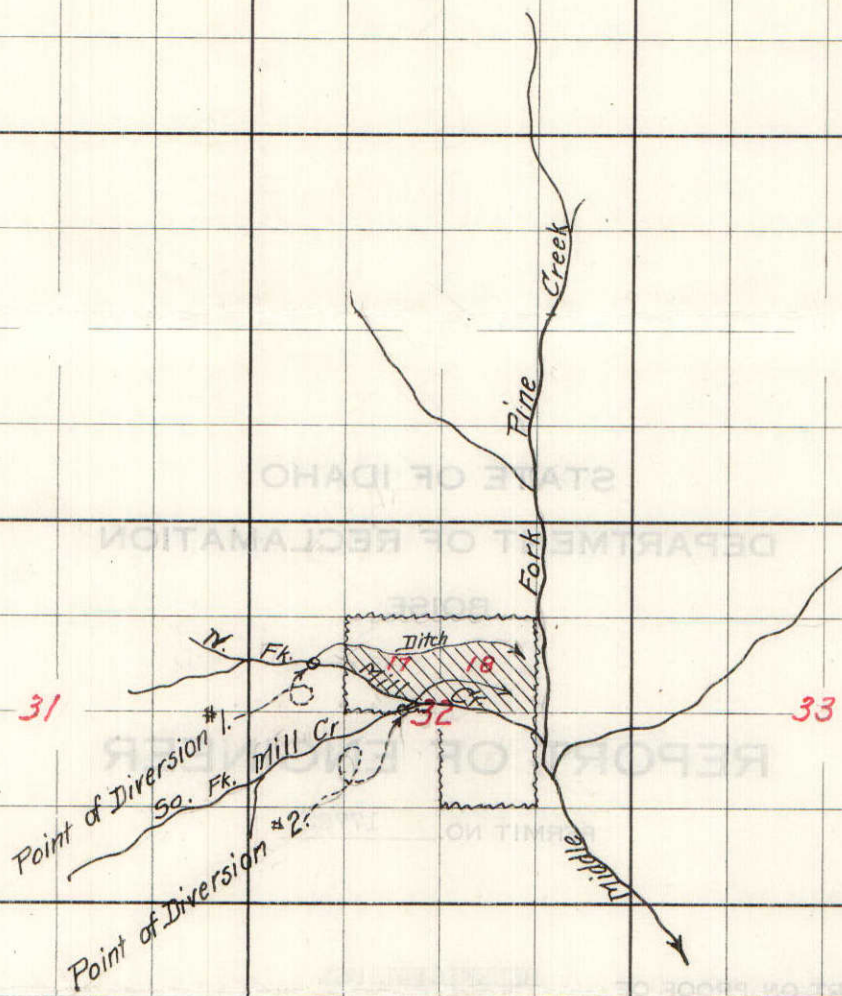




AFFIDAVIT OF PUBLICATION

State of Idaho }
County of Washington } ss.

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

Notice is hereby given that at 10:00 a. m. on the 25th day of July, 1936, at Cambridge, County of Washington, State of Idaho, before R. E. Wilson, Notary Public, proof will be submitted of the application to beneficial use of 1.6 cubic feet per second of the waters of Mill Creek in accordance with the terms and conditions of Permit No. 17793 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Charles E. Over, Cambridge, Idaho.

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

The amount applied to beneficial use is 1.6 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T. 16, N.R. 4, 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 The Over Ditch.

The right to take water from such works is based upon Permit No. 17793.

The source of supply from which such water is diverted is North and south forks of Mill creek.

The date of the priority which said user is prepared to establish is July 24, 1933.

R. W. FARIS,
Commissioner of Reclamation.

Margaret L. Pearson 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, Wash-
ington County, Idaho, and that said paper has been
published continuously for more than 78 weeks im-
mediately preceding the first publication of the at-
tached notice; that said paper is in general circulation
in the county aforesaid and in the vicinity of Cam-
bridge, Idaho; that the notice, a copy of which is at-
tached hereto, was published in said newspaper once a
week for four consecutive weeks in the regu-
lar 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 July 2 1936 and ended
with the issue of July 23, 1936

