at
Challis, Idaho.

My Commission expires 1-2-67

26491



T
13
N

$\frac{29}{32} \frac{28}{33}$

$Q = 5.04 \text{ cfs.}$

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

26491

**NOTICE OF PROOF OF
COMPLETION OF WORKS and
APPLICATION OF WATER TO
BENEFICIAL USE**

NOTICE is hereby given that at 2:00 P. M., on the 23 day of August 1961, at May, County of Custer, State of Idaho, before Vina Thompson, Notary Public, at May, Idaho, proof will be submitted of the completion of works for the diversion of 16.0 cubic feet per second of the waters of Springs, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 26491, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit is:
J. Grant Baldwin & Evelyn F. Baldwin, May, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 16.0 cubic feet per second.

3. The use to which said water has been applied is fish propagation purposes, and the amount applied to beneficial use is 16.0 cubic feet per second.

4. The point of diversion of said water is springs located in N $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 13 N., R. 23 E.B.M.

5. The place where said water is used is in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28; N $\frac{1}{2}$ SE $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; all in T. 13 N., R. 23 E.B.M. in fish ponds.

6. The date of priority which said user is prepared to establish is August 8, 1956.

GEO. N. CARTER
State Reclamation Engineer
Pub. July, 6, 13, 20, 27, 1961.

26491

RECEIVED

AUG 25 1961 AFFIDAVIT OF PUBLICATION

Department of Reclamation

State of Idaho, }
County of Custer, } ss:

RICHARD SWINDELL
I, Halsey M. Gridley, manager of The Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of The Challis

Messenger for FOUR
consecutive weeks, commencing with the issue dated JULY 6, 1961, and ending with the issue dated JULY 27, 1961.

Richard Swindell
Subscribed and sworn to

before me this 27th
day of July, 1961.

Frances Christopherson
Notary Public, Residing at
Challis, Idaho.

My Commission expires 4-18-65

NAME OF APPLICANT J. GRANT BALDWIN & EVELYN F. BALDWIN

Form No. 0

R-23E.

T.
13
N.



Points of Diversion - Springs & gathering ditch.
" " Use - " " " "

P.O.D. MUSE 79

Permit Map No. 26491
As Approved

MARK R. KULP
State Reclamation Engineer

AUG 23 1956

✓ 100

State of Idaho

License and Certificate of Water Right

Water License No. 26491

Amount 5.04 c.f.s.

Water District No.

Priority August 8, 1956

THIS IS TO CERTIFY that J. GRANT BALDWIN and EVELYN F. BALDWIN
of May, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 8, 1956; that Permit No. 26491
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.04 second feet, was issued thereunder on November 3, 1964, showing that said works
were completed on the 16th day of October, 1964; and that on the 16th
day of October, 1964,

J. GRANT BALDWIN & EVELYN F. BALDWIN

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 a group
unnamed
of springs /, a tributary of Pahsimeroi River, for the purpose of fish propagation
, under Use Permit No. 26491 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
13 of Licenses at page 8043, on the 3rd day of November, 1964;
The right hereby confirmed dates from August 8, 1956;
The Point of Diversion is located NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29;
in the $\frac{1}{4}$ $\frac{1}{4}$, Sec. --, Tp. 13 N., R. 23 E., B. M. Custer 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 5.04 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 N.	23 E.	29	N $\frac{1}{2}$ SE $\frac{1}{4}$ - fish propagation		

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
3rd day of November, 1964.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

73 2147

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

73-2147

APPLICATION No. 34406
PERMIT No. 26491
DISTRICT No.

1. Name of Applicant: J. GRANT BALDWIN and EVELYN F. BALDWIN

Postoffice address: Rt. 1, Blackfoot May,

County: Bingham

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: 16.0

cubic feet per second.

3. Source of water supply: Group of springs, (Un-Named) which is a tributary of Pahsimeroi River,

4. Location of point of diversion:

feet distant from the
In the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28 and
N $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$

corner of Section , T. , R. , B. M., and is in the

of Section 29 , T. 13. N , R. 23. E , B.M., County of Custer,

5. Water is to be used for Fish Propagation (Series of ponds)

6. If for mining, milling, power or manufacturing purposes, give: Same as points of diversion,

(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: \$ 8,000.00

8. Kind of works: Ditches, ponds and regulating works,

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

feet; material used in dam:

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

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is five 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: Not known.

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.

J. GRANT BALDWIN EVELYN F. BALDWINApplicant.

By Agent.

Date of first receipt at Department of Reclamation: 11:30 A.M. August 8, 1956

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 26491
Recorded in Book 93 Page 26491 Approved Aug. 23, 1956
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 he same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before October 23, 1956 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 February 23, 1959
The whole of said work to be completed on or before August 23, 1961
Beneficial use of water appropriated in accordance herewith, to be made on or before August 23, 1961

WITNESS My hand this 23rd day of August, 1956 MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho,
and JAS. H. YOUNG, 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 23rd
day of August, 1956. STATE OF IDAHO
Countersigned: By ROBERT E. SMYLIE Governor.
(SEAL) By JAS. H. YOUNG Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
			APPLICATION FOR AMENDMENT POINT OF DIVERSION Permit No. 26491																
			Comes now J. GRANT and EVELYN F. BALDWIN and represents to the State Reclamation Engineer of the State of Idaho:																
			That he is the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. 26491.																
			That the points of diversion is described in said Permit as being located: springs in NW1/4SW1/4, Sec. 28; N1/2SE1/4, NE1/4SW1/4, Sec. 29, T. 13 N., R. 23 E.																
			That they now requests that the points of diversion be changed to points located Springs in NW1/4NW1/4, Sec. 33; S1/2SE1/4, SE1/4SW1/4, Sec. 29, collected by ditches in NW1/4NW1/4, Sec. 33; SE1/4SE1/4, N1/2SE1/4, NE1/4SW1/4, Sec. 29, T. 13 N., R. 23 E.																
			That the reason for desiring to make such change is as follows: error in location of springs and ditches shown in application for permit.																
			That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																
			Signed at May, Idaho, this 18 day of July, 1964.																
			s/ J. GRANT BALDWIN EVELYN F. BALDWIN																
			Date of Receipt at Department of Reclamation: July 20, 1964																
			APPROVAL OF STATE RECLAMATION ENGINEER																
			I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 26491. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it become a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.																
			s/ RALPH W. THOMAS Deputy State Reclamation Engineer																

Recorded: July 22, 1964

PERMIT NO. 26491

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that J. GRANT BALDWIN and EVELYN F. BALDWIN of May, County of Lemhi, and State of Idaho, the-holder of Permit No. 26491, issued upon Application No. 34406 bearing date of priority of August 8, 1956, authorizing the diversion of 16.0 second feet of waters of group of springs (Unnamed) County of Custer, State of Idaho, for fish propagation 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 5.04 second feet of the waters of a group of unnamed springs, tributary to Pahsimeroi River, that the point of diversion of said waters NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 13 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:

