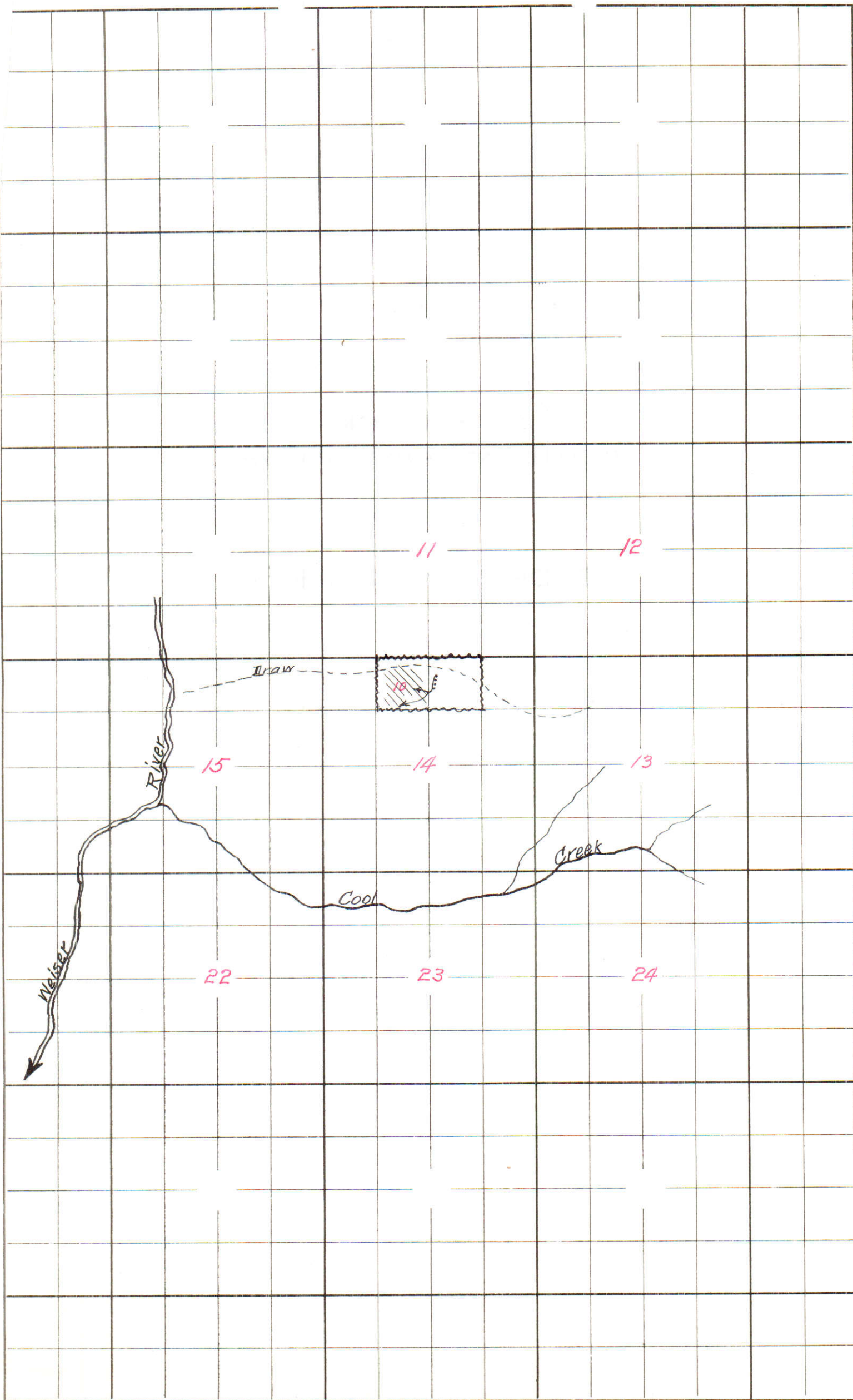




RECEIVED

JAN 5 1939

Department of Reclamation

AFFIDAVIT OF PUBLICATION

State of Idaho }
County of Adams } ss.

