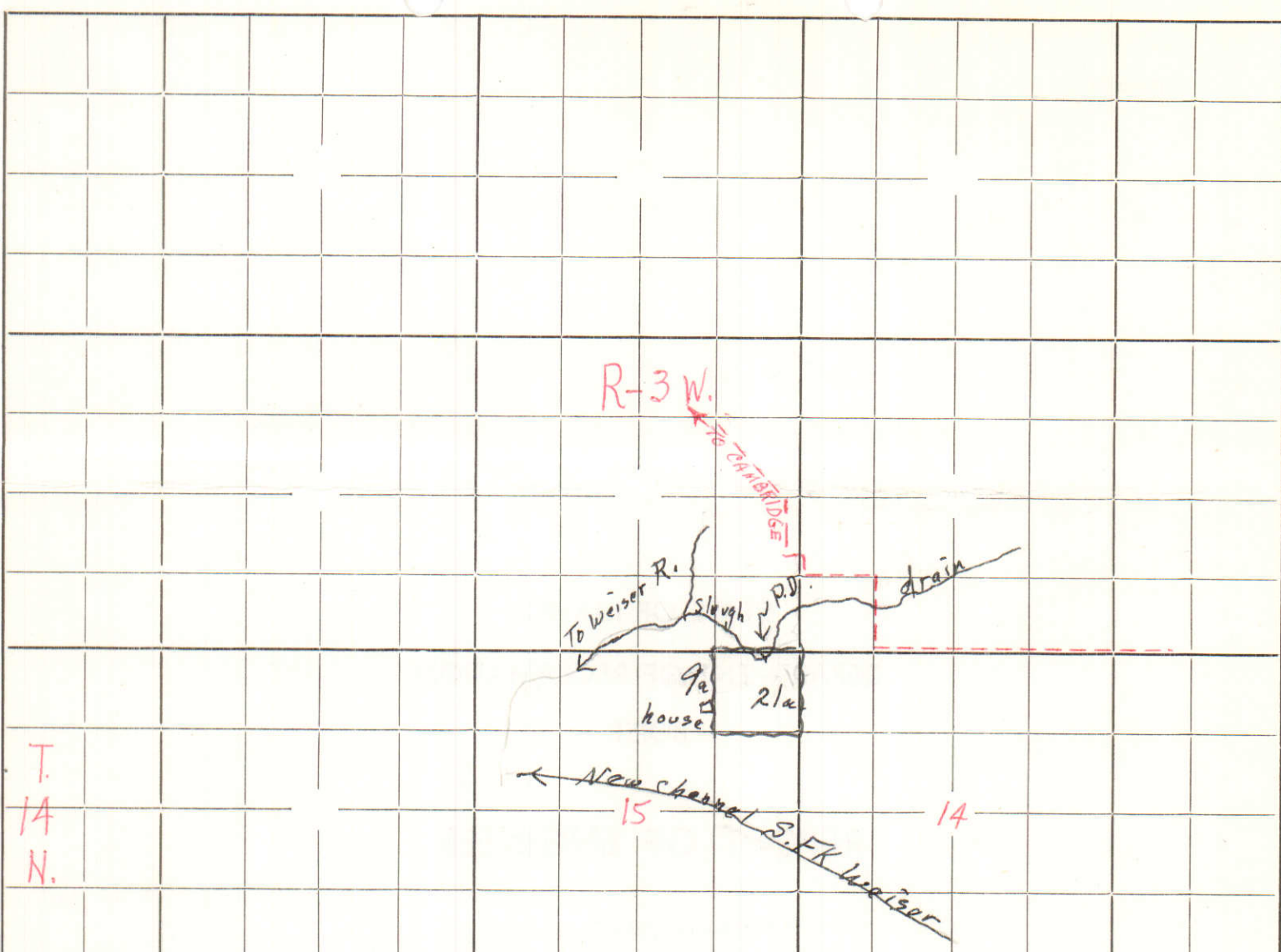




Subdivisions = 2.

Area = 30 acres.

$Q = 30''$  or .6 cfs.

30 acres total

needs amend place of use.  
wait for protest withdrawal.

Protest can be diminished, not  
necessary to await its withdrawal.  
G. H. G.

Charles C. Clelland  
Cambridge, Idaho Rt. #1, Box 6

Permit No. 25987

Examination for Beneficial Use

County Washington

15-14N. - 3W.

B = 0.8 a.f.s.

S = An-named stream

P.D. = NE. NE. Sec. 15, T. 14 N. - R. 3 W.

Use = Irrigation (Sprinkler)

Filed = Sept. 28, 1955

Due = Oct. 4, 1959

Sp. =

16 1/2" of 1882 right from Water River.

## 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.

3600 rpm

7 1/2 hp. 3 ph.

Master 200 V/400

#25352 1849/9.49

2" cent. pump

Model 2L-7 1/2 x 2

Outlet 2" to 6"

30 sprinkler, "

Blind 3/4" x 3/16

3" lateral

7 1/2 x 110 x 60 x 550

140 x 62 1/2

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

Notice is hereby given that at 11 a. m. on the 5th day of October, 1959, at Wilson's Agency, Cambridge, County of Washington, State of Idaho, before Mrs. Mae Collins, Notary Public, proof will be submitted of the application to beneficial use of 8 cubic feet per second of the waters of un-named stream (a slough) in accordance with the terms and conditions of Permit No. 25987 heretofore issued by the State Reclamation Engineer, of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Charles C. Clelland, Cambridge, Idaho, Rt. 1, Box 6.

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

The amount applied to beneficial use is 360 gallon per minute.

The place where said water is used is the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 15, Township 14N, Range 3W, B. M., County of Washington, State of Idaho.

Point of Diversion in NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 15, T. 14N, R. 3 W.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is un-named stream (slough filled by seepage and waste from other ranches and from Weiser River.

The right to take water from such works is based upon Permit No. 25987.

The source of supply from which such water is diverted is Natural seepage and waste from other ranches from Weiser River.

The date of priority which said user is prepared to establish is September 28, 1955.

GEO. N. CARTER

State Reclamation Engineer.

6-4t

52

**AFFIDAVIT OF PUBLICATION**

**RECEIVED**  
OCT 7 1959  
Department of Reclamation

State of Idaho }  
County of Washington } ss.

Stuart Dopf, being first duly sworn, deposes and says that he is the publisher, foreman, principal clerk, of THE NEWS-REPORTER, a weekly newspaper published at Cambridge, Washington County, Idaho, and that said paper has been published continuously for more than 78 weeks immediately preceding the first publication of the attached notice; that said paper is in general circulation in the county aforesaid and in the vicinity of Cambridge, Idaho; that the notice, a copy of which is attached hereto, was published in said newspaper once a week for four consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement thereto; that the publication of said notice began with the issue of Aug. 28, 1959, and ended with the issue of Sept. 18, 1959.

Stuart Dopf

Subscribed and sworn to before me this

18th day of September, 1959

E. J. Horner

Notary Public for Idaho, residing at  
Weiser Cambridge, Idaho

25987

NAME OF APPLICANT

Charles C. Clelland

Form No. 0

T14 R3 Sec 15

10

Point of diversion  
600 ft from  
sec. corner 10-11-14-15



11  
Sough filled by waste from  
adjoining farms.

Pump & Sprinkler to  
be installed at point of  
diversion.

15

14

Permit Map No. 25987  
As Approved  
OCT 4 1955  
MARK R. KULP  
State Reclamation Engineer

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

Notice is hereby given that at 11 a. m. on the 5th day of October, 1959, at Wilson's Agency, Cambridge, County of Washington, State of Idaho, before Mrs. Mae Collins, Notary Public, proof will be submitted of the application to beneficial use of .8 cubic feet per second of the waters of un-named stream (a slough) in accordance with the terms and conditions of Permit No. 25987 heretofore issued by the State Reclamation Engineer, of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Charles C. Clelland, Cambridge, Idaho, Rt. 1, Box 6.

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

The amount applied to beneficial use is 360 gallon per minute.

The place where said water is used is the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 15, Township 14N, Range 3W, B. M., County of Washington, State of Idaho.

Point of Diversion in NE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 15, T. 14N, R. 3 W.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is un-named stream (slough filled by seepage and waste from other ranches and from Weiser River.

The right to take water from such works is based upon Permit No. 25987.

The source of supply from which such water is diverted is Natural seepage and waste from other ranches from Weiser River.

The date of priority which said user is prepared to establish is September 28, 1955.

GEO. N. CARTER  
State Reclamation Engineer.

OFFICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 16th day of September, 1959, at Wilson's Agency, Cambridge, County of Washington, State of Idaho, before Mrs. Mae Collins, Notary Public, proof will be submitted of the application to beneficial use of 8 cubic feet per second of the waters of un-named stream (a slough) in accordance with the terms and conditions of Permit No. 25987 heretofore issued by the State Reclamation Engineer, of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Charles C. Clelland, Cambridge, Idaho, Rt. 1, Box 6.

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

The amount applied to beneficial use is 360 gallon per minute.

The place where said water is used is the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 15, Township 14N, Range 3W, B. M., County of Washington, State of Idaho.

Point of Diversion in NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 15, T. 14N, R. 3 W.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is un-named stream (slough filled by seepage and waste from other ranches and from Weiser River.

The right to take water from such works is based upon Permit No. 25987.

The source of supply from which such water is diverted is Natural seepage and waste from other ranches from Weiser River.

The date of priority which said user is prepared to establish is September 28, 1955.

GEO. N. CARTER  
State Reclamation Engineer.

# State of Idaho

## License and Certificate of Water Right

Water License No. 25987

Amount 0.6 c.f.s.

Water District No.

Priority September 28, 1955

THIS IS TO CERTIFY that CHARLES C. CLELLAND  
 of Cambridge, Idaho, made application for a permit to appropriate the  
 public waters of the State of Idaho, dated September 28, 1955; that Permit No. 25987  
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
 0.8 second feet, was issued thereunder on August 19, 1960, showing that said works  
 were completed on the 12th day of October, 1959; and that on the 5th  
 day of October, 1959,

CHARLES C. CLELLAND

of Cambridge, State of Idaho, made proof to the satisfaction of the  
 State Reclamation Engineer of Idaho, of the right to use the waters of unnamed stream  
 slough filled by natural seepage and waste, a tributary of Weiser River, for the purpose of irrigation  
 , under Use Permit No. 25987 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

11 of Licenses at page 7006, on the 4th day of November, 1960;

The right hereby confirmed dates from September 28, 1955;

The Point of Diversion is located

in the NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Sec. 15, Tp. 14 N, R. 3 W., B. M. County of Washington

That the amount of water to which such right is entitled and hereby confirmed, for the purposes  
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall  
 not exceed 0.6 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                                                       | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|------------------------------------------------------------------------|----------------------------------|---------------------------------|
| 14 N | 3 W   | 15   | NE $\frac{1}{4}$ NE $\frac{1}{4}$<br>NW $\frac{1}{4}$ NE $\frac{1}{4}$ | 40                               | 21<br>9                         |
|      |       |      | Total number of acres to be irrigated:                                 |                                  | 30                              |

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

4th day of November, 1960.

/s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

State of Idaho  
License and Certificate of Water Right

Water License No. G-26124 Amount 2.28 c.f.s.  
Water District No. \_\_\_\_\_ Priority Dec. 27, 1955

THIS IS TO CERTIFY that VICTOR FEHRINGER  
of Aberdeen, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated December 27, 19 55; that Permit No. G-26124  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
2.28228 second feet, was issued thereunder on November 3, 19 60, showing that said works  
were completed on the 13 day of August, 19 60; and that on the 13  
day of August, 19 60,

VICTOR FEHRINGER  
of Aberdeen, State of Idaho, made proof to the satisfaction of the  
State Reclamation Engineer of Idaho, of the right to use the waters of a well  
, a tributary of subterranean flow, for the purpose of irrigation  
, under Use Permit No. G-26124 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  
11 of Licenses at page 7005, on the 3 day of November, 19 60;  
The right hereby confirmed dates from December 27, 19 55;

The Point of Diversion is located  
in the NE 1/4 SW 1/4, Sec. 22, Tp. 5 S., R. 30 E., B. MBingham 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 2.28 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                       | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|----------------------------------------|----------------------------------|---------------------------------|
| 5 S. | 30 E. | 22   | NE 1/4 SW 1/4                          | 40                               | 40                              |
|      |       |      | NW 1/4 SW 1/4                          | 40                               | 40                              |
|      |       |      | SW 1/4 SW 1/4                          | 40                               | 40                              |
|      |       |      | SE 1/4 SW 1/4                          | 40                               | 40                              |
|      |       |      | Total number of acres to be irrigated: |                                  | 160                             |

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, 19 60.

s/ GEO. N. CARTER  
State Reclamation Engineer.

(SEAL)

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

APPLICATION No. 33862  
PERMIT No. 25987  
DISTRICT No.

1. Name of Applicant: Charles C. Clelland

Postoffice address: Cambridge

County: Washington

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(c) Bond to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: .8 cu. ft.

cubic feet per second.

3. Source of water supply: / Un-named Stream seepage and waste from other ranches, /  
slough filled by natural / which is a tributary of Weiser River

4. Location of point of diversion: About 600 ft. feet distant from the 10-11-14-15

corner of Section 15 , T. 14 N. , R. 3 W. , B.M., and is in the Northeast Qt. of Northeast  
of section 15 , T. 14 N. R. 3 W. , B. M., County of Washington

5. Water is to be used for Sprinkler irrigation

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

(a) Point of use of water: feet distant from corner of Section  
T. , R. , B.M., in the of Section of , T. , R. , B.M.

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

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

7. Estimated cost of works: \$ 600

8. Kind of works: Pump and line

9. Height of dam feet; length of dam at top feet; length of dam at bottom  
feet; material used in dam:

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

11. Ditch: Width at bottom fee; 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 I hope to complete this work by next year but it may be 2  
/ years.

13. The time required for the complete application of the water to the proposed use is 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: 16 1/2" of 1882 right from Weiser  
River.

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.

CHARLES C. CLELLAND      *Applicant.*

By \_\_\_\_\_ Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. Sept. 28, 1955

Returned to applicant for correction:

Corrected application received:

### Approval of State Reclamation Engineer

The number of this permit is 25987

Recorded in Book 91 Page 25987 Approved Oct. 4, 1955

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ \_\_\_\_\_ to be filed on or before \_\_\_\_\_

Work to begin on or before December 4, 1955 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 October 4, 1956

The whole of said work to be completed on or before      October 4, 1957

Beneficial use of water appropriated in accordance herewith, to be made on or before October 4, 1957

WITNESS My hand this 4th day of October, 1955

MARK R. KULP  
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,  
and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to  
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 4<sup>th</sup>  
day of October, 1955. STATE OF IDAHO

Countersigned:

(SEAL) By IRA H. MASTERS  
By PAULA L. FLEENOR *Secretary of State.*  
Deputy Secretary of State \_\_\_\_\_

By ROBERT E. SMYLLIE  
Governor.

REMARKS: I have investigated this works and do hereby approve issuing the permit requested in foregoing paragraphs.

T. C. WOODS  
Watermaster Dist. 41

14.

| Twp. | Range | Sec. | NE $\frac{1}{4}$                                                                                                                                                                                                                              |                  |                  |                  | NW $\frac{1}{4}$                               |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|------------------|------------------|------------------------------------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$                                                                                                                                                                                                                              | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$                               | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 14   | 3     | 15   | NE $\frac{1}{4}$                                                                                                                                                                                                                              |                  |                  |                  |                                                |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 40     |
|      |       |      |                                                                                                                                                                                                                                               |                  |                  |                  | APPROVAL OF STATE RECLAMATION ENGINEER         |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      | I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriation the Public Waters of the State of Idaho, No. 25987 to <u>October 4, 1959.</u> |                  |                  |                  |                                                |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      | Witness my hand this 24th day of October, 1957.                                                                                                                                                                                               |                  |                  |                  |                                                |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                                                                                                                                                                                                                                               |                  |                  |                  | /s/ Mark R. Kulp<br>State Reclamation Engineer |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      | Approved and recorded:<br>October 24, 1957.                                                                                                                                                                                                   |                  |                  |                  |                                                |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Permit No. 25987

## CERTIFICATE OF COMPLETION OF WORKS ✓

✓  
TO ALL WHOM IT MAY CONCERN:

This is to certify that CHARLES C. CLELLAND of Cambridge, County of Washington, and State of Idaho, the holder of Permit No. 25987, issued upon Application No. 33862 bearing date of priority of September 28, 1955, authorizing the diversion of 0.8 second feet of the waters of un-named stream -- slough County of Washington, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.8 second feet of the waters of an un-named stream, - slough that the point of diversion of said waters NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 15, T. 14 N., R. 3 W., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 30 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 15, T. 14 N., R. 3 W., B.M.

Witness my hand this 19 day of August, A.D. 1960.