Margaret L. Pearson

Subscribed and sworn to before me this
28th day of July 1936

R. E. Wilson

Notary Public for Idaho, residing at
Cambridge, Idaho

RECEIVED

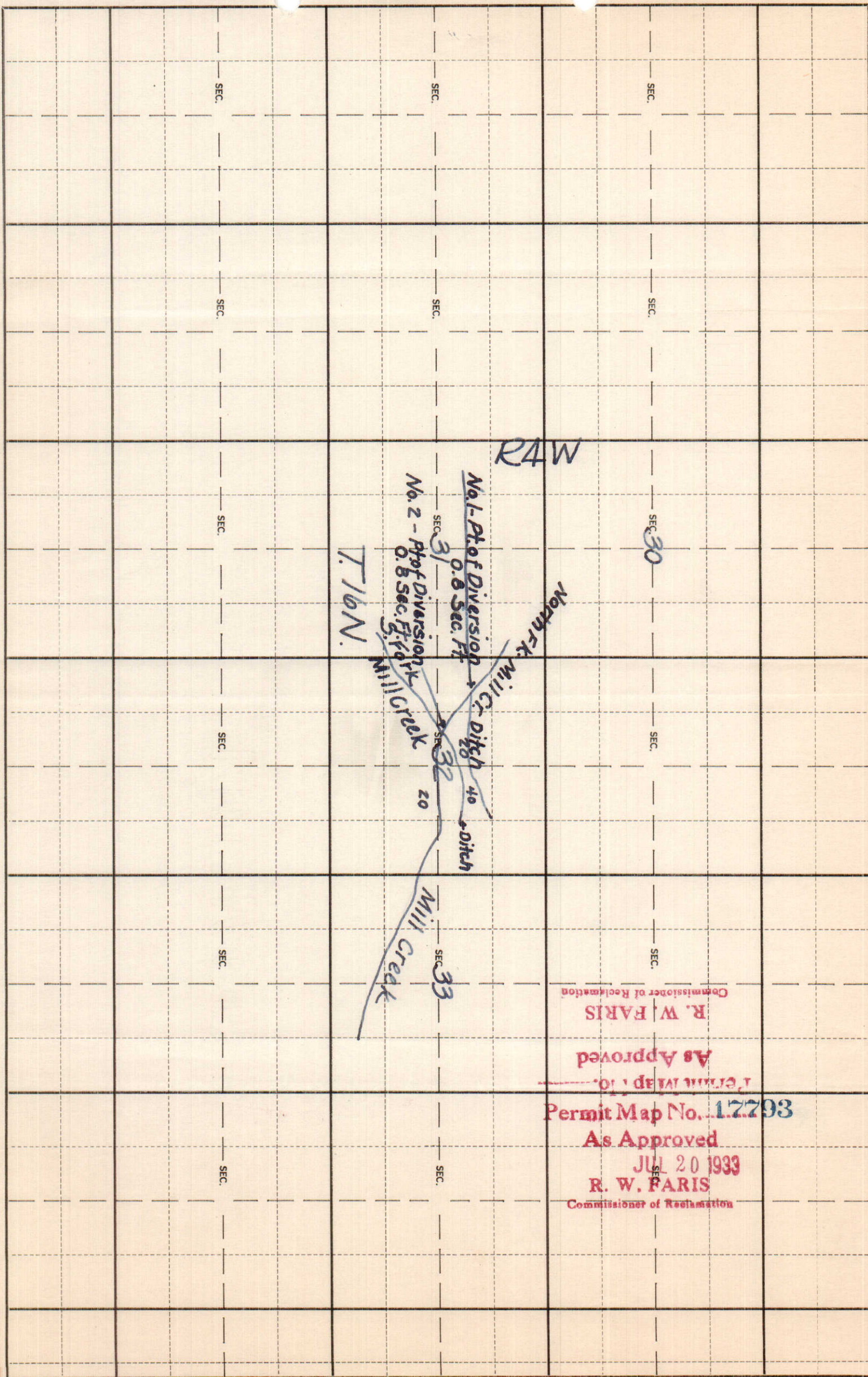
JUL 30 1936

Department of Reclamation

17793

NAME OF APPLICANT Charles E. Over

FORM No. 0



Commissioner of Reclamation
R. W. FARIS

As Approved

Permit Map No. 17793

As Approved

JUL 20 1933

R. W. FARIS
Commissioner of Reclamation

State of Idaho
License and Certificate of Water Right

Water License No. 17793
Water District No.

Amount 0.7 Sec. Ft.
Priority July 24, 1933

THIS IS TO CERTIFY that CHARLES E. OVER
of Cambridge, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 19, 1933; that Permit No. 17793
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.6 second feet, was issued thereunder on August 7th, 1934, showing that said works
were completed on the 10th day of July, 1934; and that on the 25th
day of July, 1936,

CHARLES E. OVER
of Cambridge, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of the North and
South Forks of Mill Creek, a tributary of Mill Creek, for the purpose of irrigation and
domestic use, under Use Permit No. 17793 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 3895, on the 18th day of April, 1938;
The right hereby confirmed dates from July 24, 1933;

The Points of Diversion are located
(1-0.4) SW 1/4 NW 1/4, Sec. 32, Tp. 16 N., R. 4 W., B. M., Washington County.
(2-0.3) SE 1/4 NW 1/4

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 0.7
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
16 N	4 W	32	SW 1/4 NE 1/4 SE 1/4 NW 1/4 NW 1/4 SE 1/4	40 20 20 80	18 17 0 35

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this 18th day of April, 1938.

R. W. FARIS
Commissioner of Reclamation

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 17627 Amount 0.7 Sec. Ft.
Water District No. Priority January 19, 1932

THIS IS TO CERTIFY that WILLIAM KLOTZ
of Weiser, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 19, 1932; that Permit No. 17627
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.8 second feet, was issued thereunder on January 29, 1935, showing that said works
were completed on the 24th day of January, 1935; and that on the 16th
day of February, 1937,

WILLIAM KLOTZ
of Weiser, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use ~~the waters of~~ subterranean
waters ~~contributing to~~, for the purpose of irrigation and
domestic use, under Use Permit No. 17627 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 3896, on the 19th day of April, 1938;
The right hereby confirmed dates from January 19, 1932;
The Point of Diversion is located
in the SE 1/4 SE 1/4, Sec. 4, Tp. 10 N., R. 5 W., B. M., Washington 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 0.7
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 N	5 W	4	SE 1/4 SE 1/4	40	35

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this 19th day of April, 1938.

R. W. FARIS
Commissioner of Reclamation

(SEAL)

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 24933
Permit No. 17793
District No.

1. Name of Applicant: CHARLES E. OVER

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) Bonds to be issued:

(b) Treasury stock

(d) Other resources:

2. Quantity of water claimed: 1.6 cubic feet per second.

3. Source of water supply: Mill Creek-North & South Forks which ~~are~~^{are} tributary of Mill Creek

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and ~~is~~^{are} in the No. 1 SW $\frac{1}{4}$ NW $\frac{1}{4}$ (0.8 Sec. Ft.)
No. 2 SE $\frac{1}{4}$ NW $\frac{1}{4}$ (0.8 Sec. Ft.)
of Section 32 , T. 16 N., R. 4 W. , B. M., County of Washington

5. Water is to be used for: Irrigation and domestic use

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

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

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

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

7. Estimated cost of works: \$ 150.00

8. Kind of works: Dams, headgates & ditches

9. Height of dam s 2 feet; length of dam at top 15 feet; length of dam at bottom 15
feet; material used in dam: earth and rocks

10. Size of headgates Width 2 feet; height 2 feet.

11. Ditches Width at bottom 16 inches ~~XXXX~~ width at water line 2 feet; depth of water one foot.
feet; dimensions of flume:

Diameter of pipe inches; length of conduit $\frac{3}{4}$ miles.

Average grade per mile 40 feet.