Fish propagation in N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29,
T. 13 N., R. 23 E.B.M.,

Witness my hand this 3rd day of November, A. D. 1964.

s/

RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: October 16, 1964

LICENSE ISSUED FOR 5.04 SEC. FT.
LICENSE PAGE NO. 8043

WATER RIGHT NUMBER 73-2147

OWNER LAST NAME - BALDWIN
OWNER LAST NAME - BALDWINFIRST NAME - J. GRANT
FIRST NAME - EVELYN F.ORIG OWNER -
ORIG OWNER -

VERIFIED LGS

ADDRESS LINE 1 -
ADDRESS LINE 3 -ADDRESS LINE 2 -
CITY - MAY

STATE - ID ZIP CODE -

SOURCE - SPRINGS

TRIBUTARY OF - PAHSIMEROI RIVER

STAGE - LICENSE

STATUS -

PRIORITY - 08-08-1956

COUNTY - CUSTER

TOTAL DIV. RATE -

5.0400 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 73

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNW 33 13N 23E LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

SESW 29 13N 23E LOT REDIV -

272.0 92.0 377.0 18.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

SWSE 29 13N 23E LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

SESE 29 13N 23E LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - TO -

USE - FISH PROP.

USE DIV. RATE -

5.0400 CFS

USE DIV. VOLUME -

.00 AFA

USE - FISH PROP.

PLACE OF USE - TWN 13N RNG 23E SEC 29

TRACT NESE LOT

AC

TRACT NWSE LOT

AC

DECREE NAME -

DATE -

TOTAL ACRES

0

REMARKS - OTHER P/D IN S1/2 SE1/4, S29, T13N, R23E.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 26491

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

201 577220

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 26491 / 73-2147
Old No. New No.

Record

1. Original Owner: J. Grant + Evelyn F. Baldwin

Present Owner: _____

2. Address:

3. City: May State: Id Zip:4. A. Source of Water: Spring
B. Tributary of: Pahsimeroi

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: 8-8-1956
D. County: 37
E. Total Diversion Rate: 5.04
F. Total Diversion Volume:
G. Transfer/Amendment (P,T of A or blank):
H. Water District: 73
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>NWNW</u>	<u>33</u>	<u>13N</u>	<u>23E</u>		
	<u>SESW</u>	<u>29</u>	<u>13N</u>	<u>23E</u>		
	<u>remarks</u>					

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

from _____ to _____ for F purposes. Amount 5.04
(cfs or AG-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 _____

8. Use Code: *F*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. other P/O in S $\frac{1}{2}$ SE $\frac{1}{4}$, S29, T13N, R23E.
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: 26491

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

November 3, 1964

Re: Permit No. 26491

J. Grant Baldwin
May, Idaho

Dear Mr. Baldwin:

Enclosed are the Certificate of Completion of
Works and License and Certificate of Water Right issued on the
above numbered permit.

Also enclosed is departmental receipt No. 32518
in the amount of \$10.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

26491

October 19, 1964

RE: Permit No. 26491

J. Grant Baldwin
May, Idaho

Dear Mr. Baldwin:

We acknowledge receipt of the Depositions and Affidavit of Publication on the above numbered permit.

Upon receipt of the statutory fees totaling \$10.00 we will issue the Certificate of Completion of Works and License and Certificate of Water Right, confirming the right, with priority of August 8, 1956, to the use of 252 miner's inches, or 5.04 c.f.s. of surface water from springs for fish propagation purposes. The springs are located in the NW 1/4, Sec. 33; S 1/4 SE 1/4, SE 1/4 SW 1/4, Sec. 29, collected by ditches in the NW 1/4, Sec. 33; SE 1/4 SE 1/4, NE 1/4 SE 1/4, Sec. 29, T. 13 N., R. 23 E., B.N.

The place of use is the same as points of diversion.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

26491

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
OCT 19 1964
Department of Reclamation

Permit No. 26491

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

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

J. Grant & Evelyn Baldwin, ranching, 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:

Not applicable

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; 26491 - July 22, 1959 - August 18, 1964

Ques. 4. State source of water supply: Springs

Give location of point of diversion, showing subdivision, section, township and range:

Springs in NW1/4NW1/4, Sec. 33; S1/2SE1/4, SE1/4SW1/4, Sec. 29 collected by ditches in NW1/4NW1/4, Sec. 33; SE1/4SE1/4, N1/2SE1/4, NE1/4SW1/4, Sec. 29, T. 13 N., R. 23 E., B.M.

Ques. 5. Describe your works of diversion: developed the springs, built ditches

and fish race-ways; state amount of water they are capable of conveying from point of diversion to place of use 10 cu. ft.; Give name of canal or ditch or other works by which water is conducted to such place of use: Unnamed

_____; if a well, state depth of well None; depth and size of casing: _____; depth to water _____; if pump is used,

state discharge of pump: None; tell how it was measured or determined: _____

_____; if sprinkler irrigation, give number and size of nozzles and

operating pressure: None

Ques. 6. State for what purpose water is used: Fish Propagation

If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: Not applicable

State nature of all improvements which have been made as a direct result of said use:

Ditches and Race-ways

26491

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: None

Ques. 7. If for other than irrigation purposes, state purpose and how used:
Fish Propagation

Ques. 8. What is the minimum amount of water required for the purpose specified above:
5.04 cubic feet per second

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:
Originally issued to applicant.

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: Aug. 18th. 1959 Time used since first use:
5.04 cubic feet per second

Ques. 11. Describe all other water rights appurtenant to same place of use:
None

(sign) J. Grant Baldwin
Evelyn Baldwin

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

Challis, County of Custer

State of Idaho, on this 16th day of October, A.D. 19 64.



Benjamin N. Rood
Notary Public for Idaho

26491

RECEIVED
OCT 19 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

BOISE, IDAHO

Permit No. 26491

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

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:

Doris F. Hatch, 35 years, Residing on ranch 18 mi. S. of May, housewife, May, Ida.

Ques. 2. Are you acquainted with J. Grant & Evelyn Baldwin, the holder of
Permit No. 26491? How long have you known him and where does he reside:

Yes, I have known them both for over twenty years. They reside on a ranch
approx. 15 miles South of May, Idaho.

Ques. 3. Have you read or heard said Permit No. 26491 read, and are you familiar
with its provisions and conditions: Yes: X No: _____

Ques. 4. State source of water supply: Springs

State place of diversion: SPRINGS in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29 collected
by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.

29, T. 13 N., R. 23 E., B.M.
Describe works for conveying water to place of use: developed springs, ditches and
fish race-ways

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 10-cu. ft. How much water have you seen being so

conveyed: 5.04 cu. ft. per second

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

Not applicable

26491

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Not applicable

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:

Not applicable

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: Aug. 18th, 1959

Other times you have seen such use: Off and on ever since Aug. 18th, 1959, to this date.