/s/ GEO. N. CARTER  
State Reclamation Engineer

Proof of Completion of Works Made: October 12, 1959

APPLICATION FOR AMENDMENT  
TO PERMIT TO APPROPRIATE THE PUBLIC WORKS ✓  
OF THE STATE OF IDAHO, NO. 25987

Comes now CHARLES C. CLELLAND and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 25987 and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

N $\frac{1}{2}$ NE $\frac{1}{4}$ , Sec. 15, T. 14 N., R. 3 W., B. M., making a total . . . . . acres.

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

Signed at Cambridge, Idaho, this 27th day of October, 1960.

s/ Charles C. Clelland

Date of receipt at office of Department of Reclamation October 31, 1960.

## APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 25987. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ GEO. N. CARTER  
State Reclamation Engineer

Recorded: October 31, 1960

STATE OF IDAHO ✓  
DEPARTMENT OF RECLAMATION

WHEREAS, Charles C. Clelland, holder of Permit No. 25987 to appropriate 0.8 c.f.s. of the waters of an unnamed stream, tributary of the Weiser River in Washington County, Idaho, made proof to the satisfaction of the State Reclamation Engineer that the waters sought to be appropriated had been diverted and put to beneficial use in the irrigation of 30 acres of land and,

WHEREAS Fred M. Jewell et al entered protest against issuance of a license for the beneficial use of 0.8 c.f.s. of the waters of the unnamed stream in question alleging that all the water sought to be appropriated is now required by the Allison-Jewell Ditch, and furthermore that the permit holder had failed to pay assessments to the Allison-Jewell Ditch Company and,

WHEREAS a subsequent appropriator may divert and use any unappropriated water of any source of water supply, and furthermore failure to pay assessments to the Allison-Jewell Ditch Company does not seem to be a matter for the Department of Reclamation to consider,

NOW, THEREFORE the said protest is dismissed, set aside and held for naught, and Certificate of Completion of Works and License and Certificate of Water Right shall issue to Charles C. Clelland, holder of Permit No. 25987.

/s/ GEO. N. CARTER  
State Reclamation Engineer

Recorded: November 9, 1960

LICENSE ISSUED FOR 0.6 SEC. 15

Page 7006

LAW OFFICES  
**DONART & DONART**  
IDAHO FIRST NATIONAL BANK BUILDING  
POST OFFICE BOX 191  
WEISER, IDAHO 83672

GEORGE DONART, 1889-1961  
JAMES B. DONART

December 31, 1968

TELEPHONE 549-2672  
AREA CODE 208

RECEIVED

JAN 2 1969

State of Idaho  
Department of Reclamation  
State House  
Annex 2  
Boise, Idaho 83707

Department of Reclamation

Attention: State Reclamation Engineer

Re: Higgins vs Jaeger

Dear Sir:

This office is now involved in bringing an injunction suit in the District Court for the Third District for the County of Washington. The subject of the suit is a dam located on the Little Weiser River being maintained by Jerry Jaeger. The plaintiffs in this action, John Higgins and Alvin Legg, hold water rights as evidenced by water licenses issued by your office. It has become necessary in the prosecution of this action to find out the amount of a prior water right downstream from the parties involved in this action. This water right would be evidenced by a water license that was originally issued to Charles Clelland. The water license might possible now be transferred to a Herbert Thompson, who is purchasing Mr. Clelland's ranch. Would you please furnish us with a copy of Mr. Clelland's water license.

Please bill us for any expense and fees required for this service.

Thanking you in advance,

Yours very truly,

DONART & DONART

*Lawrence J. Higgins*  
LAWRENCE J. HIGGINS

LJH:mw

25066 - 67-2243  
25987 - 67-2251

67-2251  
25987

JAN 16 1969

IDAHO FIRST NATIONAL BANK BUILDING  
POST OFFICE BOX 191  
WEISER, IDAHO 83672

Department of Reclamation  
TELEPHONE  
549-2072  
AREA CODE 208

File  
67-2251

[illegible]

Re: Clelland Water Licenses

I thank you very much for furnishing us with copies of Mr. Clelland's Water Licenses. This information will be of great assistance to us. I enclose herewith a check for \$1.00 which is your fee for copying the Water Licenses of Charles Clelland. Thank you very much.

DONART & DONART

LAWRENCE J. HIGGINS

Encl. (1)

Rec'd #2531  
mailed 1-16-69 67-2251  
25987

January 3, 1969

Donart & Donart  
P.O. Box 191  
Weiser, Idaho 83672

Attn: Lawrence J. Higgins

Dear Mr. Higgins:

In researching our records we found two water licenses issued to Mr. Charles Clelland. We are enclosing copies of both licenses.

I hope that these copies will supply you with the information you need.

The fee for these copies is \$1.00. Please remit this amount as soon as possible.

Very truly yours,

C. Stephen Allred, Assistant  
State Reclamation Engineer

CSA:kh

Enclosures

67-2261  
25987

November 8, 1960

RE: Permit No. 25987  
Charles C. Clelland

Fred M. Jewel et al  
Cambridge, Idaho

Dear Mr. Jewel:

Enclosed is a copy of the order dismissing the protest of issuance of a license under the terms of Permit No. 25987 in the name of Charles C. Clelland.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer  
By

(Mrs.) Edna P. Rule  
Chief Clerk

EPR:mr  
Enc.  
cc Charles C. Clelland

25987

S T A T E O F I D A H O

D E P A R T M E N T O F R E C L A M A T I O N

---

WHEREAS, Charles C. Clelland, holder of Permit No. 25987 to appropriate 0.8 c.f.s. of the waters of an unnamed stream, tributary of the Weiser River in Washington County, Idaho made proof to the satisfaction of the State Reclamation Engineer that the waters sought to be appropriated had been diverted and put to beneficial use in the irrigation of 30 acres of land and,

WHEREAS Fred M. Jewel et al entered protest against issuance of a license for the beneficial use of 0.8 c.f.s. of the waters of the unnamed stream in question alleging that all the water sought to be appropriated is now required by the Allison-Jewell Ditch, and furthermore that the permit holder had failed to pay assessments to the Allison-Jewel Ditch Company and,

WHEREAS a subsequent appropriator may divert and use any unappropriated water of any source of water supply, and furthermore failure to pay assessments to the Allison-Jewell Ditch Company does not seem to be a matter for the Department of Reclamation to consider,

NOW, THEREFORE the said protest is dismissed, set aside and held for naught, and Certificate of Completion of Works and License and Certificate of Water Right shall issue to Charles C. Clelland, holder of Permit No. 25987.

---

State Reclamation Engineer

November 3, 1960

Re: Permit No. 25987

Mr. Charles C. Clelland  
Cambridge, Idaho

Dear Mr. Clelland:

We enclose License and Certificate of Water Right issued on Permit No. 25987 and Certificate of Completion of Works.

We also enclose Application for Amendment to the land list and departmental receipt No. 30339 in the amount of of \$4.00 for fees for license and \$1.00 for recording the amendment.

Very truly yours,

GEO. W. CARTER  
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule  
Chief Clerk

EPR:ew

Enc. license  
certificate  
amendment  
receipt

P. S. Also enclosed is order dismissing and setting aside protest against the issuance of license on the above numbered permit.

25987

S T A T E   O F   I D A H O

D E P A R T M E N T   O F   R E C L A M A T I O N

---

WHEREAS, Charles C. Clelland, holder of Permit No. 25987 to appropriate 0.8 c.f.s. of the waters of an unnamed stream, tributary of the Weiser River in Washington County, Idaho made proof to the satisfaction of the State Reclamation Engineer that the waters sought to be appropriated had been diverted and put to beneficial use in the irrigation of 30 acres of land and,

WHEREAS Fred M. Jewel et al entered protest against issuance of a license for the beneficial use of 0.8 c.f.s. of the waters of the unnamed stream in question alleging that all the waters sought to be appropriated is now required by the Allison-Jewell Ditch, and furthermore that the permit holder had failed to pay assessments to the Allison-Jewel Ditch Company and,

WHEREAS a subsequent appropriator may divert and use any unappropriated water of any source of water supply, and furthermore failure to pay assessments to the Allison-Jewell Ditch Company does not seem to be a matter for the Department of Reclamation, to consider,

NOW, THEREFORE the said protest is dismissed, set aside and held for naught, and Certificate of Completion of Works and License and Certificate of Water Right shall issue to Charles C. Clelland, holder of Permit No. 25987.

  
\_\_\_\_\_  
State Reclamation Engineer

25987

OF THE STATE OF IDAHO, No. 25987.

Comes now . . . . . CHARLES C. CLELLAND . . . . ., and represents  
to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the  
State of Idaho, No. . . 25987 . . ., and requests that the list of lands to be irrigated,  
as described in said permit, be changed to read as follows:

. . . . . N<sup>1</sup>/<sub>2</sub> Sec. 15, T. 14 N., R. 3 W., B. M. . . . .  
. . . . .  
. . . . .  
. . . . .  
. . . . .  
. . . . .  
. . . . .  
. . . . .  
. . . . .  
. . . . .  
. . . . . making a total of . . . . . acres.