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

13. The time required for the complete application of the water to the proposed use is two additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. (a) Is reservoir to be used? no If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

CHARLES E. OVER

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. July 19, 1933

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17793

Recorded in Book 64 Page 17793 Approved July 20, 1933

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 **September 19, 1933**

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 January 20, 1934

The whole of said work to be completed on or before July 20, 1934

Beneficial use of water appropriated in accordance herewith, to be made on or before July 20, 1936

Witness my hand this 20th day of July, 1933.

R. W. FARIS

Commissioner of Reclamation.

Remarks: This filing is for water to lands now owned by me, some of which have been irrigated for about 15 years. Dimensions of ditches, diversion dams, etc. are identical for two different points of diversion out of two different branches of Mill Creek as shown by the accompanying plat.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16 N	4 W	32	40				20								20				80
Total Number of Acres to be Irrigated																	80		
PERMIT NO. 17793																			
CERTIFICATE OF COMPLETION OF WORKS																			
—																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that CHARLES E. OVER of Cambridge, County of Washington, and State of Idaho, the holder of Permit No. 17793, issued upon Application No. 24933 bearing date of priority of July 19, 1933, authorizing the diversion of 1.6 second feet of the waters of North and South Forks of Mill Creek, County of Washington, State of Idaho, for irrigation and domestic 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 1.6 second feet of the waters of North and South Forks of Mill Creek; that the points of diversion of said waters are: No. 1 SW¼ NW¼ (0.8 Sec. Ft.) No. 2 SE¼ NW¼ (0.8 Sec. Ft.) of Section 32, T. 16 N., R. 4 W., B. M., County of Washington, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 80 acres in the SW¼ NE¼, SE¼ NW¼, NW¼ SE¼, Sec. 32, T. 16 N., R. 4 W., B. M.																			
Witness my hand this 7th day of August, A. D. 1934.																			
																	R. W. FARIS		
																	Commissioner of Reclamation		
Proof of Completion of Works made July 10, 1934. Certificate of Completion of Works issued August 7, 1934.																			
LICENSE ISSUED FOR 0.7 SEC FT. K. 7 P. 3895																			

September 26, 1947

Re: License No. 17793

Mr. Herbert J. Davis,
Secretary-Treasurer,
Payette National Farm Loan Association
Payette, Idaho

Dear Mr. Davis:

In reply to your letter of September 23rd regarding
the above numbered license.

License No. 17793, issued to Charles M. Over, was for
0.7 of a cubic foot per second, or 35 inches, with priority of
July 24, 1933, for the irrigation of 35 acres of land described
as follows:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ - 18 acres
SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 17 acres
NW $\frac{1}{4}$ SE $\frac{1}{4}$ - None

All in Section 32, Township 16 North, Range 4 West, B.M.

For your further information will state that this original
filing was for 1.6 cubic feet per second, or 80 inches, to be used on
40 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 20 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, and 20 acres in the
NW $\frac{1}{4}$ SE $\frac{1}{4}$; but final proof was only made on the 35 acres above described.

If further land has been irrigated since issuance of the
license, the permit holder may make a subsequent proof of beneficial use,
and obtain an additional amount of water, up to the amount applied for-
but the priority of this additional amount will be as much later than
the original priority as this proof is past due.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A

Chief Clerk

17793

PAYETTE NATIONAL FARM LOAN ASSOCIATION

PAYETTE, IDAHO

FEDERAL LAND BANK LOANS

September 23, 1947

HERBERT J. DAVIS, SECRETARY-TREASURER

REGION 1

SEP 25 1947

BOISE, IDAHO

A83722 - Horn

Bureau of Reclamation
Boise, Idaho

Gentlemen:

Will you please advise us if your record shows whether or not State License #17793 has been issued to irrigate all or part of the lands described as follows:

SW NE, E $\frac{1}{2}$ SE NW, E $\frac{1}{2}$ W $\frac{1}{2}$ SE NW, W $\frac{1}{2}$ SE
All in Sec. 32, Twp. 16N., Rng. 4W.

If the license has not been issued, please advise what is necessary for the present owner, Ernest L. Horn, to do in order to complete his water right.

Yours truly,

Herbert J. Davis
Herbert J. Davis, Sec. Treas.

HJD:11

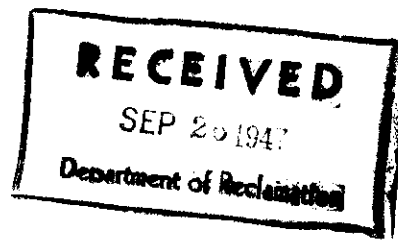
18a SWNE
17a SE NW
0-71 WSE

17793

35 a 0.7
7-24-33

Chas E Over-

Over



"OWNED BY FARMERS : FOR FARMERS"

April 22, 1933

Re: Permit No. 17793,
Charles E. Over.

R. E. Wilson & Son
Cambridge, Idaho

Gentlemen:

We are herewith enclosing License and Certificate of Water Right confirming Mr. Over's right to the use of 0.7 second feet of the waters of the North and South Forks of Mill Creek, with a date of priority of July 24, 1933, for irrigation and domestic purposes.

The Department's Receipt No. 16576 for the \$4.00 fee you paid in connection with the final proof under this permit is also enclosed.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By

Chief Clerk

jl
Encl.
cc to Charles E. Over.

17793

LAW

INSURANCE

REAL ESTATE

NOTARY

R. E. WILSON & SON

INCORPORATED

R. E. WILSON Lawyer

MARGARET VOGEL Notary

CAMBRIDGE, IDAHO

April 8th 1938

Comnr. Reclamation
Boise, Idaho

In re Permit No 17793-

Charles E Over-Your letter of ~~xxx~~ 31st ult.

We herewith enclose our check for \$4.00 to apply as fees in this case- Please issue and forward to us the license in this case.

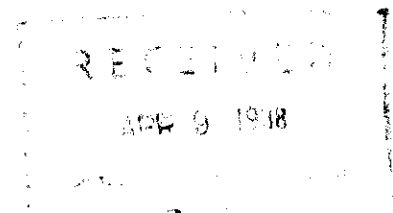
Very Truly,

R E Wilson & Son

Q S Do you issue a duplicate and file same with the department for the use of the water master of Dist.41??