C. H. Wines

I, F. H. ~~Michaelson~~, being first duly sworn upon my oath, depose and say that I am the publisher of THE ADAMS COUNTY LEADER, a newspaper; that a copy of the Notice of Proof of Application per clipping hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Four consecutive weeks, the first publication of the same being made in the issue dated December 2, 1928 and the last in the issue dated December 23, 1928; that said newspaper is of general circulation in Adams County, Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said Notice as aforesaid.

Subscribed and sworn to before me this 23rd

day of December, 1928, 1928

Carl H. Leavitt
Notary Public for Idaho, Residing at Council, Idaho.

NOTICE OF PROOF. APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11:00 A. M. on the 4th day of January, 1939, at Council, County of Adams, State of Idaho before H. A. Carr, Notary Public, proof will be submitted of the application to beneficial use of 0.2 cubic feet per second of the waters of unnamed springs in accordance with the terms and conditions of Permit No. 17564 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 Carlos Weed, Council, Idaho.

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

The amount applied to beneficial use is 0.2 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) Irrigation of S. 25 acres of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14, T. 16 N., R. 1 W., B. M., and domestic use on E. 15 acres of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14, T. 16 N., R. 1 W., B. M.

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

The right to take water from such works is based upon Permit No. 17564

The source of supply from which such water is diverted is unnamed springs

The date of priority which said user is prepared to establish is Dec. 11, 1931.

R. W. FARIS
Commissioner of Reclamation

17564

Carlost Weed
North

North

Permit Map No. 1756-1
As Approved
SEP 19 1931
R. W. FARIS
Commissioner of Reclamation

17564

State of Idaho
License and Certificate of Water Right

Water License No. 17564
Water District No.

Amount 0.2 second foot
Priority December 11, 1931

THIS IS TO CERTIFY that CARLOS WEND
of Council, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 26, 1931; that Permit No. 17564
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.2 second feet, was issued thereunder on October 6, 1932, showing that said works
were completed on the 16th day of September, 1932; and that on the 9th
day of April, 1939,

CARLOS WEND
of Council, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of a group of wet weather
springs, a tributary of, for the purpose of irrigation and domestic use
under Use Permit No. 17564 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 3974, on the 18th day of January, 1940;

The right hereby confirmed dates from December 11, 1931;

The Point of Diversion is located on the line between the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$
in the Sec. 14, Tp. 16 N., R. 1 W., B. M. Adams 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 0.2
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.	1 W.	14	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$	25 3 28	10 - 10

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 January, 1940

JAMES SPOTFORD
Commissioner of Reclamation

(SEAL)

67 2157

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 24663
 Permit No. 17564
 District No.

1. Name of Applicant: Carlos Weed

Postoffice address: Council County: Adams State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: 0.2 1/5 of cubic feet per second.

3. Source of water supply: groups of wet weather springs which is a tributary of do not flow off of ranch

4. Location of point of diversion: on line between NE 1/4 of NW 1/4 of Sec. 14 and NW 1/4 of NE 1/4 Sec. 14
 corner of Section , T. 16 N , R. 1 W. , B. M., and is in the
 of Section , T. , R. , B. M., County of Adams

5. Water is to be used for: domestic and irrigation purposes

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: \$ about \$100.00

8. Kind of works: tile and pipe, ditch

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

10. Size of headgate: Width no headgate feet; height feet.

11. Ditch: Width at bottom 1/2 feet; width at water line ; 1/2 feet; depth of water
 feet; dimensions of flume: no flume
 Diameter of pipe 2 inches; length of conduit 1/2 miles.
 Average grade per mile 85 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 6 additional years.

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

15. (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 waters of the State of Idaho as herein set forth.