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

Signed at *Cambridge Idaho* this . . . . . 27<sup>th</sup> day of *October*. 19*60*  
*X Charles C. Clelland* . . . . .

Date of receipt at office of Department of Reclamation . . . . . October 31, 1960 . . . . .

APPROVAL OF STATE RECLAMATION ENGINEER

I, Geo. N. Carter, State Reclamation Engineer of the State of Idaho, hereby approve  
the above and foregoing application for amendment to Permit to appropriate the Public  
Waters of the State of Idaho, No. . . 25987 . . . . . 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 91 of  
Permits, at Page 25987  
October 31, 1960

259<sup>7</sup>

*Geo. N. Carter*  
State Reclamation Engineer

October 26, 1960

Re: Permit No. 25987

Charles C. Clelland  
Route #1, Box 6  
Cambridge, Idaho

Dear Mr. Clelland:

We wrote you August 31st requesting that you complete the form amending the place of use of the water. We have not received the amendment form.

Enclosed is another amendment form to change the place of use of the water from the NE<sup>1</sup>/<sub>4</sub> Sec. 15, T. 14 N., R. 3 W., B. M. to the NW<sup>1</sup>/<sub>4</sub> of said Section 15, to be used in case the other form has been lost.

Kindly sign the form, showing the location and date, and return to this office in order that we can issue the certificates of water right.

If we do not receive the amendment form in the near future, the Certificate of Completion of works and the License and Certificate of Water Right will be issued for 0.42 cubic feet per second to irrigate 21 acres in Section 15, T. 14 N., R. 3 W., B. M. and \$3.00 of the \$5.00 fee you submitted will be returned to you.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer

By:

RALPH W. THOMAS  
Office Engineer

RT:ew

Enc. amendment form

25987

August 31, 1960

RE: Permit No. 25987

Charles C. Clelland  
Rt 1, Box 6  
Cambridge, Idaho

Dear Mr. Clelland:

Enclosed is a form for amending the land list on your permit.

You remitted \$5.00 for fees and returned the Certificate of Completion of Works after you added the NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 15, Township 14 North, Range 3 West, B.M. That Certificate must be re-written in this office.

Fill in the form for amending the land list to show the N $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 15, Township 14 North, Range 3 West and the License and Certificate of Water Right can be issued.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer  
By

(Mrs.) Edna P. Rule  
Chief Clerk

RT

EPR:mr  
Enc. amendment form

25987

RT

S T A T E   O F   I D A H O

D E P A R T M E N T   O F   R E C L A M A T I O N

\*\*\*

|                               |   |                                        |
|-------------------------------|---|----------------------------------------|
| Re: Permit No. 25987, Charles | ) | ORDER DISMISSING PROTEST AND ALLOWING  |
|                               | ) | CERTIFICATE OF COMPLETION OF WORKS AND |
| C. Clelland, Holder           | ) | WATER LICENSE                          |

WHEREAS, CHARLES C. CLELLAND, holder of Permit No. 25987, made proof to the satisfaction of the State Reclamation Engineer that the irrigation works described in said permit had been completed and water had been applied to beneficial use; and,

WHEREAS, the report of the Field Engineer of the Department of Reclamation declares that the permit holder has fully complied with the provisions of the permit; and,

WHEREAS, protests were filed against allowance of the proofs and issuance of license by Fred M. Jewell, T. B. Burton, and George Westfall; and

WHEREAS, these protests do not allege that others will be injured by the diversion and use of the water claimed and appropriated.

NOW, THEREFORE, The said protests are hereby ordered dismissed and held for naught, and Certificate of Completion of Works and Water License be issued.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the State Department of Reclamation, at Boise, Idaho, this 19th day of August, 1960.



State Reclamation Engineer

25987

August 23, 1960

RE: Permit No. 25987

Charles C. Clelland  
Cambridge, Idaho

Dear Mr. Clelland:

Enclosed is Order Dismissing Protest against Permit No. 25987, Certificate of Completion of Works and departmental receipt No. 29824 in the amount of \$5.00 for the fee for the Certificate of Completion of Works.

Our field engineer's report on his inspection of the application of water to beneficial use shows the unnamed stream is capable of conveying 30 miner's inches or .6 c.f.s. of water for irrigation of 30 acres.

Upon receipt of the statutory fee of \$4.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of September 28, 1955 to the use of .6 second feet of surface water with the point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 15 for irrigation of 30 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 15, Township 14 North, Range 3 West, B.M.

Since your permit does not include the NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 15 it will be necessary to amend the land list on the permit, if you want the extra land included in the license. Complete the enclosed form, submit it with the above mentioned statutory fees, plus an additional fee of \$1.00 for recording the amendment, to this office and the License and Certificate of Water Right will be issued as shown above. If you do not want the extra land included, the statutory fees will total \$2.00 and the land list will be restricted to the lands shown on the permit which are actually irrigated.

Very truly yours,

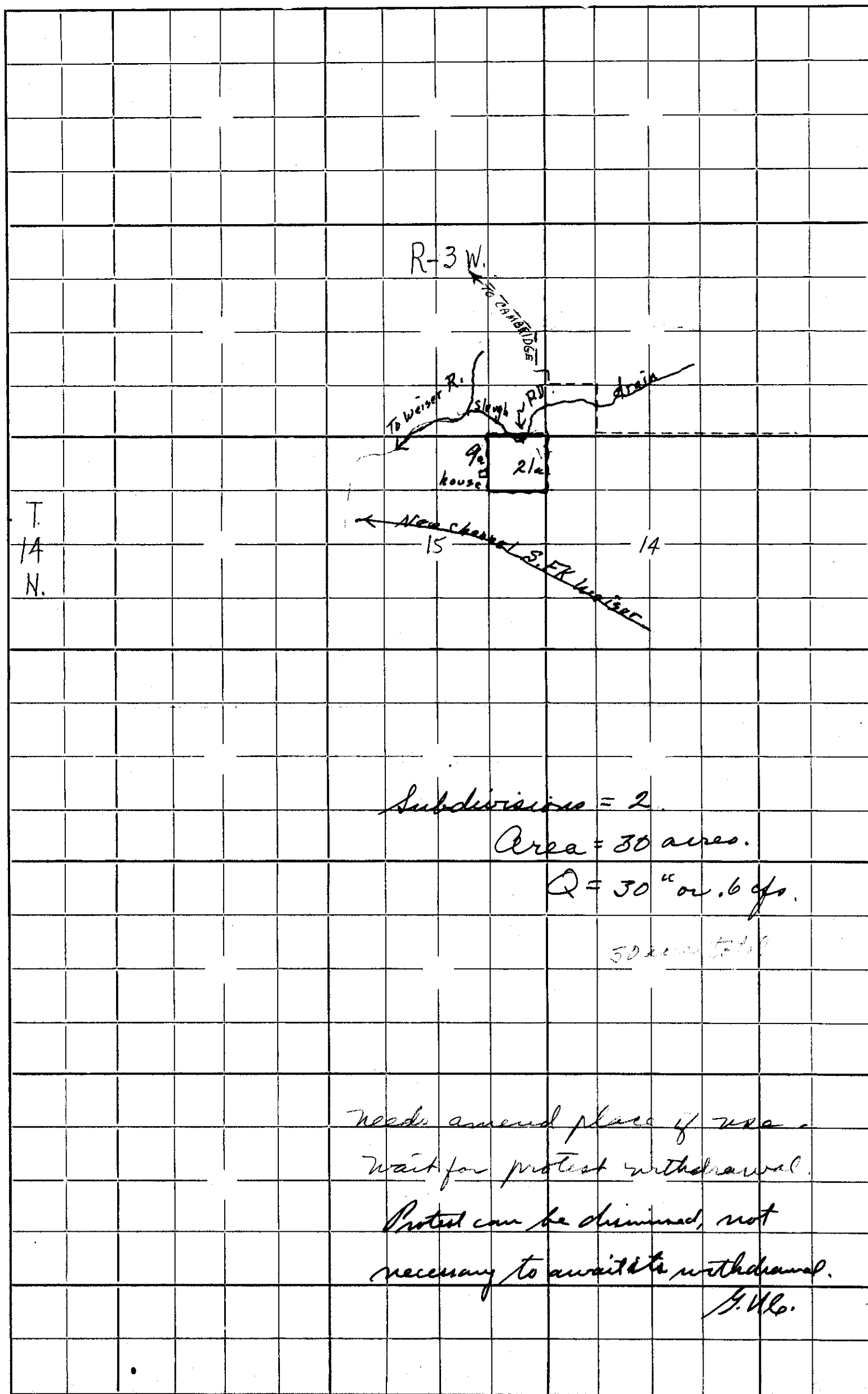
GEO. N. CARTER  
State Reclamation Engineer  
By

(Mrs.) Edna P. Rule  
Chief Clerk

EPR:mr

Enc. dismissal order, certificate, receipt  
cc W. B. Burton, Fred M. Jewell, George Westfall

25987



STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. 25987

REPORT ON PROOF OF Beneficial Use

Charles C. Clelland, Cambridge, Idaho

Charles C. Clelland  
Cambridge, Idaho Rt. #1, Box 6

Permit No. 25987

Examination for Beneficial Use

County Washington

15-14N. - 3W.