R E W

17793



LAW

INSURANCE

REAL ESTATE

NOTARY

R. E. WILSON & SON

INCORPORATED

R. E. WILSON Lawyer

MARGARET VOGEL Notary

CAMBRIDGE, IDAHO

April 19, 1938

Commissioner of Reclamation
Boise, Idaho

Dear Sir:

IN RE: Permit No. 17793-issued to Charles
E. Over of Cambridge, Idaho, and
also referring to your letter 31st ult.

In your letter you state that upon receipt of \$4.00 fees, you would issue a license in this case, and on the 8th inst. we wrote you sending our check for \$4.00 to pay such fee, and asking you to forward the license direct to us. So far we have no acknowledgement. Will you kindly give this matter attention.

Yours very truly,

R. E. Wilson & Son, Inc.

ReWmv

17793

January 29, 1937

Re: Permit No. 17793

CHARLES E. OVER
Cambridge, Idaho

Dear Mr. Over:

This is to advise you that we now have the Field Engineer's report covering his examination made in connection with final proof under the above permit. Upon receipt of a fee in the amount of \$4.00 we shall issue a license to you authorizing the appropriation of 0.7 of one second foot of water from the North and South Forks of Mill Creek.

The engineer's report shows that this water has been applied to a total of 35 acres in Sec. 32, T. 16 N., R. 4 W., B. M.

Very truly yours

Chief Clerk & Office Engineer

PLH/oj

17793

September 9, 1936

Re : Permit No. 17793
Charles E. Over

OLIVER J. SMITH, Sec'y
Weiser Irrigation Dist.
Weiser, Idaho

Dear Mr. Smith:

In conformance with your telephone request of September 8th, we are submitting herewith, a statement pertaining to the above permit:

Mr. Over claims a total of 1.6 second feet from Mill Creek, or, in other words, 0.8 of one second foot from the North Fork, and 0.8 of one second foot from the South Fork of Mill Creek.

The diversions are described as being in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 16 N., R. 4 W., B. M. The lands to be irrigated are listed as follows: SW $\frac{1}{4}$ NE $\frac{1}{4}$ - 40 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 20 acres; NW $\frac{1}{4}$ SE $\frac{1}{4}$ - 20 acres, all in Sec. 32, T. 16 N., R. 4 W., B. M., making a total of 80 acres.

A certificate confirming the completion of the diversion works to a capacity of 1.6 second feet was issued on August 7, 1934.

Trusting that this information will suffice for your purpose, I remain

Very truly yours

Chief Clerk & Office Engineer

PLH/cj

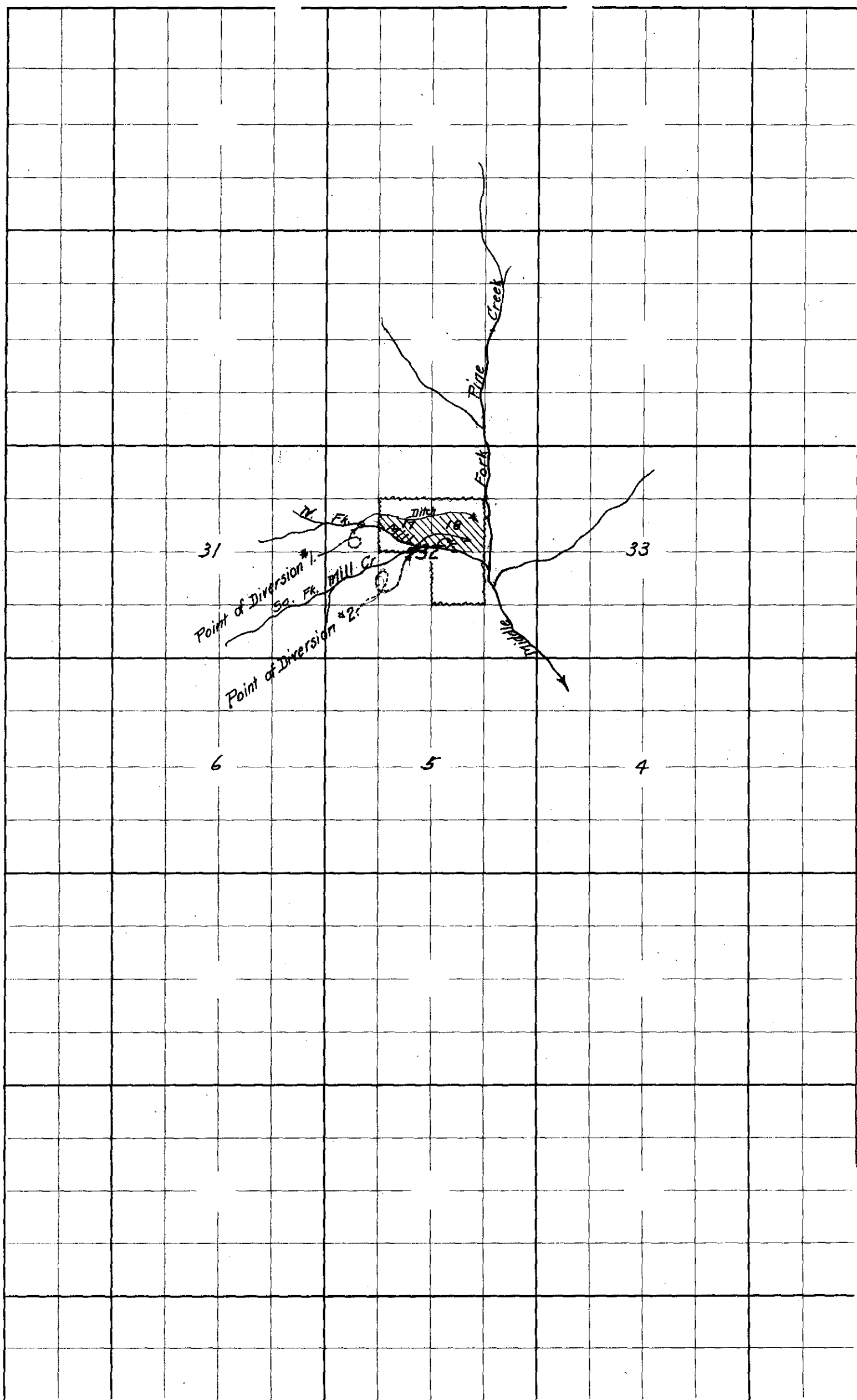
17793

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE**

REPORT OF ENGINEER

PERMIT NO. 17793

REPORT ON PROOF OF BENEFICIAL USE



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

17793

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17793

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Charles E. Over
2. Source of water supply: North and South Forks of Mill Creek
3. Location of point of diversion: Is in the 1.- SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32
2.- SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32
T. 16 North R. 4 West County of WASHINGTON