Carlos Reed . *Applicant.*

By _____ *Agent.*

Date of first receipt at Department of Reclamation: 9 A. M. August 26, 1931

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17564
Recorded in Book 63 Page 17564 Approved September 19, 1931
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 November 18, 1931 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 March 19, 1932
The whole of said work to be completed on or before September 19, 1932
Beneficial use of water appropriated in accordance herewith, to be made on or before September 19, 1938

Witness my hand this 19th day of September, 1931

R. W. FARIS
Commissioner of Reclamation.

Remarks:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16N	1 W	14					25A				3A								28
PERMIT No. 17564 CERTIFICATE OF COMPLETION OF WORKS To All Whom It May Concern: This is to certify that Carlos Weed of Council, County of Adams, and State of Idaho, the holder of Permit No. 17564, issued upon Application No. 24663 bearing date of priority of August 26, 1931, authorizing the diversion of 0.2 second feet of the waters of a group of wet weather unnamed springs, County of Adams, State of Idaho, for domestic and 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 0.2 second feet of the waters of a group of wet weather unnamed springs, that the point of diversion of said waters is on the line between the NE¼NW¼ of Section 14 and the NW¼NE¼ of Section 14, T. 16 N., R. 1 W. B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 25 acres in the NE¼NW¼ Section 14 and 3 acres in the SE¼NW¼ Section 14, T. 16 N., R. 1 W. B. M. Witness my hand this 6th day of October, A. D. 1932. R. W. FARIS Commissioner of Reclamation Proof of completion of works made September 16, 1932 Certificate of completion issued October 6, 1932.																			

PERMIT ISSUED FOR 0.2 SEC. FT.

Page 3974

IDENT. 1

[illegible]

January 19, 1940

Re: Permit No. 17564

Mr. Carlos Need,
Council, Idaho.

Dear Sir:-

We are herewith enclosing License and Certificate of Water Right issued under the above numbered permit, confirming your right to the use of 0.2 second foot of water from a group of wet weather springs, with date of priority of December 11, 1931, for irrigation and domestic use upon ten (10) acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 14, Township 16 North, Range 1 West, B. M.

The Department's Receipt No. 17565 for the \$2.00 fee paid by you in connection with this final proof, is also enclosed.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLA
Encs.

Chief Clerk

17564

Council, Idaho
Jan. 16, 1940

Dept. of Reclamation
Mr. James Spofford
Dear Sir:

Regarding Permit No. 17564:

Inclosed you will find \$2⁰⁰ to pay
for a license on the use of the waters covered by
the above mentioned permit.

Yours truly,
Carlos Wood

17564

January 9, 1940

Re: Permit No. 17564

Mr. Carlos Weed,
Council, Idaho.

Dear Sir:-

We have on file the report of our field engineer
on examination for beneficial use under the above
numbered permit.

This report shows that you are irrigating ten acres
of land in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, Township 16
North, Range 1 West, B. M.

Therefore, upon receipt of the statutory fee of \$2.00,
a license will be issued to you for 0.2 second feet of
water.