Q = 0.8 a.f.s.

S. = unnamed stream

P.D. = NE. NE, Sec. 15, T. 14 N. - R. 3 W.

Use = Irrigation (sprinkler)

Filed = Sept. 28, 1955

Due = Oct. 4, 1959

C/W.

16 1/2' of 1882 right from Weiser River.

### 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.

3600 ym  
7 1/2 hp. 3 ph.

Master 200/40  
25'352 184 1/2 9 1/2

2" cent pump  
Model 2L-7 1/2 x 2

Outlet 2" to 6"

30 sprinkler

Ribbed 3/4" x 3/16

3" lateral

7 1/2 x 110 x 30 x 550  
140 x 62 1/2

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

Permit No. 25987

This proof is for Beneficial Use In Water District No. \_\_\_\_\_

1. Name of applicant Charles C. Clelland
2. Source of water supply: other ranches, Weiser River.  
un-named stream, slough filled by natural seepage and waste from
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 15  
T. 14 N R. 3 W.B.M. County of Washington
4. Describe works as they exist, giving dimensions and capacities of same: Pumps from slough  
connected to Weiser River. Water is rising water and drain water  
uses 7 $\frac{1}{2}$  hp. Motor Motor driving a 2" centrifugal pump  
delivering thru sprinkler system. 30 sprinkler heads Rainbird  
3/32" x 3/16" 600' main. Uses 3" laterals. uses 4" 2"  
culvert pipe on end, slough for pump. No protection.
5. Water is used for: sprinkler irrigation
6. State whether or not water has been turned into works of diversion: yes

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

40 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Sec. 15., Twp. 14 N., Rge. 3 W.B.M.

Mr. C. along. We talked to Fred Bain Secy of Ditch Co.  
Said he believed now that Clelland had paid his fees  
They would be willing to withdraw protest.  
Clelland will meet with directors of ditch Co. and  
settle their difficulties, after which they will  
advise this office of action.  
Mr. C. has a good decree right for the land

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

8. What large stream would the water here appropriated finally reach?
- Remarks: Thru the company ditch, but being the last  
man on the ditch there is many times he gets  
no water right when needed.  
He wants this as a supplemental right  
to use when no water is coming down the  
ditch.

This examination was made on the 13 day of April, 1960(Signed) E. H. Humphrey Examiner.

25987

April 7, 1960

Re: Permit # 25987

Charles C. Clelland  
Route No. 1  
Cambridge, Idaho

Dear Mr. Clelland:

Statutes requires a field inspection in connection with the proofs on Permit # 25987 before license and certificate of water right can be issued.

Such inspection and report on same is required for any and all permits being brought to license within this State.

An inspecting Engineer from this Department requests that you or someone familiar with the terms of the permit and representing you be prepared to accompany him on the inspection, on Tuesday, April 12, in the morning, or near noon, right after I finish inspection for C. H. Edison, just north of Cambridge.

If he cannot get in touch with you by phone or otherwise he will drive to the well location or point of diversion given in the permit.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer  
By

O. T. Hansen  
E. N. Humphrey  
~~XXXXXXXXXX~~  
Deputy  
~~XXXXXX~~ Field Engineer

OTH:ew

25987

October 16, 1959

Re: Permit No. 25987  
Charles C. Clelland

This Certificate of Completion of Works may or may not be issued depending on the findings of field engineer's examination.

In view of the protest careful and complete investigation should be made.

The proofs suggest that permit holder is putting to beneficial use water which otherwise may be going to waste.

Protestants do not specifically state permit holder's diversion takes water from them but states in general, "said waters are all used for irrigation purposes by farms served by Allison-Jewell Ditch Co., with water rights in the Weiser River."

On the face of the papers here it would appear that the important point is - Does permit holder divert water which is claimed and used by protestants?

Protestants other suggestion that permit holder may be trying to evade payment of ditch assessments is primarily their internal affair and it is doubtful if this office should be used in an effort to force collection.

Note on permit that Weiser River Watermaster approved the application which might suggest he did not believe this diversion would be an infringement on prior rights.

*G. H. Carter*

25987

October 16, 1959

Re: Permit No. 25987  
Charles C. Clelland

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Note on permit that Weiser River Watermaster approved the application which might suggest he did not believe this diversion would be an infringement on prior rights.

*G. H. C.*

25987

October 13, 1959

RE: Permit No. 25987

Mr. Charles C. Clelland  
Rt. #1, Box 6  
Cambridge, Idaho

Dear Mr. Clelland:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in The News-Reporter, all submitted in proof of beneficial use on Permit No. 25987.

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

Chief Clerk

EPR

25987

Permit No. 25987STATE OF IDAHO  
Department of ReclamationRECEIVED  
OCT 13 1959  
Department of Reclamation

## Proof of Completion of Works

## AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Washington

SS.

Charles C. Clelland

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

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 25987, and that his postoffice address is Cambridge State of Idaho.

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

Unnamed stream--slough

Third: That the point of diversion of said water is 10-11-14-15 corner of Sec. 15,

Twp 14 N. R 3 WBM in NE1/4 of Sec. 15.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by October 4, 1959.

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

Sixth: That on the date above mentioned, the works constructed under said permit were (~~or were not~~) fully completed and consisted of the following:

- I. Kind of Works: Pump-3 phase 7HP motor, 2" pump, 5" outlet, 610' mainline 5" pipe, 1000' laterals 3" pipe, 26 sprinkler heads. Small temporary dam has to be replaced each year.
- II. Dimensions of work:

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

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

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

(c) Size of headgate: Width \_\_\_\_\_ feet, height \_\_\_\_\_ feet.

(d) Conduit \_\_\_\_\_ width at bottom \_\_\_\_\_ feet, width at water line \_\_\_\_\_

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water \_\_\_\_\_ feet; diameter of pipe \_\_\_\_\_ inches, average grade per mile is \_\_\_\_\_ feet. Length of conduit is \_\_\_\_\_ miles.

Seventh: That said works are capable of conducting to the place of intended use 960 gal. per minute 0.8 second feet of water.

Eighth: That water appropriated under said permit is available for 30 acres of land described as follows: North 30 Acres of the NE1/4 OF Sec. 15, T 14 N R 3 WBM.

Ninth: Remarks:—That \_\_\_\_\_

Charles C. Clelland

(SIGN HERE)

Subscribed and sworn to before me this 12th day of October, 19 59

May Collins

NOTARY PUBLIC

My commission expires June 3, 1961

25987

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Department of Reclamation

Permit No. 25987

## Proof of Application of Water to Beneficial Use

### Deposition of Holder

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

Ans. ✓ Charles C. Clelland Cambridge, Idaho Farmer

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

Ans. \_\_\_\_\_

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

Ans. 25987 Date October 4, 1955 Date of priority September 28, 1955

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

Ans. Un-named stream (slough) about 600 ft. from the 10-11-14-15 corner of  
Sec. 15, Twp. 14 N. R. 3 WBM, in NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Sec. 15.

**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. 3 phase 7½ HP motor, 2" pump, 5" outlet, 610' mainline 5" pipe, 1000' laterals  
3" pipe, 26 sprinkler heads. Small temporary dam to be replaced each year.  
Sprinkler heads number size 30, about 40 lbs. pressure.

**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. Used for irrigation of hay, pasture and grain land. Lawn, garden and shrubs.  
About 30 acres irrigated. 22 acres of cultivated land, balance natural meadow  
land. Increased production a direct result of said use. Lawn, fruit trees  
and shrubbery.

North 30 acres of NE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 15.  
Twp 14 N. R 3 WBM.

25987

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

Ans. \_\_\_\_\_

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

Ans. \_\_\_\_\_

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. Water has been used since May, 1959, to full capacity of works, for irrigation.

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) Charles C. Chelland

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 Cambridge, County of Washington, State of Idaho, on this 5th day of October, A. D. 1959.