(Signed)

Doris J. Hatch

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 Challis

 , County of Custer, State of Idaho, on this 16 day of October,
A. D., 196⁴2.

Bernd M. Rood

Notary Public for State of Idaho

Residing: Challis, Idaho

My commission expires: 7-14-68



26491

RECEIVED
OCT 19 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Reclamation

BOISE, IDAHO

Permit No. 26491

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

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:

Bert L. Hatch, 36 years, Residing on ranch 18 mi. S. of May, Rancher, May, Idaho

Ques. 2. Are you acquainted with J. Grant & Evelyn Baldwin, the holder of

Permit No. 26491? How long have you known him and where does he reside:

They reside on a ranch approx. 15 miles South of May, Idaho.

Yes, I have known Grant 30 years and Evelyn Baldwin 15 years.

Ques. 3. Have you read or heard said Permit No. 26491 read, and are you familiar with its provisions and conditions: Yes: X No: _____

Ques. 4. State source of water supply: Springs

Springs in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, collected
State place of diversion: by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec.
29, T. 13 N., R. 23 E., B.M.

Describe works for conveying water to place of use: developed springs, ditches and
fish race-ways

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 10 cu. ft. How much water have you seen being so

conveyed: 5.04 cu. ft. per second

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

Not applicable

26491

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

Not applicable

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:

Not applicable

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: Aug. 18th, 1959

Other times you have seen such use: Several different times ever since Aug. 18th, 1959, to this date.

(Signed)

Bert L. Hall

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 Challis

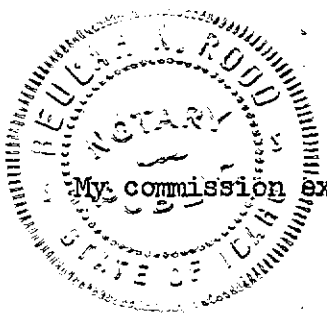
 , County of Custer, State of Idaho, on this 16 day of October,
A. D., 1962.

Benedict H. Rood

Notary Public for State of Idaho

Residing: Challis, Idaho

My commission expires: 7-14-64



26491

NOTICE OF PROOF OF
COMPLETION OF WORKS

and
APPLICATION OF WATER
TO BENEFICIAL USE

NOTICE is hereby given that at 2:00 P.M., on the 16th day of October 1964, at Challis, County of Custer, State of Idaho, before Beulah N. Rood, Notary Public, at Challis, Idaho, proof will be submitted of the completion of works for the diversion of 5.04 cubic feet per second of the waters of Springs, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 26491, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: J. Grant & Evelyne Baldwin, May, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 5.04 cubic feet per second.

3. The use to which said water has been applied is Fish Propagation purposes, and the amount applied to beneficial use is 5.04 cubic feet per second.

4. The point of diversion of said water is Springs in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29 collected by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 13 N., R. 23 E., B.M.

5. The place where said water is used is Same as points of diversion.

6. The date of priority which said user is prepared to establish is 8/18/59.

Carl E. Tappan
State Reclamation Engineer
Pub. Sept. 17, 24, Oct. 1, 8,

AFFIDAVIT
OF PUBLICATION

State of Idaho,
County of Custer, }

ss:

OCT 13 1964

Department of Reclamation

I, Richard Swindell, manager of The Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of The Challis

Messenger for 4
consecutive weeks, commencing with the issue dated Sept. 17, 1964, and ending with the issue

dated October 8, 1964,

Richard Swindell

Subscribed and sworn to
before me this 12th

day of October, 1964.

J. Lissil Sharp
Notary Public, Residing at
Challis, Idaho.

My Commission expires

March 17, 1967

26491

September 15, 1964

Re: Permit No. 26491

J. Grant & Evelyn Baldwin,
May, Idaho.

Dear Mr. & Mrs. Baldwin:

On September 11th, we mailed you a letter acknowledging receipt of the Notice of Proof of Completion of Works and Beneficial Use in connection with the above mentioned permit.

The "Notice of Proof of Completion of Works and" was inadvertently marked out, and this is to inform you that the correct publication notice was mailed to the Challis Messenger covering both the Notice of Proof of Completion of Works and Application of Water to Beneficial Use.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

EPR:ew:pmk

cc: Beulah N. Rood, Notary
Challis, Idaho

26491

September 14, 1964

Re: Permit No. 26491

J. Grant & Evelyn Baldwin,
May, Idaho.

Dear Mr. & Mrs. Baldwin:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. 26491. The proofs are to be made at 2:00 o'clock P.M., on the 16th day of October, 1964, before Beulah N. Rood, Challis, Idaho, Notary Public.

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

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

26491

Encl.
EPR:pmk
cc: Notary

Re: Permit No. 26491
J. Grant and Evelynne Baldwin

Date: Sept. 14, 1964

Challis Messenger,
Challis, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to October 16, 1964
the date set for proof; the expense of the publication is to be paid
by the ~~applicant~~ Department of Reclamation, State of Idaho,
of Room 107 Statehouse, Boise, 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,

Carl E. Tappan
CARL E. TAPPAN
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

26491

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 2.00 P. M., on the 16 day of October
1964 at Challis, County of Custer, State of Idaho, before
Benlah N. Rood, Notary Public, at (address) Challis, Idaho
_____, proof will be submitted of the completion of works for the diversion of
5.04 cubic feet per second of the waters of Springs
_____, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 26491, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is: J. Grant & Evelynne Baldwin, May, Idaho

2. Said works of diversion will be fully completed on the date set for such completion
and the amount of water which said works are capable of conveying to the place of use is
5.04 cubic feet per second.

3. The use to which said water has been applied is Fish Propagation
_____, purposes, and the amount applied to beneficial use is 5.04 cubic
feet per second.

4. The point of diversion of said water is Springs in NW¹/₄NW¹/₄, Sec. 33; S¹/₂SE¹/₄, SE¹/₄SW¹/₄, Sec. 29
collected by ditches in NW¹/₄NW¹/₄, Sec. 33; SE¹/₄SE¹/₄, N¹/₂SE¹/₄, NE¹/₄SW¹/₄, Sec. 29, T. 13 N., R. 23 E., B.M.

5. The place where said water is used is Same as points of diversion

6. The date of priority which said user is prepared to establish is 8/18/59

Carl E. Tappan

State Reclamation Engineer

26491

8

September 9, 1964

RE: Permit No. 26491

J. Grant Baldwin
May, Idaho

Dear Mr. Baldwin:

We acknowledge receipt of your Proof of Application of Water to Beneficial Use. However, our letter of July 16, 1964 stated that the total amount of water collected was measured as 2.52 c.f.s. This was in error and should have read 5.04 c.f.s. This will require that the proofs be advertised again. This will be at our expense since it was our error. We are sending a new Notice of Publication to the Challis Messenger to be run weekly for four weeks. Will you please complete the enclosed legal notice insofar as the time, place and name of the notary is concerned. Be sure to allow sufficient time for four publications. Return the notice to us as soon as possible so that it may be forwarded to the paper.