4. Describe works as they exist, giving dimensions and capacities of same: *Small earth dams divert directly to their respective ditches, no structures of a permanent nature being required owing to high water effects. The ditches are 12" wide and 12" deep*

5. Water is used for: Irrigation and domestic uses

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 for other than irrigation): SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, Township 16 North, Range 4 West

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

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

Remarks: *Crops are alfalfa, grain and garden*

This examination was made on the 13th day of August, 1936

(Signed)

Paul A. Johnson
Examiner.

Charles E. Over
Cambridge, Idaho

28

Permit No. 17793

Examination for Beneficial Use

County Washington

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 a 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.
-

August 7, 1936

Re: Permit No. 17793

CHARLES E. OVER
Cambridge, Idaho

Dear Mr. Over:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses and the affidavit of proof of publication from the newspaper, all in connection with beneficial use proof under the above permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made since the department has but one field engineer who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination so that you may show him over the grounds. After his report is on file in this office, you will be further notified as to fees due before the issuance of your license.

Very truly yours

R. W. WARIS
Commissioner of Reclamation

by
Asst Chief Clerk

ej

17793

August 7, 1936

Re: Permit No. 17793

CHARLES E. OVER
Cambridge, Idaho

Dear Mr. Over:

This will acknowledge receipt of your depositions executed in connection with beneficial use proof under the above permit, and also an affidavit of publication from the News Reporter of Cambridge.

Accompanying these papers was a blank check signed by R. E. Wilson, which was to be filled in by this office for the amount due in connection with this matter. Please be advised that the department does not collect any fee until after a field examination has been made so that the amount of the fee can be determined, and the check is herewith being returned to you.

We are therefore referring the matter to Mr. Fred A. Tolman, field engineer, who will probably contact you about the 12th of this month with a view of making this examination. Later on, when his report has been filed, you will be notified of the fee that is due prior to the issuance of your license.

Very truly yours

Chief Clerk & Office Engineer

17793

PLH/cj
encl

August 7, 1936

✓
Re: Permits Nos. 17793 and 17981

FRED A. TOLMAN, Field Engineer
Department of Reclamation
Bonners Ferry, Idaho

Dear Fred:

The two reports which I am herewith enclosing are in connection with beneficial use proof under the two above permits; one of them being in the name of the Potlatch Forests, Inc. at Lewiston, and the other in the name of Charles E. Over, Cambridge.

No doubt you can make these examinations on your return trip.

There is nothing else that has come in from the north since you left that is ready for examination.

Very truly yours

Chief Clerk & Office Engineer

PLH/ej
encl 2

17793

LAW

INSURANCE

REAL ESTATE

NOTARY

R. E. WILSON & SON

INCORPORATED

R. E. WILSON, Lawyer

MARGARET VOGEL, Notary

CAMBRIDGE, IDAHO

July 25th 1936

Dept ^{of} Reclamation

Boise, Idaho

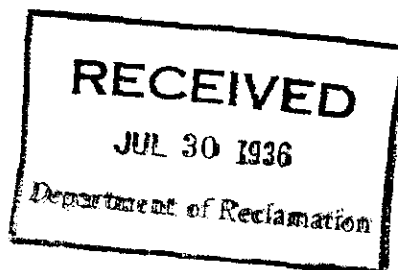
Dear Sir;

Herewith enclosed water proof of Charles E Over,
and also proof of publication of notice, all of which we trust
you will find regular

We do not know the exact amount of the fees in this
case, but we are enclosing a check in blank, and you can fill
in same for the necessary amount, and advise us receipting
for the same.

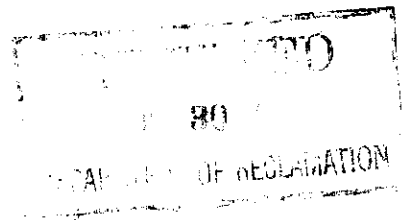
Very Truly,

R. E. Wilson



17793

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.



PERMIT NO. 17793

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Charles E Over, age 46 years, Cambridge, Idaho, p O Same,
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. No. 17793- July 20th 1933- July 19, 1933

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

Ans. North and south forks of Mill Creek-SW¹/₄ NW¹/₄, Sec 32, and

Tp 16N R4W Boise Meridian. Point of Diversion in said SW¹/₄ NW¹/₄, Sec 32, Tp 16N R4W

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.

Ans. A dam in each of said creeks, made out of stoner and earrrth
just high enough to divert the waters of each creek-(north and Sourth
forks) The ditches from each point of Diversion would carry about
one second foot of water.-Ditches known as the*OverDitches*.
The ditches used from said points of diversio, n 16 inches wide at
bottom, 2 feet wide at the top, and one foot deep- Head gate is 2
feet wide, and 2 feet deep at the intake.

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. It is used on the SW¹/₄ NE⁴ NW¹/₄, and also On the SE¹/₄ NW¹/₄, Sec 32
Tp 16N R 4W, B 1E- 25 acres has actally been irrigated on said
SW¹/₄ NE⁴ NW¹/₄, and also 20 acres on said SE¹/₄ NW¹/₄, and on some
cultivated meadow, and grain, garden, and natural meadow therein.

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

Ans. Not used for other uses.

17793

45-a cm

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

Ans. One cubic foot of water.

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. Not incorporated

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. About one second foot of water has been used on said premises each year since on or about 1925, but more particularly since July 20th 1933, I have irrigated during the seasons of 1934, 1935 and 1936, to the extent of 45 acres each year under this permit.