✓ May Collins

My commission expires June 3, 1961

25987

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

RECEIVED  
OCT 7 1959  
Department of Reclamation

PERMIT NO. 25987

## 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. W. E. Boyles Age--69 Residence, Cambridge, Idaho Farmer

Ques. 2. Are you acquainted with Charles C. Clelland, the holder of Permit No. 25987? How long have you known him and where does he reside?

Ans. Have known him about 30 years. He resides at Cambridge, Idaho

Ques. 3. Have you read or heard read said Permit No. 25987, 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. About the middle of a slough, electric pump and pipe line. Pump 7½ HP  
Pipe 5" mainline and 3" laterals. 26 sprinkler heads.

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. 360 gallons per minute the rated capacity of the pump. I have seen it conveying water at full capacity.

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

Ans. Irrigation purposes, in Section 15, about 400 yards Northeast of the house.  
About 30 acres irrigated, meadow, alfalfa. Crop has been increased about 50%  
due to the use of water.

Where? North 30 Acres of NE¼NE¼ Sec. 15,  
Twp 14 N. R 3 WBM.

25987

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

Ans. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Ans. About of water being used seems to be sufficient for profitable cultivation,  
and the land was just dry land brought under 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

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. Several times during this summer I witnessed the application of water to  
the full capacity of the pump.

(Signed) W. E. Boyles

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 Cambridge,  
County of Washington, State of Idaho, on this 5th day of October,  
A. D. 1959.

May Collins

Notary Public.

My commission expires June 3, 1961.

25987

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

RECEIVED  
OCT. 7. 1959  
Department of Reclamation

PERMIT NO. 25987

## 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. Melvin Dotson Age-48 Cambridge, Idaho Farmer

Ques. 2. Are you acquainted with Charles C. Clelland, the holder of Permit No. 25987? How long have you known him and where does he reside?

Ans. Yes. Have known him for 25 years. He resides on a farm South of Cambridge, Idaho

Ques. 3. Have you read or heard read said Permit No. 25987, 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. Un-named stream (slough). About 1/4 mi. NE of the house and about midway of the slough. Pump, pipe and sprinklers. 7 1/2 HP pump, 5" mainline pipe, and 3" laterals, 26 sprinkler heads.

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. 360 gallons per minute is the given capacity of the pump and I've seen it working full capacity.

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

Ans. Water used for irrigation, on meadow land and hay field. About 30 acres in Sub div? Sec. 15, Twp 14 N, R 3 WBM. Additional hay crop has been harvested due to irrigation and more pasture available.

North 30 Acres of NE 1/4 Sec. 15, Twp 14 N, R 3 WBM.

25987

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

Ans. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Ans. Just dry land brought under irrigation. About 360 gallons per minute has  
appeared to be the right amount of water.

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. In August, 1959 observed the use of said water, and to the full capacity of  
the pump and pipe lines.

(Signed) Melvin Dotson

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 Hambridge,  
County of Washington, State of Idaho, on this 5th day of October,  
A. D. 1959.

May Callahan  
Notary Public.

My commission expires June 3, 1961

25987

# AFFIDAVIT OF PUBLICATION

RECEIVED  
OCT 7 1959

Department of Reclamation

State of Idaho }  
County of Washington } ss.

Stuart Dopf, being first duly sworn, deposes and says that he is the publisher, foreman, principal clerk, of THE NEWS-REPORTER, a weekly newspaper published at Cambridge, Washington County, Idaho, and that said paper has been published continuously for more than 78 weeks immediately preceding the first publication of the attached notice; that said paper is in general circulation in the county aforesaid and in the vicinity of Cambridge, Idaho; that the notice, a copy of which is attached hereto, was published in said newspaper once a week for four consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement thereto; that the publication of said notice began with the issue of Aug. 28, 1959, and ended with the issue of Sept. 18, 1959.

Stuart Dopf

Subscribed and sworn to before me this

18th day of September, 1959

E. J. Horner

Notary Public for Idaho, residing at  
Weiser, Cambridge, Idaho

25987

RECEIVED  
OCT 9 1959  
Department of Reclamation

We, FRED M. JEWELL, T. B. BURTON, ~~EARL ARMISTEAD~~ and GEORGE WESTFALL, do hereby enter a protest against the approval of Permit No. G-25987 of Charles C. Clelland, for the beneficial use of .8 cubic feet per second of waters from a slough which said permit states is filled by seepage and waste from other ranches and from Weiser River.

We, the above named, are members of the Allison-Jewell Ditch Company, and we wish to submit the following proofs:

This slough mentioned in said permit No. G-25987 is fed solely from waste waters from the Allison-Jewell Ditch, except during flood stage.

During irrigation season said waters are all used for irrigation purposes by farms served by the Allison-Jewell ditch with water rights in the Weiser River.

Mr. Clelland is also a member of the Allison-Jewell Ditch Co. but has for the past two or three years failed to pay his assessments and upkeep and it appears to the above named members of this Ditch Co. as tho he is planning this method of gaining the use of waters without yearly upkeep expense.

In witness whereof the above named members of the Allison-Jewell Ditch Co. have hereunto set their hands and seals the 3rd day of October, 1959.

T. B. Burton

Fred M. Jewell

George Westfall

STATE OF IDAHO )  
                  ) ss.  
County of Washington )

On this 3rd day of October, 1959, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared FRED M. JEWELL, T. B. BURTON, ~~EARL ARMISTEAD~~ and GEORGE WESTFALL, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

May Collins  
Notary Public for Idaho, residing at  
Cambridge, Idaho

25987

Reg-5587 10-9-59.  
Fredm. Jewell, J.B. Burton & Geo. Westhall

These people phoned that  
they wanted to protest. I  
told them what to do - file  
the protest at the time and  
place for taking the proof -  
which they did.

We are not required  
to hold a hearing on protests  
against licenses.

Order the field examination  
with info as to the protest  
attached to Engineer's report  
form.

With field examination  
in hand decision will be  
made.

S.M.B. 25987

October 7, 1959

RE: Permit No. 25987

Mr. Charles C. Clelland  
Cambridge, Idaho

Dear Mr. Clelland:

Enclosed are the depositions of holder and two witnesses and affidavit of publication for further information in regard to land irrigated. Under Question 6 you should show the number of acres in each 40-acre tract, or subdivision, which you have irrigated. That information should also be shown by each of the witnesses on his deposition.

You enclosed a check for \$5.00 which is the fee for the Certificate of Completion of Works. We have not received your Proof of Completion of Works and must have that proof before the certificate can be issued.

Kindly complete the enclosed form, signing it before a Notary Public, and return to this office. Your check will be held pending receipt of the proof.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer  
By

Ralph W. Thomas  
Office Engineer

CNC:RWT:mr

enclosures

Form 6      Form 17 - 2  
Form 16      affidavit of publication

25987

August 19, 1959

RE: Permit No. 25987

Mr. Charles C. Clelland  
Rt 1, Box 6  
Cambridge, Idaho

Dear Mr. Clelland:

We have been notified by Mrs. May Collins, Wilson's Agency, Cambridge that she will not be in the office September 16 when you are supposed to make the proof of beneficial use of water. Mr. Wilson will also be out of the office. Mrs. Collins reports she was not consulted in regard to the date.

It will be necessary for you to go to the News Reporter to change the date of making the proofs or change the Notary Public and place of making the proof shown in the legal notice.

The first notice will probably be published this week and there is not sufficient time to get it corrected. However the succeeding issues can be corrected. Advancing the date for making the proofs before Mrs. Collins would be best.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer  
By

(Mrs.) Edna P. Rutledge  
Chief Clerk

RT:EPR:mr

25987

August 19, 1959

RE: Permit No. 25987

Mrs. May Collins  
Wilson's Agency  
Cambridge, Idaho

Dear Mrs. Collins:

We have received your letter telling us that you will not be in the office on the date that Charles Clelland had set to make proof of beneficial use of water. Thank you for letting us know.

We have notified Mr. Clelland that it will be necessary to change the date.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer  
By

(Mrs.) Edna P. Rutledge  
Chief Clerk

RT:EPR:mr

25987

# Wilson's Agency

INSURANCE  
NOTARY

CAMBRIDGE, IDAHO

IDENTIFIED  
AUG 19 1959  
Department of Reclamation  
REAL ESTATE  
RENTALS

Permit 25987

August 17, 1959

State of Idaho  
Department of Reclamation  
Boise, Idaho

Dear Sir:

I have today received copy of the letter sent to Mr. Charles C. Clelland concerning the date for making proof of Application of Water to Beneficial Use under Permit No. 25987.