Since we are changing the notice it will require new depositions from you and the witnesses. Changes are needed on the deposition for holder and witnesses where the amount is shown as 2.52 c.f.s. It should read 5.04 c.f.s. in every case.

Kindly have the holder and witnesses sign new depositions and have them notarized again. Have the notary send us a statement of the charges for this fee and we will forward a check.

There will be no change in the priority date on this permit from the August 8th, 1959 date as previously published.

We are sorry for the inconvenience caused.

Very truly yours,

CARL . TAPPAN
State Reclamation Engineer
By

H. Petri
State Water Rights Clerk

HP:mr

Enc. Forms 16, 17A, 36A

26491

RECEIVED
SEP 4 1964

Challis, Idaho
Department of Reclamation September 3, 1964

Mrs. Edna P. Rule, Chief Clerk
Department of Reclamation
107 State House
Boise, Idaho, 83701

Re: J. Grant & Evelyn F. Baldwin--
Permit No. 26491

Dear Mrs. Rule:

I am enclosing the following executed papers with regard to the
above permit:

Affidavit of Publication
Deposition of Witness--Doris F. Hatch
Deposition of Witness--Bert L. Hatch
Deposition of Holder--J. Grant & Evelyn F. Baldwin

Enc.
JGB:br

Very truly yours,

J. Grant Baldwin

J. Grant Baldwin

26491

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 26491

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

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

J. Grant and Evelyn F. Baldwin, 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:

None

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; Permit No.: 26491, July 22nd, 1964, Approval date: 8-15-59,
date of priority.

Ques. 4. State source of water supply: springs and ditches
Give location of point of diversion, showing subdivision, section, township and range:

NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 29, Twp. 13 N., R. 23 E., B.M.

Ques. 5. Describe your works of diversion: developed springs and fish race-ways and
ditches; state amount of water they are capable of con-

veying from point of diversion to place of use 5 cu. ft.; Give name of canal or ditch
or other works by which water is conducted to such place of use: None

; if a well, state depth of well None; depth and size of cas-
ing: None; depth to water None; if pump is used,

state discharge of pump: None; tell how it was measured or determined: None

; if sprinkler irrigation, give number and size of nozzles and
operating pressure: None

Ques. 6. State for what purpose water is used: fish propagation.
If for irrigation, name each subdivision in which used and number of acres in each
subdivision that have actually been irrigated with said water: None

State nature of all improvements which have been made as a direct result of said use:

Development of springs, ditches and fish race-ways

26491

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: None

Ques. 7. If for other than irrigation purposes, state purpose and how used:

Fish propogation.

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

2.52 cu. feet per second

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:

Owner

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: 8-18-59--2.52 cu. ft. Time used since first use:

Continuously

Ques. 11. Describe all other water rights appurtenant to same place of use:

None

(sign)

J. Grant Baldwin
Evelyn J. Baldwin

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

Challis

, County of

Custer

State of Idaho, on this 3rd day of September, A.D. 1964.

Bennie M. Rood

Notary Public for Idaho

My Commission expires: 7-14-68



26491

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 4 1964
Department of Reclamation

PERMIT NO. 26491

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. Doris F. Hatch, age-35, May, Idaho, ranch-wife

Ques. 2. Are you acquainted with J. Grant & Evelyn F. Baldwin, the holder of Permit No. 26491? How long have you known him and where does he reside?

Ans. Yes. I have known J. Grant Baldwin 22 years and Evelyn F. Baldwin 30 years. They reside on a ranch 14 miles from May, Idaho

Ques. 3. Have you read or heard read said Permit No. 16491, 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. Collected by Springs in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; collected by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29 T. 14 N., R. 14 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?

500 Ans. 5 cu. feet and I have seen 2.52 cu. feet per second being conveyed.

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

Ans. Fish propagation

26491

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

Ans. Not applicable

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. Not applicable

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

Ans. No

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

Ans. I live neighbors to the applicant and observed the work several different times from the time it was started in 1959 until it was finished. I have seen at least 2.52 cu. ft. per second used for fish propagation.

(Signed) Doris J. Hatal

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 Challis, County of Custer, State of Idaho, on this 3rd day of September, A. D. 19 64.

Beverly N. Rood

Notary Public.

My commission expires 7-14-68



26491

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 4 1934
Department of Reclamation

PERMIT NO. 26491

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. Bert L. Hatch, 36, May, Idaho, rancher

Ques. 2. Are you acquainted with J. Grant & Evelyn F. Baldwin, the holder of Permit No. 26491? How long have you known him and where does he reside? Yes.

Ans. I have known both J. Grant & Evelyn F. Baldwin twenty years and have known J. Grant Baldwin for a much longer period than that.

Ques. 3. Have you read or heard read said Permit No. 26491, 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. Collected by Springs in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; collected by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29 T. 13 N. R. 23 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?

5.06 Ans. 5 cu. feet and I have seen 2.52 cu. feet per second being conveyed.

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

Ans. Fish propagation

26491

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

Ans. Not applicable ✓

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. Not applicable ✓

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

Ans. No ✓

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

Ans. I lived half a mile from this property and on several occasions witnessed the work from the time it was started until it was completed. And I have seen at least 2.52 cu. feet per second used.

(Signed) Bert L Hatch ✓

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 Challis, County of Custer, State of Idaho, on this 3rd day of September, A. D. 19 64.

Bernard N. Rood

Notary Public.

My commission expires 7-14-68



26491

RECEIVED

SEP 4 1964

AFFIDAVIT OF PUBLICATION

Department of Reclamation

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 A.M. on the 3 day of Sept., 1964, at Challis, County of Custer, State of Idaho, before Beulah N. Rood, proof will be submitted of the application to beneficial use of 2.52 cubic feet per second of the waters of Springs in accordance with the terms and conditions of Permit No. 26491 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit J. GRANT and EVELYN F. BALDWIN, MAY, IDAHO.

The use to which said water has been applied is fish propagation.

The amount applied to beneficial use is 2.52 C.F.S.

The point of diversion of said water is Springs in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29 collected by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29 T 13 N R 23 E.

The place where said water is used Same as points of diversion.

The date of priority which said user is prepared to establish is 8-18-59.

CARL E. TAPPAN

State Reclamation Engineer
Pub. July 30, Aug. 6, 13, 20,
1964

State of Idaho, }
County of Custer, } ss:

RICHARD SWINDELL

I, ~~Halsey M. Grady~~, manager of The Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of The Challis

Messenger for 4 consecutive weeks, commencing with the issue

dated July 30, 19 64 and ending with the issue

dated August 20, 19 64

Richard Swindell

Subscribed and sworn to

before me this 24th

day of Aug, 1964

James R. Bennett
Notary Public, Residing at
Challis, Idaho.