Very truly yours,

JAMES SPOFFORD

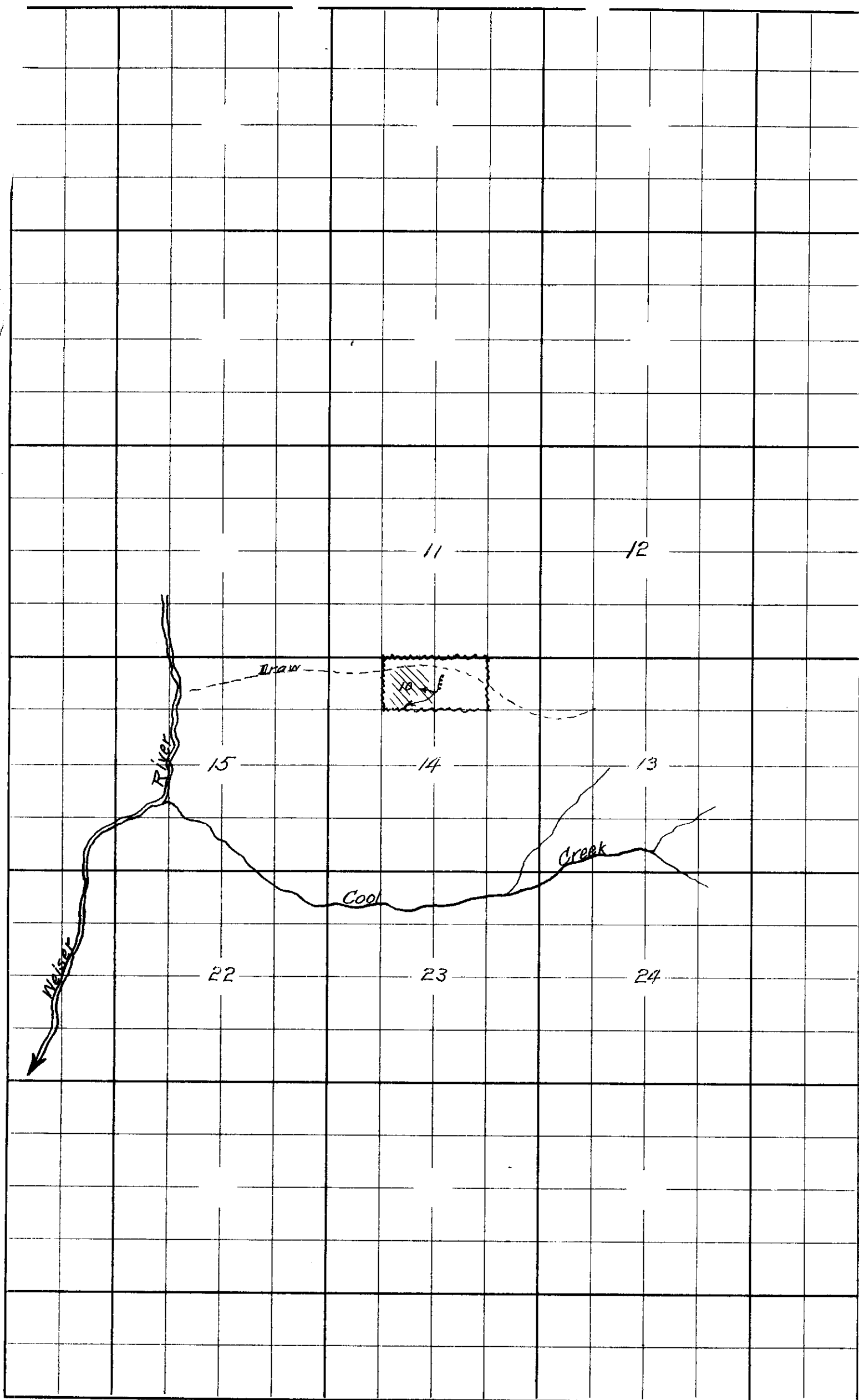
Commissioner of Reclamation

JLA

By

Chief Clerk

175-64



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

17564.

Carlos Wood
Council, Idaho

Permit No. 17564

Examination for Beneficial Use

County Adams

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.
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17564

This proof is for Beneficial Use

In Water District No.

1. Name of applicant: CARLOS WOOD
2. Source of water supply: Group of wet weather unnamed springs
3. Location of point of diversion: Is ~~in~~ on line between the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 14, T. 16 N., R. 1 W., B. M.
T. R. County of Adams
4. Describe works as they exist, giving dimensions and capacities of same: Several small springs have been opened up and piped out to a main collection line of 6 inch tile which is 200 ft long. and thence by small ditches to place of use
5. Water is used for: Irrigation and domestic use
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): NE $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 14, T. 16 N., R. 1 W., B. M.

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

8. What large stream would the water here appropriated finally reach? None
- Remarks: Maximum flow of this system is "about 10 miners inches"
Present condition of pipe & ditcher - Poorly maintained

This examination was made on the 11th day of May, 1939

(Signed)

Edw. J. Tolman
Examiner.

James Spofford XXXXXXX

XXXXXXXXXXXX
C. A. Bottolfson

January 19, 1939

Re: Permit No. 17564

Carlos Wood,
Council, Idaho.

Dear Sir:-

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 numbered 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 the 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 before the issuance of your license.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLA

Chief Clerk

17564

AFFIDAVIT OF PUBLICATION

State of Idaho }
County of Adams } ss.