I had not been consulted regarding the date, but wish to advise you that if my plans work out as scheduled, I will be leaving either Monday the 14th or Tuesday the 15th of September, and will be out of the office probably until October 1. I do not believe that it will be possible for Mr. Wilson to be here at that time either, so there will be no Notary available. Could this date be set for October?

I'm sorry about this, but have never had more than one week of vacation time at one time in the last six years, as it is so hard to have the office adequately taken care of, but have made arrangements this year for a trip to Missouri where we once did live, by getting as much of the office work taken care of in advance as is possible.

Hoping that a change in this date will not be too much of an inconvenience for you.

Very truly yours,

*Mary Collins*

Wilson's Agency

25987

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

August 14, 1959

Re: Permit No. 25987  
Charles C. Clelland

Mr. Charles C. Clelland,  
Rt. #1, Box 6,  
Cambridge, Idaho.

Dear Mr. Clelland:

This acknowledges the Notice of Proof of ~~Completion of Work~~ Application of Water to Beneficial Use under Permit No. 25987. The proofs are to be made at 11:00 o'clock A.M., on the 16th day of September, 1959, before Mrs. Mae Collins, Wilson's Agency, Cambridge, Notary Public.

As of this date we have mailed the Notice to the News Reporter 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. Rutledge  
Chief Clerk

EPR:  
cc: Notary  
Encl.

25987  
P.S. You will note that we have changed the date for making proof from Sept. 9th to Sept. 16th, as Sept. 9th does not allow sufficient time for four publications of this notice. If this date is not satisfactory to you or the Notary, please notify us immediately of a convenient date.

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION  
Boise, Idaho

Date: August 14, 1959

Re: Permit No. 25987  
Charles C. Clelland

News Reporter,  
Cambridge, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **September 16, 1959** the date set for proof; the expense of the publication is to be paid by the applicant

**Charles C. Clelland** of **Rt. #1, Box 6, Cambridge, 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  
By  
**Chief Clerk**

\*\* 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.

25987

AUG 14 1959  
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Aug 12, 1959  
(P. O.) Cambridge 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

News Reporter of Cambridge, Idaho published in  
the county in which the works are situated.

Mr. Steve Dief editor.  
Washington Co. Charles C. Cliland

(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.

25987

**RECEIVED**  
AUG 14 1959  
Department of Reclamation

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

Notice is hereby given that at 11 A. M. on the 9<sup>th</sup> day of Sept, 1959  
at Wilson's Agency, Cambridge, County of Washington, State of Idaho, before  
Mrs. Mae Collins, Notary Public, proof will be submitted of the  
application to beneficial use of 2.8 cubic feet per second of the waters of unnamed stream  
(a slough) ~~as shown on the map~~ in accordance with the terms and conditions of Permit No. 25987  
heretofore issued by the State Reclamation Engineer, Washington of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are  
Charles C. Clelland, Cambridge Idaho Rt 1 Box 6

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

The amount applied to beneficial use is 360 gallons per minute

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

~~section 15, T. 14N, R. 3W, B.M. and is in the NE<sup>4</sup>NE<sup>1</sup>~~  
~~section 15, Township 14N, Range 3W.~~  
B.M. County of Washington State of Idaho

Point of Diversion in NE<sup>1</sup>NE<sup>1</sup> Sec. 15, T. 14N. - R. 3W. B.M.

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

unnamed stream (slough filled by seepage and waste from other ranches, from Weiser River)

The right to take water from such works is based upon Permit No. 25987

The source of supply from which such water is diverted is natural seepage and

waste from other ranches from Weiser River

The date of priority which said user is prepared to establish is Oct 4, 1955

Sept. 28,

Don H. Carter

State Reclamation Engineer.

25987

*[Handwritten mark]*

## STATE OF IDAHO

## DEPARTMENT OF RECLAMATION

RE: Permit No. 25987Date August 1, 1959

Charles C. Clelland  
Route #1, Box 6  
Cambridge, Idaho

Dear Sir:

Under the terms of your Permit No. 25987 you are required to make proofs of completion of works and application of water to beneficial use on or before October 11, 1959.

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

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

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

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

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer

Enc. Form 6-10-11  
instructions

25987

October 31, 1957

Re: Permit No. 2 5987

Mr. Charles C. Clelland  
Route # 1, Box #6  
Cambridge, Idaho

Dear Mr. Clelland:

Enclosed is the extension of time for the completion of construction work under the terms of Permit No. 25987 to October 4, 1959. This was approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 91 of Permits at Page 25987 and should now be attached to the original permit to which it refers and of which it becomes a limitation.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

EPR:nls  
Enc.

25987

Permit No. 25987

RECEIVED  
OCT 24 1957

Application for Extension of Time  
FOR COMPLETION OF WORKS

Department of Reclamation

Charles C. Clelland, of Rt 1 Box 6 Cambridge

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

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho  
No. 25987

Under the terms and conditions of said permit, construction work thereunder was required to be  
completed by Oct 4, 1957

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

Last year (1956) Bought 610 ft. of 5 in. main line pipe  
This year (1957) Bought 22 sprinklers + 880 ft. of  
3 in. lateral line

452.80

712.80

costing \$1165.60

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

I wish to put in a permanent pumping station - run with electrical power and it can't be done till next year as all the Idaho Power Crews were busy and the irrigation season is over for this year. I have also used my money for this year on sprinklers + line.

WHEREFORE, He asks that the ~~Commissioner~~ State Reclamation Engineer extend the time for the completion of works under said permit to Oct 4, 1959

Subscribed and sworn to before me this 23<sup>rd</sup> day of October, 1957

Charles C. Clelland

May Collins

Notary Public.

My commission expires June 3, 1961

Date of receipt at office of Department of Reclamation October 24, 1957

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, ~~Commissioner~~ State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 25987 to

October 4, 1959

Witness my hand this 24th day of October, 1957

Mark R. Kulp  
State Reclamation Engineer

October 7, 1957

Re: Permit No. 25987

Mr. Charles C. Clelland  
Cambridge,  
Idaho

Dear Mr. Clelland:

Permit No. 25987 was issued on October 4, 1957 and only two years were stated as the time in which the work would be completed. If you had requested more time it probably would have been allowed.

We can consider an extension of time for completion of works if enough work has been done to show good faith.

We enclose a form for application for extension of time for completion of works.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer

MRK:lw

Encl: Application for Extension of Time

25987

CHARLES C. CLELLAND  
Cambridge, Idaho

Oct 2nd 57

Roy W. Thompson  
State Reclamation  
Office Manager

RECEIVED  
OCT 4 1957

Department of Reclamation

Dear Sir,

In regard to your letter of  
Sept 25th - The error was mine -  
I finished the proof on the  
water I had filed on fish (no 25066)  
I only filed on no. 25987  
Sept 28 - 1955. I thought I had  
five years to finish the work  
on it - I do not have this  
work finished - Can I get  
an extension of time on it or  
must I refile? Sorry to have  
caused you trouble.  
25987 Sincerely Charles Clelland

25987 : .8.  named 14  
surface & waste water

PD NE  $\frac{1}{2}$  NE  $\frac{1}{4}$  15 14 N R 3W

2nd 9/28/55

EW 10/4/57

September 25, 1957

Re: Permit No. 25987

Mr. Charles C. Clelland  
Rt. 1, Box 6,  
Cambridge, Idaho

Dear Mr. Clelland:

On August 1, 1957 this department sent you a letter stating that Permit No. 25987, according to the terms of the permit, the time required to make your completion of works proof and beneficial use proof was due on October 4, 1957. You returned said notice with the following note attached: " Permit No. 25987 is not our permit. Our permit is 25066."

We wish to state that Permit No. 25066 was not due for proofs until July 22, 1959, however you used the forms enclosed with our form letter of August 1, 1957 on Permit No. 25987 for completion of works and beneficial use proofs on Permit No. 25066. Since the proofs are due on Permit No. 25987, we are forwarding to you additional forms for you to state proof of same.

The statutes<sup>s</sup> on Permit No. 25987 are as follows: Name of applicant,  
Charles C. Clelland  
Amount of water filed on - .8 cubic feet per second  
Source of water supply - unnamed stream - ( Slough filled  
by natural seepage and waste water from other ranches).  
Point of Diversion - NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 15, Township 14 North,  
Range 3 West.  
Place of Use-; NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 15, Township 14 North, Range  
3 West.  
Filed - September 28, 1955.  
Completion of Works Proof due October 4, 1957.  
Beneficial Use Proof due October 4, 1957.

Forms are enclosed.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By  
Roy W. Thompson  
Office Manager

25987

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

RE: Permit No. 25987

BOISE

August 1, 1957

Mr. Charles C. Clelland

Route #1- Box 6

Cambridge, Idaho

Dear Sir:

Under the terms of your permit No. 25987 you are required to complete your diversion works and make proof of beneficial use on or before October 4, 1957.