My Commission expires 1-2-67

26491

July 22, 1964

Re: Permit No. 26491

J. Grant Baldwin
May, Idaho

Dear Mr. Baldwin:

Enclosed is the Application for Amendment to points of diversion which has been recorded in this office.

Also enclosed is departmental receipt No. 32344, in the amount of \$1.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendment
receipt

26491

Re: Permit No. 26491

July 21, 1964

J. Grant & Evelyn F. Baldwin,
May, Idaho.

Dear Mr. & Mrs. Baldwin:

This acknowledges the Notice of Proof of ~~Completion of Works and Application~~
of water to Beneficial Use under Permit No. 26491. The proofs are to be
made at 11:00 o'clock A.M., on the 2nd day of September, 1964, before
Bauleh N. Rood, Challis, Idaho, Notary Public.

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

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

26491

Re: Permit No. 26491
J. Grant and Evelyn F. Baldwin

Date: July 21, 1964

Challis Messenger,
Challis, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to September 3, 1964
the date set for proof; the expense of the publication is to be paid
by the applicant J. Grant and Evelyn F. Baldwin
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,

Carl E. Tappan
CARL E. TAPPAN
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

26491

RECEIVED
JUL 20 1964

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 18, 1964
(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 Challis Messenger of
Challis Idaho published in the
county in which the works are situated.

J. Grant Baldwin

(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

26491

RECEIVED
JUL 20 1964

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

Department of Reclamation

Notice is hereby given that at 11 A.M. on the 3 day of Sept, 1964,
at Challis, County of Custer, State of Idaho, before
Beulah N Road, proof will be submitted of the
application to beneficial use of 2.52 cubic feet per second of the waters of
Springs in accordance with the terms and conditions of
Permit No. 26491 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit

J G I A H T ^{EVELYN F} BALDWIN May, Idaho

The use to which said water has been applied is Fish Propagation

The amount applied to beneficial use is 2.52 C.F.S.

The point of diversion of said water is Springs in NW 1/4 NW 1/4 Sec 33;
S 1/2 SE 1/4, SE 1/4 SW 1/4 Sec 29; collected by ditches in NW 1/4 NW 1/4 Sec 33;
SE 1/4 SE 1/4, N 1/2 SE 1/4, NE 1/4 SW 1/4 Sec 29 T13N R23E

The place where said water is used (LEGAL DESCRIPTION)

Same as above
points of diversion

The date of priority which said user is prepared to establish is 8-18-59

CARL E. TAPPAN
State Reclamation Engineer

26491

264

Application for Amendment

POINT OF DIVERSION

Permit No. 26491

RECEIVED
JUL 20 1964

Department of Reclamation

Comes now J. Grant and Evelyn F. Baldwin and represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owners and holder S of Permit to appropriate the Public Waters of the State of Idaho, No. 26491.

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

Spring in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28; N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29 T13N R23E

That they now requests that the points of diversion be changed to a points located: Spring in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29 collected by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29 T13N R23E

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

error in location of springs and ditches shown in application for permit

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

Signed at May, Idaho, this 18 day of July, 1964.

J. Grant Baldwin
Evelyn F. Baldwin

Date of Receipt at Department of Reclamation July 20, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

Ralph W. Thomas, Deputy

I, ~~State Reclamation Engineer~~ State Reclamation Engineer of the State of Idaho, HEREBY APPROVE the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 26491. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Recorded in Book 93 of
Permits, at Page 26491
July 22, 1964

Ralph W. Thomas
Deputy
State Reclamation Engineer

26491

July 16, 1964

Re: Permit No. 26491

J. Grant Baldwin
May, Idaho

Dear Mr. Baldwin:

We have the report of field investigation of the works under Permit No. 26491, which claims 16.0 c.f.s. from springs in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28; N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 13 N., R. 23 E., for fish propagation in same location as the springs. Also the aerial map of your place. Your map agrees with a map in this office.

The springs are located in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29 and are collected by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29 and possibly SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28. The place of use is in N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 29. The total amount of water collected was measured as 2.52 c.f.s.

The location of the springs in your permit, legal notice and depositions of use of the water appear to be in error. It will be necessary to amend the points of diversion shown on your permit, re-advertise and make new depositions showing proper location of springs.

There is a fee of \$1.00 for recording the amendment.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. amendment
Attorney General's
ruling
Form 10 and 11
instructions

26491

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 26491

J. Grant & Evelyn F. Baldwin
May, Idaho

REPORT ON PROOF OF Completion of Works & Beneficial Use

R 23 E

T 13 N

Phsimeroi River

⑭ Pasture
70 Ac.

④ Pasture
22 Ac.

⑫ Pasture
40 Ac.

⑬ Pasture
21 Ac.

⑪ Pasture
40 Ac.

③ Pasture
50 Ac.

⑤ Pasture
12 Ac.

⑩ Pasture
46 Ac.

② Pasture
56 Ac.

⑨ Pasture
13 Ac.

⑧ Pasture
71 Ac.

① Pasture
64 Ac.

⑥ Pasture
18 Ac.

⑦ Pasture
115 Ac.

Q = 5.04 cfs.

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

26491

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 26491

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant J. Grant Baldwin and Evelyn F. Baldwin

2. Source of water supply: group of unnamed springs
NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28

3. Location of point of diversion: Is in the N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29

T. 13N R. 23 E County of Custer

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

5. Water is used for: fish propagation - (series of ponds)

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

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

Place of Use: Same as points of diversion - NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 13N, R. 23 E.

Place of Use / N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 29

(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. J. Grant Baldwin (owner) participated in the examination

measurement was made with Cippolletti weir
.82 over 2' weir or 2.52 inches

This examination was made on the 11th day of July, 1964

(Signed) Ran Heberg Examiner.

26491

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
JUL 20 1964

Department of Reclamation

J. Grant Baldwin & Evelyn F.
Baldwin, May, Idaho

Permit No. 26491

Completion of Works
Examination for and Beneficial Use

County Custer
Sec. 29 T. 13 N. R. 23 E

Quantity: 16.0 c.f.s.

Source: Group of Springs
NW 1/4 Sec. 28, T. 13 N. R. 23 E
P.D.: NW 1/4 Sec. 28, T. 13 N. R. 23 E

Use: Fish propagation (1000)

Filed: Aug. 8, 1964

Due: Aug. 23, 1964

Extension: ---

Completion of Works: ---

Other Rights: not shown

August 29, 1961

Re: Permit No. 26491

J. Grant & Evelyn F. Baldwin
May, Idaho

Dear Mr. & Mrs. Baldwin:

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

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:

26491

RECEIVED

AUG 25 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

Permit No. 26491

Proof of Application of Water to Beneficial Use

and Completion of Works Deposition of Holder

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

Ans. J. GRANT BALDWIN, MAY, IDAHO, RANCHER
Evelyn F. Baldwin MAY, IDAHO-HOUSEWIFE

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. NONE

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

Ans. 26491 - Aug 8, 1956 - Aug 23, 1961

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

Ans. SPRINGS located in N $\frac{1}{2}$ SE $\frac{1}{4}$ + NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 29
T. 13 N Range 23 E.B.M.