C. H. Wines
I, F. H. Richardson, being first duly sworn upon my oath, depose and say that I am the publisher of THE ADAMS COUNTY LEADER, a newspaper; that a copy of the Notice of Proposed and per clipping hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Four consecutive weeks, the first publication of the same being made in the issue dated December 2, 1931 and the last in the issue dated December 22, 1931; that said newspaper is of general circulation in Adams County, Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said Notice as aforesaid.

Subscribed and sworn to before me this 23rd
day of December, 1931, 192
R. W. Faris
Notary Public for Idaho, Residing at Council, Idaho.

NOTICE OF PROOF. APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11:00 A. M. on the 4th day of January, 1939, at Council, County of Adams, State of Idaho before H. A. Carr, Notary Public, proof will be submitted of the application to beneficial use of 0.2 cubic feet per second of the waters of unnamed springs in accordance with the terms and conditions of Permit No. 17564 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 Carlos Weed, Council, Idaho.

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

The amount applied to beneficial use is 0.2 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) Irrigation of S. 25 acres of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14, T. 16 N., R. 1 W., B. M., and domestic use on E. 15 acres of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14, T. 16 N., R. 1 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 private ditch.

The right to take water from such works is based upon Permit No. 17564

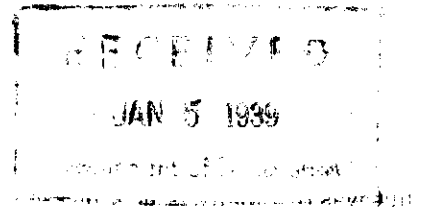
The source of supply from which such water is diverted is unnamed springs

The date of priority which said user is prepared to establish is Dec. 11, 1931.

R. W. FARIS
Commissioner of Reclamation.

17564

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT No. 17564

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Carlos Weed, 31 years, Council, Idaho, rancher, Council, Idaho

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

Ans. _____

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

Ans. 17564 - Sept. 19, 1931 ~~August 26, 1931 - December 11, 1931~~

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

Ans. Group of wet weather unnamed springs. On the line between the NE1/4NW1/4 of Section 14, and the NW1/4 NE1/4 of Section 14, T. 16 N R 1 W B M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Tile and pipe, ditch. About .5 cubic feet per second.

Private unnamed ditch.

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

Ans. Domestic and irrigation. 25 acres in the NE1/4 NW1/4 Section 14 and 3 acres in the SE1/4NW1/4, Section 14, T. 16 N R 1 W B M

Both cultivated and natural meadow land. Increased yield of crops on said lands.

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

Ans. For domestic purposes runs in trough for stock water.

C. A. Weed

17564

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. Since October, 1932. For irrigation and domestic use.

Regularly during the growing season and through the winter season for
stock purposes.

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 right claimed thereunder.

Ans. About 1914 filing was made on waste water to be applied partly
to said lands, the amount varying.

(Sign) Carlos Weed

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 Council, County of Adams

State of Idaho, on this 4th day of January A. D. 19 32.

H. A. Carr
Notary Public
residing at Council Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17564

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. Oliver S. Mason, 43 years, Rancher, Council, Idaho

Ques. 2. Are you acquainted with Carlos Weed, the holder of Permit No. 17564? How long have you known him and where does he reside?

Ans. Three years, Council, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17564, and are you familiar with its provisions and conditions?

Ans. Yes 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. Group of wet weather unnamed springs. On the line between the NE1/4 NW1/4 of Section 14, and NW1/4 NE1/4 of Section 14, T. 16 N. R. 1 W. B. M. Open ditch.

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

Ans. 25 inches. About 10 inches being conveyed.

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. Irrigation and domestic purposes. 25 acres in the NE1/4 NW1/4 Section 14 and 3 acres in the SE1/4 NW1/4, Section 14, T 16 N R 1 W B M Cultivated and some natural meadow land. Plowed about five acres of said lands in 1938.

17564

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. ~~Red loam, black loam and gumbo.~~ 39 inches.

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. ~~Summer of 1938 was employed to irrigate said lands.~~

(Signed) Oliver S. Mason.