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

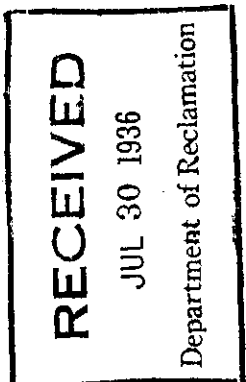
Ans. For about ten years prior to making application for this permit, water was diverted and used to irrigate said premises each year to the extent of one second foot, from said north and south forks of Pine creek from the said points of diversion, but prior August 7th 1933, through the ditches constructed under this permit, and also so used since that time.

(Sign) Charles E. Over

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 25th day of July, 1936 A. D. 1936

R. W. Wilson
Notary Public for Idaho
Residing at Cambridge, therein.

My commission expires 4-4-1937



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17793

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. I W. Clelland, aged 78 years, residing at Cambridge, Idaho, which is my post office address

Ques. 2. Are you acquainted with Charles E. Over, the holder of Permit No. 17793? How long have you known him and where does he reside?

Ans. Yes; I have known him more than ten years, last past.
He resides on the SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 32, Tp 16N R4W E M

Ques. 3. Have you read or heard read said Permit No. 17793, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Source of supply is from North and South forks on Mill Creek and on the above described premises- he has a dam in the creek to divert the water in to his ditches- a dam in each fork at point of diversion. He conveys the water to and upon said lands by means of ditches from said points of diversion- head gate about 2 x 2 feet- ditch is 16 in on bottom and 2 feet wide on top- one foot deep.

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. at least one cubic feet

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Said water is diverted and used to irrigate about 25 acres on the SW $\frac{1}{4}$ NW $\frac{1}{4}$, and 20 inches on the SE $\frac{1}{4}$ NW $\frac{1}{4}$, and used on natural meadow, cultivated alfalfa land, and grain land and garden-
About 45 acres of land has been reclaimed by reason of the use of such water so diverted

17793

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

Ans. Not used for other purposes

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

Ans. The land reclaimed was brush and bottom lands, cleared and cropped and it requires at least one cubic foot of water to irrigate same

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

Ans. no

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

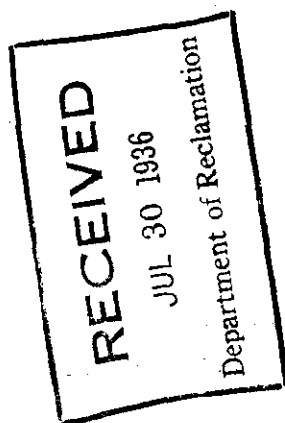
Ans. I have witnessed the use of this water for irrigation for more than five years last past- I live with the applicant and have personal knowledge of the same, and frequently used the water to irrigate said lands

(Signed) J. C. Bell and

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 xxxxx Cambridge, County of Washington, State of Idaho, on this day of 25th July, 1936, A. D. 19 .

My commission expires 4-4-1937

W. Wilson
Notary Public.
Residing at Cambridge, Idaho



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17793

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.

684-
Ans. William Toers, Aged 68 years, P O and residence, in
Cambridge, Idaho

Ques. 2. Are you acquainted with Charles E Over, the holder of Permit No. 17793? How long have you known him and where does he reside?

Ans. Yes - I have known him for more than ten years last past
He resides on SW 1/4 NW 1/4, Sec 32, Tp 16N R4W B M

Ques. 3. Have you read or heard read said Permit No. 17793, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Source is from North, and south forks of Mill creek on said
Sec 32 and is diverted by means of a dam in each creek about 2 feet
high, and through head gated 2 x 2 feet, and into a ditch 16 in.
wide on the bottom and 2 feet wide at top, and one foot deep, with
heavy grade, which conveys the water to place of intended use.

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. One second foot,

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. This water is used for domestic purposes, and also for the
Irrigation of the lands within the SW 1/4 NW 1/4, SE 1/4 NW 1/4, Sec 32,
Township 16 north range 4 west B M, and wherein he has irrigated for
forty five acres more of the land on natural meadow, alfalfa, or
grain and garden and as a direct result he has reclaimed and
plaid in cultivation and irrigated 45 acres of the lands

17793

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

Ans. ~~Not used for other purposes than domestic and irrigation~~

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

Ans. This 45 acres reclaimed is black loam soil on lands cleared from brush, and placed in cultivation, and the lands so reclaimed would require at least one second foot of water to properly irrigate the same

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. I live alone by this land and have personal knowledge of the facts as above stated.~~

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

Ans. I have witnessed the application, and beneficial use of the waters and works of the system on the above described lands, frequently during the irrigation season for each year for more than 3 years last past

Stan Tonn

(Signed)

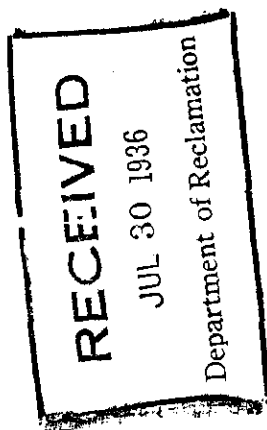
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Cambridge, County of Washington, State of Idaho, on this day of 25th day of July, 1936 A. D. 19

W. Wilson

Notary Public.

My commission expires 4-4-1937

Residing at Cambridge, Idaho



AFFIDAVIT OF PUBLICATION

State of Idaho
County of Washington } ss.

Margaret L. Pearson 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, Wash-
ington County, Idaho, and that said paper has been
published continuously for more than 78 weeks im-
mediately preceding the first publication of the at-
tached notice; that said paper is in general circulation
in the county aforesaid and in the vicinity of Cam-
bridge, Idaho; that the notice, a copy of which is at-
tached hereto, was published in said newspaper once a
week for four consecutive weeks in the regu-
lar 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 July 2 1936 and ended
with the issue of July 23, 1936

Margaret L. Pearson

Subscribed and sworn to before me this
28th day of July 1936

Whitson

Notary Public for Idaho, residing at
Cambridge, Idaho

RECEIVED

JUL 30 1936

Department of Reclamation

17793

July 13, 1936

Re: Permit No. 17793
Chas. E. Over

EDITOR, News-Reporter
Cambridge, Idaho

Dear Sir:

We are in receipt of a copy of the July 9th issue of your paper containing Notice of Proof of Application of Water to Beneficial Use under the above numbered permit.