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

Ans. Fish Race ways 12 ft wide 4 to 6 feet deep, Ponds,
and Fish Checks for raising and lowering of the water, 16 cu. ft. per
second. water raised from springs.

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. Fish Propagation Purposes used in and through
Fish race ways used in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 28; N $\frac{1}{2}$ SE $\frac{1}{4}$
& NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 29: all in T. 13 N Range 23 E.B.M. in
fish Ponds

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

Ans. NONE

26491

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

Ans. NONE

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

Ans. 2. cubic feet per second

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. _____

In Sept. 1956 work was begun by heavy machine cat + can digging race ways for fish 4 to 6 foot deep and for ponds for holding fish. Hatchery building in 1957.

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) _____

J. Grant Baldwin
Evelyn J. Baldwin

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 _____ County of _____

State of Idaho, on this 23rd day of August, A. D. 1961.

David Thompson

My commission expires _____

3/25/62

26491

RECEIVED

AUG 25 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

PERMIT NO. 26491**Proof of Application of Water to Beneficial Use**
and Completion of Works
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. Wesley Boyd Thompson 30 MAY IDAHO
RANCHING AND BUSINESS IN GROCERY STORE MAY IDAHOQues. 2. Are you acquainted with J. Grant Baldwin & Evelyn J. Baldwin, the holder of Permit No. 26491? How long have you known him and where does he reside?Ans. TWO YEARS
MAY IDAHOQues. 3. Have you read or heard read said Permit No. 26491, 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. SPRINGS LOCATED IN N $\frac{1}{2}$ SE $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$, SEC 29 T. 13 N., R. 23 E. B. M. FISH RACEWAYS 12 feet wide & from 4 feet to 6 feet deep, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, N $\frac{1}{2}$ SE $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, all in T. 13 N., R. 23 E. B. M. ^{Said water is used} in fish ponds

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. 16.0 cubic feet 8.0 cubic 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. For fish propagation purposes NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, N $\frac{1}{2}$ SE $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, all in T. 13 N., R. 23 E. B. M.

26491

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

Ans. Water has been applied for fish propagation purposes
sewerage ponds & hatchery completed

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. Not For irrigation

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 interest at all

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. August 15, 1961 Eyewitness of 8.0 cubic feet
for fish propagation

(Signed) Merley Boyd Thompson

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 Idaho

County of Jensen, State of Idaho, on this 23rd day of August,
A. D. 19 61.

Simon Thompson

Notary Public.

My commission expires 3/25/62

26491

RECEIVED

AUG 25 1961

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

PERMIT NO. 26491**Proof of Application of Water to Beneficial Use
and Completion of Works**
Deposition of Witness

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

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

Ans. Gene White age 47, residence May, Idaho
occupation farmer postoffice May, IdahoQues. 2. Are you acquainted with J. Frank Baldwin Evelyn F. Baldwin, the holder of Permit No. 26491? How long have you known him and where does he reside?Ans. I have known him two years and they
reside at May, IdahoQues. 3. Have you read or heard read said Permit No. 26491, and are you familiar with its provisions and conditions?Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The point of diversion of said water is springs
located in NW 1/4 SE 1/4 and NE 1/4 SW 1/4 Sec. 29 T. 13 N. R.
23 E. B. M. Said water is used in fish ponds

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

Ans. I estimate said works will safely handle 16 cu. ft. per sec.
I have seen 7 cu. ft. per sec. being so conveyed.

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

Ans. Said water is used for fish propagation
purposes the place of which is NW 1/4 SW 1/4
Sec. 28 N 1/2 S E 1/4 Sec. 29 all in T. 13 N. R. 23
E. B. M.

26491

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

Ans. Water has been applied for fish propagation purposes, raceways, ponds and hatchery completed

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. Not for irrigation

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 interest

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. Aug. 22, 1961 Eye witness to use of approx. 8 cu. ft. of water per sec. for fish propagation purposes also in March 1959 saw fish in hatchery.

(Signed) Ken White

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 May

County of Lemhi, State of Idaho, on this 23rd day of August, A. D. 1961.

Vinal Thompson
Notary Public.

My commission expires 3/25/62

26491

RECEIVED

AUG 25 1961 AFFIDAVIT OF PUBLICATION

**NOTICE OF PROOF OF
COMPLETION OF WORKS and
APPLICATION OF WATER TO
BENEFICIAL USE**

NOTICE is hereby given that at 2:00 P. M., on the 23 day of August 1961, at May, County of Custer, State of Idaho, before Vina Thompson, Notary Public, at May, Idaho, proof will be submitted of the completion of works for the diversion of 16.0 cubic feet per second of the waters of Springs, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 26491, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit is: J. Grant Baldwin & Evelyn F. Baldwin, May, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 16.0 cubic feet per second.

3. The use to which said water has been applied is fish propagation purposes, and the amount applied to beneficial use is 16.0 cubic feet per second.

4. The point of diversion of said water is springs located in N $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 13 N., R. 23 E.B.M.

5. The place where said water is used is in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28; N $\frac{1}{2}$ SE $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; all in T. 13 N., R. 23 E.B.M. in fish ponds.

6. The date of priority which said user is prepared to establish is August 8, 1956.

GEO. N. CARTER
State Reclamation Engineer
Pub. July, 6, 13, 20, 27, 1961.

Department of Reclamation

State of Idaho, } ss:
County of Custer, }

RICHARD SWINDELL

I, ~~Harvey McGowan~~, manager of The Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of The Challis

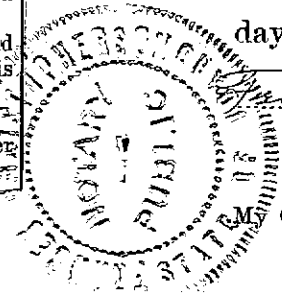
Messenger for FOUR consecutive weeks, commencing with the issue dated JULY 6, 1961, and ending with the issue dated JULY 27, 1961.

Richard Swindell

Subscribed and sworn to before me this 27th day of July, 1961.

Frances Christopherson
Notary Public, Residing at
Challis, Idaho.

Commission expires 4-18-65



26491

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

June 27, 1961

Re: Permit No. 26491

DEPOSITIONS ARE OF NO VALUE

UNLESS AFFIDAVIT OF PUBLICATION

IS ATTACHED

J. Grant & Evelyn F. Baldwin,
May, Idaho.

Dear Mr. & Mrs. Baldwin:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 26491. The proofs are to be made at 2:00 o'clock P.M., on the 23rd day of August, 1961, ~~1960~~, before Vina Thompson, May, Idaho, Notary Public.