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

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is October 4, 1957, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

## STATE OF IDAHO

## DEPARTMENT OF RECLAMATION

RE: Permit No. 25987

BOISE

August 1, 1957

Mr. Charles G. Clelland  
Route #1- Box 6  
Cambridge, Idaho

Dear Sir:

**RECEIVED**  
SEP 23 1957  
Department of Reclamation

Under the terms of your permit No. 25987 you are required to complete your diversion works and make proof of beneficial use on or before October 4, 1957.

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

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is October 4, 1957, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

*This is not our permit  
number. 25987  
ours is 25066.*

*} both Clelland's permits  
25987*

October 10, 1955

RE: Permit No. 25987

Mr. Charles C. Clelland  
Route # 1 - Box 6  
Cambridge, Idaho

Dear Mr. Clelland:

We enclose Permit No. 25987 and direct your attention to the limitations and conditions as given on the fourth page under Approval of the State Reclamation Engineer.

We also enclose departmental receipt No. 27378 for the \$5.00 fee.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:ou  
Enc.

25987



ROBERT E. SMYLLIE  
GOVERNOR

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

September 23, 1955

RECEIVED  
SEP 28 1955  
Department of Reclamation

Mr. Charles C. Clelland  
Route 1, Box 6  
Cambridge, Idaho

Dear Mr. Clelland:

We return your application for Permit which is still  
not signed.

Please sign on the line indicated on the third page and  
return promptly to this Department.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

*Jeanne L. Anderson*  
Chief Clerk

A:hll  
Enc.

25987

September 21, 1955

Mr. Charles C. Clelland  
Route # 1, Box 6  
Cambridge, Idaho

Dear Mr. Clelland:

On September 6 we returned your application for permit to appropriate water from a slough in order that you might sign the application and also answer Question 15 in regard to existing water rights.

To date this application has not been returned and we are wondering if you have not overlooked it.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

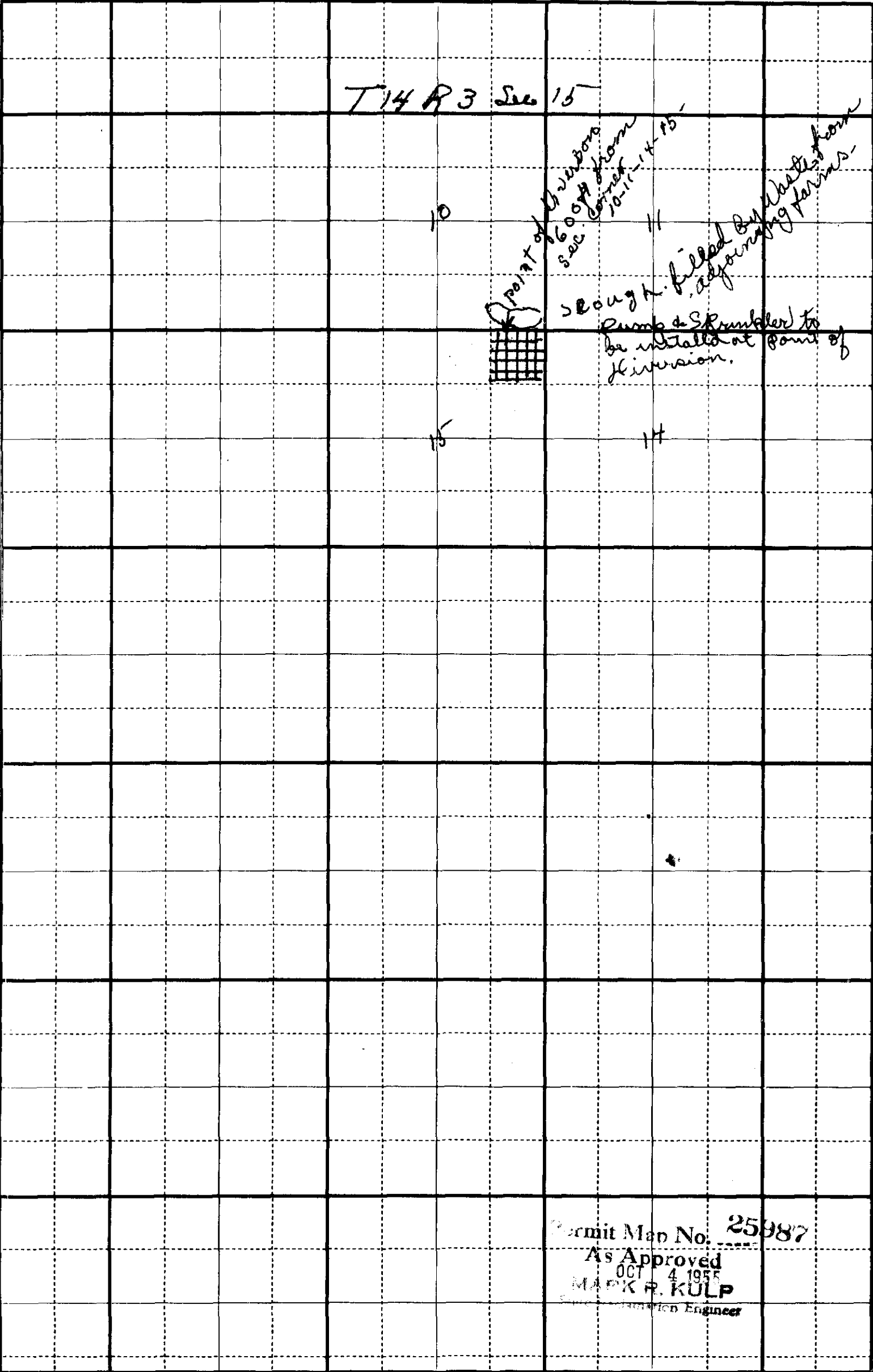
A:kl1

25987

NAME OF APPLICANT

Charles C. Clelland

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

Permit Map No. 25987  
As Approved  
OCT 4 1955  
MARK R. KULP  
Surveying Engineer

25987

September 6, 1955

Mr. Charles C. Clelland  
Route # 1-Box 6  
Cambridge, Idaho

Dear Mr. Clelland:

We return your Application for Permit to Appropriate water from a slough in order that you may sign the same on the line indicated on the third page.

Please also answer Question 15 in regard to existing Water Rights.

Meanwhile, we hold to your credit your check for the \$5.00 filing fee.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:cu  
Enc.

25987

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

Notice is hereby given that at 11 a. m. on the 5th day of October, 1959, at Wilson's Agency, Cambridge, County of Washington, State of Idaho, before Mrs. Mae Collins, Notary Public, proof will be submitted of the application to beneficial use of .3 cubic feet per second of the waters of un-named stream (a slough) in accordance with the terms and conditions of Permit No. 25987 heretofore issued by the State Reclamation Engineer, of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Charles G. Clelland, Cambridge, Idaho, Rt. 1, Box 6.

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

The amount applied to beneficial use is 360 gallon per minute.

The place where said water is used is the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 15, Township 14N, Range 3W, E. M., County of Washington, State of Idaho.

Point of Diversion in NE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 15, T. 14N, R. 3 W.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is un-named stream (slough) filled by seepage and waste from other ranches and from Weiser River.

The right to take water from such works is based upon Permit No. 25987.

The source of supply from which such water is diverted is Natural seepage and waste from other ranches from Weiser River.

The date of priority which said user is prepared to establish is September 28, 1965.

GEO. N. CARTER  
State Reclamation Engineer.

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

Notice is hereby given that at 10 a. m. on the 16th day of September, 1959, at Wilson's Agency, Cambridge, County of Washington, State of Idaho, before Mrs. E. Collins, Notary Public, proof will be submitted of the application to beneficial use of 1.8 cubic feet per second of the waters of an unnamed stream (a slough) in accordance with the terms and conditions of Permit No. 25987 heretofore issued by the State Reclamation Engineer, of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Charles C. Island, Cambridge, Idaho, Rt. 1, Box 6.

The use to which said water has been applied is sprinkler irrigation. The amount applied to beneficial use is 360 gallon per minute.

The place where said water is used is the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 15, Township 14N, Range 3W, B. M., County of Washington, State of Idaho.

Point of Diversion in NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 15, T. 14N, R. 3 W.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is an unnamed stream (slough filled with seepage and waste from other ranches and from Weiser River.

The right to take water from such works is based upon Permit No. 25987.

The source of supply from which said water is diverted is Natural seepage and waste from other ranches from Weiser River.

The date of priority which said water is prepared to establish is September 28, 1955.

GEO. N. CARTER  
State Reclamation Engineer.