I note that one line of the legal description covering the lands to be irrigated has been transposed to the second paragraph following this description.

Will you kindly see that this error is corrected in the remaining publications, furnishing us with a corrected copy?

Very truly yours

R. W. PARIS
Commissioner of Reclamation

by
Ass't Chief Clerk

cj
encl

17793

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE
INSTRUCTIONS
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,
July 13, 1936

R. E. WILSON
Notary Public
Cambridge, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17793

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On July 25, 1936, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Cambridge, Idaho before R. E. Wilson

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

R. W. FARIS

Commissioner of Reclamation.

17793

June 25, 1936

Re: Permit No. 17793

MR. CHARLES B. OVER
Cambridge, Idaho

Dear Mr. Over:

This will acknowledge receipt of notice in duplicate for publication in connection with beneficial use proof, and also your authorization to have the notice published in the News Reporter, Cambridge, Idaho, all in connection with Permit No. 17793.

A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to July 25, 1936. About ten days prior to this date, depositions consisting of one for the holder and one each for two witnesses, will be mailed to R. E. Wilson, Notary Public, Cambridge, Idaho, so that he will have them in ample time for the proof.

On the date designated, you should appear at Mr. Wilson's office with two disinterested witnesses, who are familiar with the terms of the permit and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours

Chief Clerk & Office Engineer

PLH/cj

17793

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 25th day of July, 1936, 19....., at Cambridge, County of Washington, State of Idaho, before R. E. Wilson, a Notary Public,, ~~fixed~~, proof will be submitted of the application to beneficial use of 1.6 cubic feet per second of the waters of Mill Creek in accordance with the terms and conditions of Permit No. 17793 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit ~~are~~ is

Charles E Over

Cambridge, Idaho

The use to which said water has been applied is Domestic and irrigation purposes

The amount applied to beneficial use is 1.6 Cubic Feet per second

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T. 16N, R4W. B. M.

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

The right to take water from such works is based upon Permit No. 17793

The source of supply from which such water is diverted is North and south forks of Mill Creek

The date of the priority which said user is prepared to establish is

July 24th 1933

R. W. FARIS

Commissioner of Reclamation.

17793

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date..... **June 25, 1936**

Permit No. 17793

EDITOR, News Reporter
Cambridge, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to..... **July 25, 1936**, the date set for proof, the expense of the publication to be paid by the applicant,..... **Charles B. Over**

.....
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 of the first publication.

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

17793

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)~~Cambridge, Idaho June 18th 1936~~.....

(P. O.)~~Cambridge, Idaho~~.....

TO THE COMMISSIONER OF RECLAMATION:

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.

Charles E. Over

(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.

17793

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 25th day of July, 1936,
at Cambridge, County of Washington, State of Idaho,
before R. E. Wilson, Notary Public, proof will be submitted
of the application to beneficial use of 1.6 cubic feet per second of the
waters of Mill Creek in accordance with the terms and conditions of
Permit No. 17793 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Charles E. Over, Cambridge, Idaho

The use to which said water has been applied is Domestic and irrigation purposes

The amount applied to beneficial use is 1.6 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands
irrigated) SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32 T. 16 N., R. 4 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 The Over Ditch

The right to take water from such works is based upon Permit No. 17793

The source of supply from which such water is diverted is North and south forks of
Mill Creek.

The date of the priority which said user is prepared to establish is July 24, 1933

R. W. FARIS

Commissioner of Reclamation.

17793

LAW

INSURANCE

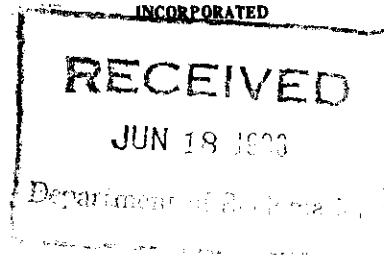
REAL ESTATE

NOTARY

R. E. WILSON & SON

R. E. WILSON, Lawyer

MARGARET VOGEL, Notary



CAMBRIDGE, IDAHO

June 17, 1936

R. W. Farris, Commissioner of Reclamation
Boise, Idaho

Dear Sir:

We herewith enclose notice for making proof of water for beneficial use of Charles E. Over. Please fill in the date this proof is to be made, which we assume will be as early as can be done.

Yours very truly,

R. E. Wilson & Son, Inc.

REWmv
encl.

17793

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

CHARLES E. OVER
Cambridge,
Idaho

May 8, 1936

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. 17793, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is July 20, 1936, 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.

Yours truly,

R. W. FARIS

~~CHAS. E. CARTER~~

Commissioner of Reclamation.

17793

August 13, 1934

Re: Permit No. 17793

MR. CHARLES E. OVER
Cambridge
Idaho

Dear Sir:

We are enclosing herewith Certificate of Completion of Works, issued under the above numbered permit, together with our office receipt in the amount of \$5.00.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.

17793

July 20, 1954

Re: Permit No. 17793

MR. CHARLES E. OVER
Cambridge,
Idaho

Dear Sir:

Under date of July 11th, 1954, we received your affidavit for proof of completion of works under the above permit.

We find that it is in proper form but it was not accompanied by the statutory fee of \$5.00. Upon receipt of this amount, we shall issue your certificate of completion of works.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

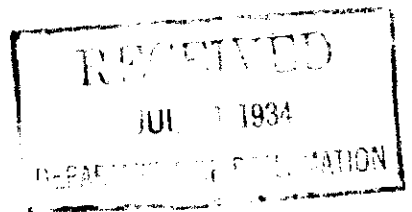
By _____
Chief Clerk & Office Engr.