As of this date we have mailed the Notice to the Challis Messenger 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 you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. ^{Rule} ~~Thompson~~
Chief Clerk

26491

Encl.

EPR: ^{pmk}

cc: Notary

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. 26491
J. Grant Baldwin and
Evelyn F. Baldwin

Date: June 27, 1961

Challis Messenger
Challis, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **August 23, 1961** the date set for proof; the expense of the publication is to be paid by the applicant

J. Grant Baldwin & Evelyn F. Baldwin 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.

26491

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 2:00 P. M., on the 23 day of August
1961, at May, County of Custer, State of Idaho, before
Vina Thompson, Notary Public, at (address) May, Idaho
_____, proof will be submitted of the completion of works for the diversion of
16.0 cubic feet per second of the waters of Springs
_____, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 26491, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person ~~concerned~~ holding said permit
is: J. Grant Baldwin & Evelyn F. Baldwin, May, Idaho

2. Said works of diversion will be fully completed on the date set for such completion
and the amount of water which said works are capable of conveying to the place of use is
16.0 cubic feet per second.

3. The use to which said water has been applied is fish propagation
_____ purposes, and the amount applied to beneficial use is 16.0 cubic
feet per second.

4. The point of diversion of said water is springs located in N $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 29, T. 13 N., R. 23 E.B.M.

5. The place where said water is used is in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28; N $\frac{1}{2}$ SE $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29;
all in T. 13 N., R. 23 E.B.M. in fish ponds

6. The date of priority which said user is prepared to establish is August 8, 1956

GEO. N. CARTER

State Reclamation Engineer

26491

Form No. 11
2M - 10/60

RECEIVED
JUN 27 1961
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 26, 1961

(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

The Challis Messenger of Challis, Idaho published in

the county in which the works are situated.

Euster Co.

J. Grant Baldwin

(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.

26491

RECEIVED

JUN 27 1981

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

NOTICE is hereby given that at 2:00 P M., on the 23 day of Aug.
1961, at May, County of Custer, State of Idaho, before
Vina Thompson, Notary Public, at (address) May, Ida.
 proof will be submitted of the completion of works for the diversion of
~~400 inches~~ 16.0 cubic feet per second
~~cubic feet per second~~ of the waters of springs
 and of the application to beneficial use of said water, in accordance with
 the terms and conditions of Permit No. 26491, heretofore issued by the Department of
 Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
 is: J. Grant Baldwin & Gregory F. Baldwin
May, Idaho

2. Said works of diversion will be fully completed on the date set for such completion
 and the amount of water which said works are capable of conveying to the place of use is
~~400 inches~~ 16.0 c. f. s.
~~cubic feet per second~~

3. The use to which said water has been applied is fish propagation
fish hatchery
 purposes, and the amount applied to beneficial use is ~~400 inches~~
16.0 c. f. s.
~~feet per second~~

4. The point of diversion of said water is Springs located in N2SE⁴ and NE⁴SW⁴
Sec 29, T13N, R23E.BM.

5. The place where said water is used is in NW⁴SW⁴, Sec. 28, N2SE⁴ and NE⁴SW⁴, Sec. 29, all in T13N, R23E
Sec 24, T13N, R23E.BM.

in fish ponds
channels Total acres

6. The date of priority which said user is prepared to establish is Aug. 8, 1956

State Reclamation Engineer

26491

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 2:00 P.M., on the 23 day of Aug.
1961, at May, County of Custer, State of Idaho, before
Vina Thompson, Notary Public, at (address) May, Ida
_____, proof will be submitted of the completion of works for the diversion of
~~xxxxxx 16.0 cubic feet per second~~ 16.0 cubic feet per second of the waters of Springs
_____, and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 26491, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is: J. Grant Baldwin & Evelyn F. Baldwin
May Idaho

2. Said works of diversion will be fully completed on the date set for such completion
and the amount of water which said works are capable of conveying to the place of use is
~~xxxxxx 16.0 cubic feet per second~~ 16.0 cubic feet per second
700

3. The use to which said water has been applied is fish propagation

_____, purposes, and the amount applied to beneficial use is ~~xxxxxx~~
16.0 cubic feet per second
~~xxxxxx~~

4. The point of diversion of said water is Springs located in NE $\frac{1}{4}$ SE $\frac{1}{4}$
and NE $\frac{1}{4}$ SW $\frac{1}{4}$
1 Sec 29, T13N, R.23E B.M.

5. The place where said water is used is in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28; N $\frac{1}{2}$ SE $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; all in
T13N, R.23E B.M.

_____, ponds
in fish ponds Total _____ acres

6. The date of priority which said user is prepared to establish is Aug. 8, 1956

GEO. N. CARTER

State Reclamation Engineer

26491

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 26491

Date:
May 31, 1961

J. Grant & Evelyn F. Baldwin
Route #1
Blackfoot, Idaho

Dear Mr. & Mrs. Baldwin:

Under the terms of your Permit No. 26491 you are required to make proofs of completion of works and application of water to beneficial use on or before Aug. 23, 1961.

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

We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this 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 of points of diversion and the location of use or lands which are irrigated - - by legal 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 36-A.

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

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

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

Enc. Form 36-A-11

26491

September 5, 1956

RE: Permit No. 26491

Mr. J. Grant Baldwin
Route 1
Blackfoot, Idaho

Dear Mr. Baldwin:

We enclose Permit No. 26491 in the name of yourself and Evelyn F. Baldwin and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Your will recall that departmental receipt No. 28096 for the \$8.75 filing fee was handed you when in the office recently.

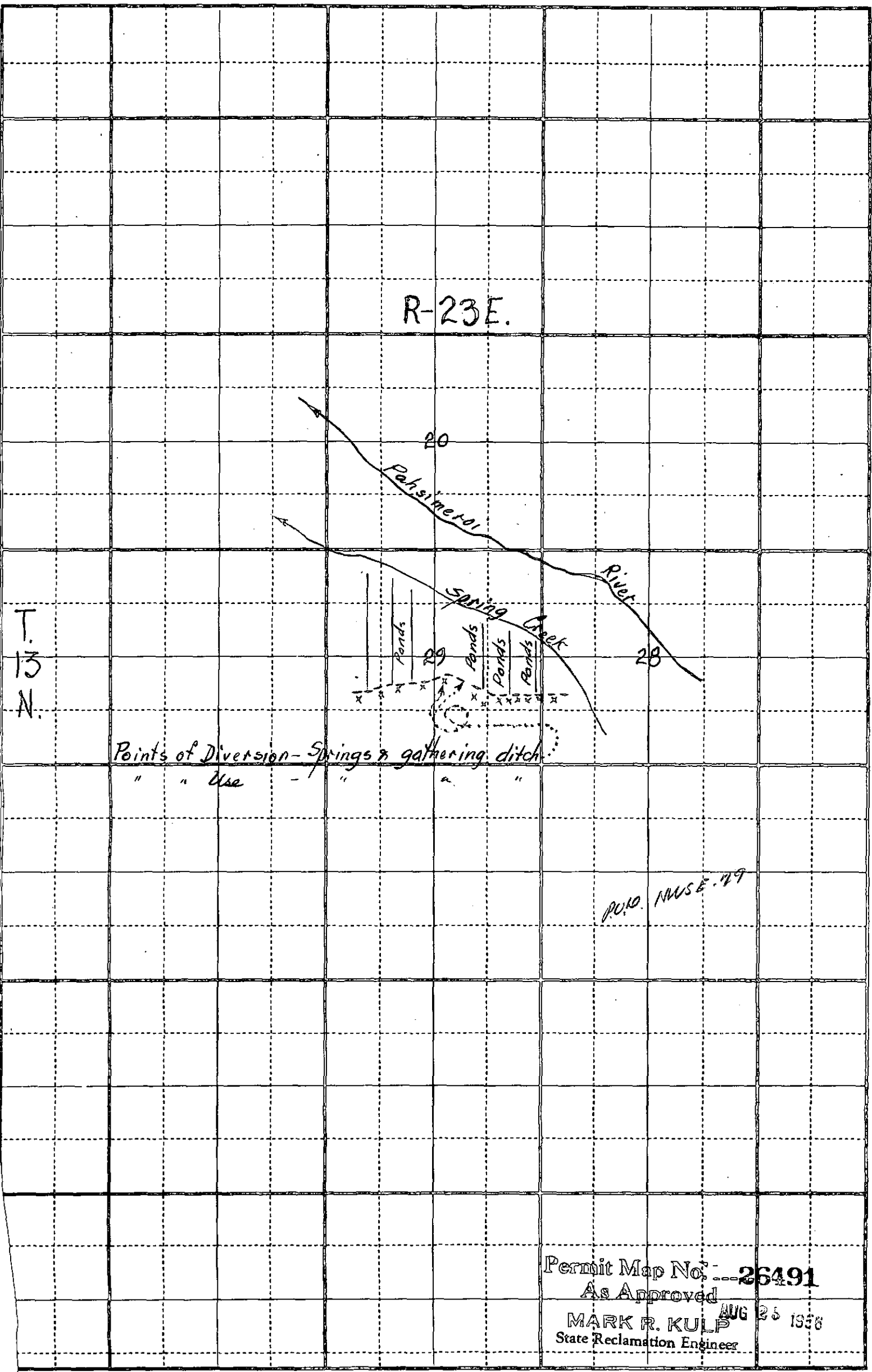
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

26491



138051/1987 Bingham Co.
26491 (Aug 7-1956)

August 7, 1956

Mr. J. G. Baldwin
Route # 1
Blackfoot, Idaho

Dear Mr. Baldwin:

In reply to your request we enclose a form of application for Permit to appropriate the public waters of the State of Idaho together with a pamphlet giving regulations and instructions in regard to filing same.

When this application is approved, it will be signed by the proper State Officials and sent you as a use permit under which you may proceed with the construction of the work described in the application. In order to complete your water right, two proofs are required as follows:

First, proof of Completion of Works which is made by affidavit before a Notary Public. The time required for making this proof should be stated under question 12 in the application.

The final proof is made when the water has been completely applied for irrigation or whatever purpose it is intended. Notice of such proof must be published for four consecutive weeks in a county newspaper at your expense, and at the time set for proof, depositions are to be executed by yourself and two witnesses in proof of such Beneficial Use. The additional time required for making this proof should be stated under question 13 of the application.

Providing springs are located on private lands it will be necessary to have the owner of said lands fill out the Affidavit of Permission on Page 3.

Also a map must accompany the application showing the exact locations of the springs and the place of use according to Section, Township and Range.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

T:cu
Enc.

26491

PUBLIC NOTICE

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is, hereby given that at 2:00 P.M., on the 16th day of October 1964, at Challis, County of Custer, State of Idaho, before Beulah N. Rood, Notary Public, at Challis, Idaho, proof will be submitted of the completion of works for the diversion of 5.04 cubic feet per second of the waters of Springs, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 26491, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: J. Grant & Evelyn Baldwin, May, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 5.04 cubic feet per second.

3. The use to which said water has been applied is Fish Propagation purposes, and the amount applied to beneficial use is 5.04 cubic feet per second.

4. The point of diversion of said water is Springs in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ -SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29 collected by ditches in NW $\frac{1}{4}$ -NW $\frac{1}{4}$, Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 13 N., R. 23 E., B.M.

5. The place where said water is used is Same as points of diversion.

6. The date of priority which said user is prepared to establish is 8/18/59.

Carl E. Tappan
State Reclamation Engineer

day, July 6, 1961

**NOTICE OF PROOF OF
COMPLETION OF WORKS and
APPLICATION OF WATER TO
BENEFICIAL USE**

NOTICE is hereby given that at 2:00 P. M., on the 23 day of August 1961, at May, County of Custer, State of Idaho, before Vina Thompson, Notary Public, at May, Idaho, proof will be submitted of the completion of works for the diversion of 16.0 cubic feet per second of the waters of Springs, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 26491, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person holding said permit is: J. Grant Baldwin & Evelyn F. Baldwin, May, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 16.0 cubic feet per second.

3. The use to which said water has been applied is fish propagation purposes, and the amount applied to beneficial use is 16.0 cubic feet per second.

4. The point of diversion of said water is springs located in $N\frac{1}{2}SE\frac{1}{4}$ and $NE\frac{1}{4}SW\frac{1}{4}$, Sec. 29, T. 13 N., R. 23 E.B.M.

5. The place where said water is used is in $NW\frac{1}{4}SW\frac{1}{4}$, Sec. 28; $N\frac{1}{2}SE\frac{1}{4}$ & $NE\frac{1}{4}SW\frac{1}{4}$, Sec. 29; all in T. 13 N., R. 23 E.B.M. in fish ponds.

6. The date of priority which said user is prepared to establish is August 8, 1956.

GEO. N. CARTER

State Reclamation Engineer

Pub. July, 6, 13, 20, 27, 1961.

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

Notice is hereby given that at 11 A.M. on the 3 day of Sept., 1964, at Challis, County of Custer, State of Idaho, before Beulah N. Rood, proof will be submitted of the application to beneficial use of 2.52 cubic feet per second of the waters of Springs in accordance with the terms and conditions of Permit No. 26491 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit J. GRANT and EVELYN F. BALDWIN, MAY, IDAHO.

The use to which said water has been applied is fish propagation.

The amount applied to beneficial use is 2.52 C.F.S.

The point of diversion of said water is Springs in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33; S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29 collected by ditches in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33; SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T 13 N R 23 E.

The place where said water is used Same as points of diversion.

The date of priority which said user is prepared to establish is 8-18-59.

CARL E. TAPPAN
State Reclamation Engineer
Pub. July 30, Aug. 6, 13, 20,
1964