PLH:RG

17793

Permit No. 17793

STATE OF IDAHO
Department of Reclamation



Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO, }
County of Washington } SS

Charles E. Over

, 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. 17793, 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

Mill Creek - North and South Forks

Third: That the point of diversion of said water ~~is~~ are No. 1. SW $\frac{1}{4}$ NW $\frac{1}{4}$ (0.8 Sec. ft.)
No. 2. SE $\frac{1}{4}$ NW $\frac{1}{4}$ (0.8 Sec. ft.) of Sec. 32, T. 16N., R. 4W. B.M. County of Washington

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 20, 1934.

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

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

I. Kind of works: Ditch

(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam One feet, length of dam at top 8 feet, length of dam at bottom 8 feet. Material used in construction earth & rock

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir _____ acre feet.

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

(d) ~~Conduit~~ Ditch width at bottom 20 in. feet, width at water line 2 ft.

(State whether ditch, flume or pipe.)

feet, depth of water _____ feet; diameter of pipe _____ inches, average grade per mile is 40 feet. Length of conduit is 3/4 miles.

Seventh: That said works are capable of conducting to the place of intended use 1.6 second feet of water.

Eighth: That water appropriated under said permit is available for 88 acres of land described as follows: SW $\frac{1}{4}$ NE $\frac{1}{4}$: SE $\frac{1}{4}$ NW $\frac{1}{4}$: NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, Twp. 16 N. R. 4 W. B. M.

Ninth: Remarks: That I have diverted the water to its intended use and am ready at any time to make final proof.

Chas E. Over
(Sign here)

Subscribed and sworn to before me this 10th day of July, 19 34

My commission expires July 30, 1934

Flem Hansen
Notary Public.
Residing at Weiser, Idaho

17793

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

CHAS. E. QVIER
Cambridge, Idaho

Boise, Idaho, **May 16, 1934**

Dear Sir:—

Under the terms of your permit No. **17793**.....you are required to complete your diversion works on or before **July 30, 1934**..... I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

R. W. FARIS

Commissioner of Reclamation.

17793

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17793

Boise, Idaho, **July 20, 1933**

Dear Sir:

I enclose herewith above numbered permit. BE SURE AND NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the Commissioner of Reclamation on the third page.

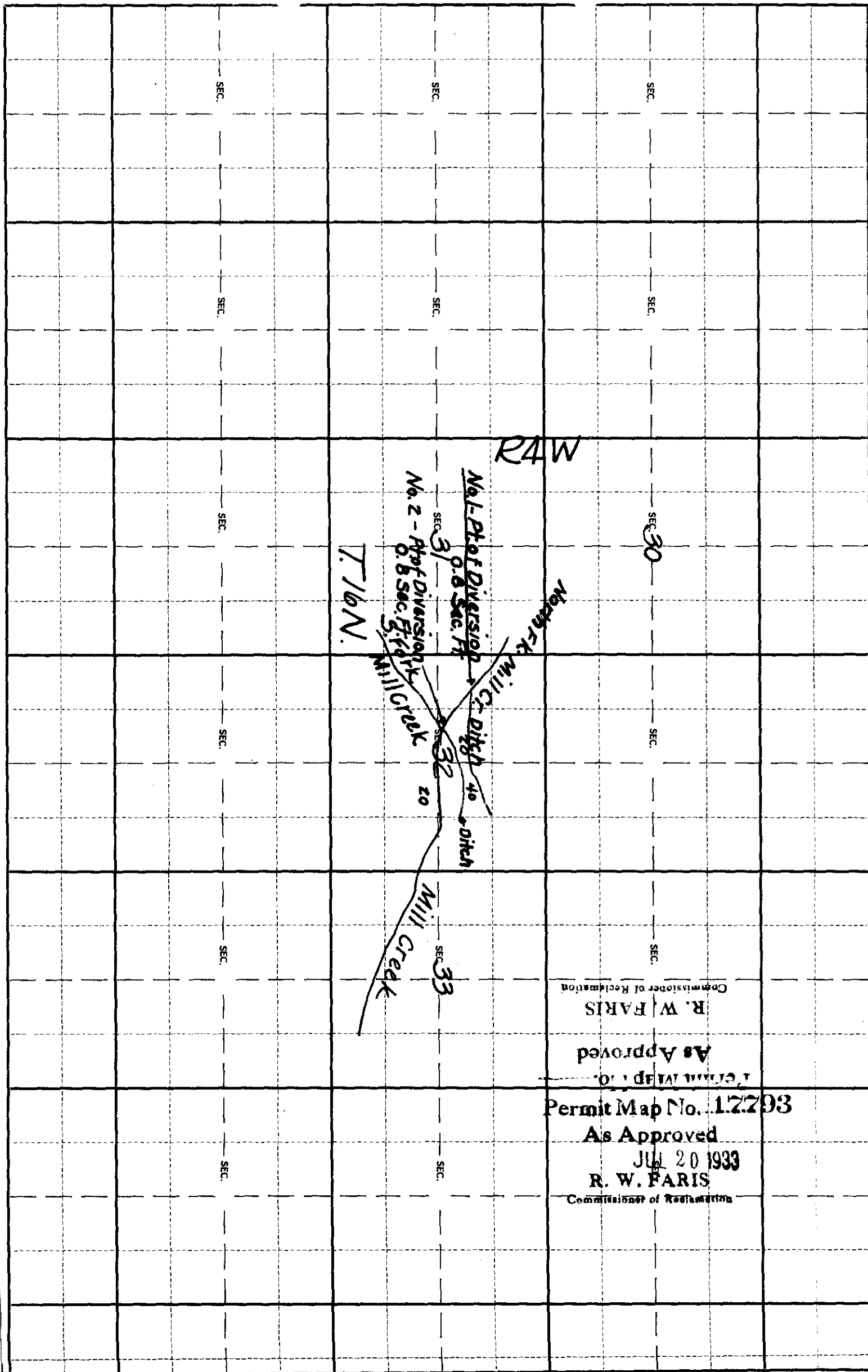
MR. CHARLES E. OVER
Cambridge, Idaho

R. W. FARIS
Commissioner of Reclamation.

17793

NAME OF APPLICANT Charles E. Over

Form No. 0



SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK

17793

SYMS-YORK CO., BOISE 106988