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 Council, County of Adams, State of Idaho, on this ~~day of~~ 4th day of January A. D. 1939.

My commission expires April 4-1939 H. A. Carr Notary Public. residing at Council Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17564

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. Wallace Ivie, 44 years, Council, Idaho, Marshall, Council, Idaho

Ques. 2. Are you acquainted with Carlos Weed, the holder of Permit No. 17564? How long have you known him and where does he reside?

Ans. Four years and he resides at Council, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17564, and are you familiar with its provisions and conditions?

Ans. Yes. 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. Wet weather springs. On the line between the NE1/4 NW1/4 of Section 14, and NW1/4 NE1/4 Section 14, T. 16 N R. 1 W R. M.
Tile and ditch.

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

Ans. It is adequate for the amount of water to be used. Varying amount

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. Domestic and irrigating. 25 acres in the NE1/4 NW1/4 Section 14, and 3 acres in the SE1/4 NW1/4, Section 14, T. 16 N R. 1 W R. M.
Cultivated and natural meadow, about 50-50. Land plowed and used for irrigating fruit trees.

17564

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. ~~Land is Gumbo and a heavy black soil. Does not require a great amount of water for the nature of the land.~~

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

Ans. ~~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 1937 was on the lands and noticed water running over the land and being used for beneficial use. Also in the fall of 1938.~~

(Signed)

Wallace Eric

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 *Council*, County of *Adams*, State of Idaho, on this ~~day of~~ *4th day of January* A. D. 19*39*.

H. A. Carr

Notary Public.

My commission expires

April 9, 1937.

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

BOISE, IDAHO,
December 27, 1938

Mr. H. A. Carr
Notary Public
Council, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17564

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 January 4, 1939, 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 Council, Idaho, before H. A. Carr, Notary Public.

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.

17564

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date November 25, 1938

17564

THE ADAMS COUNTY LEADER
Council, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to January 4, 1939, the date set for proof, the expense of the publication to be paid by the applicant, Charles Weed, Council, 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

17564

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 17, 1938

(P. O.) Council, 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
Adams County Leader of Council, Idaho, published in
the county in which the works are situated.

Carl W. Wund

(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.

17564

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

Notice is hereby given that at 11:00 A. M. on the 4th day of January, 19 39,
 at Council, County of Adams, State of Idaho, before
H. A. Carr, Notary Public, proof will be submitted of the
 application to beneficial use of 0.2 cubic feet per second of the waters of unnamed
springs in accordance with the terms and conditions of Permit No. 17564
 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

Carlos Weed, Council, Idaho

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

The amount applied to beneficial use is 0.2 second feet.

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) Irrigation of S. 25 acres of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14, T. 16 N., R.
1 W., B. M., and domestic use on E. 15 acres of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 14, T. 16 N.,
R. 1 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 private ditch.

The right to take water from such works is based upon Permit No. 17564.

The source of supply from which such water is diverted is unnamed springs.

The date of priority which said user is prepared to establish is Dec. 11, 1931.

R. W. FARIS
 Commissioner of Reclamation.

17564

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 11 A. M. on the 4th day of January, 1939,
at Council, County of Adams, State of Idaho, before
T. A. Carr, Notary Public, proof will be submitted of the
application to beneficial use of ~~1.2~~ 0.2 cubic feet per second of the waters of unnamed
spring in accordance with the terms and conditions of Permit No. 17564
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

Carlos Wood, Council, Idaho

The use to which said water has been applied is irrigation, (stock and domestic)

The amount applied to beneficial use is ~~all water~~ 0.2 cfs

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) The South 25 acres of the N.E. 1/4 of the N.W. 1/4,

Section 14, T. 16 N., Range 1 West 3 N. Also domestic use on the
Cont 15 acres of the S.W. 1/4 of the N.W. 1/4 Sec. 14, all in Twp.
16 N. Range 1 West 3 N.

The name of the canal or ditch or other works by which said water is conducted to such place
of use is unnamed all on my own land, private ditch.

The right to take water from such works is based upon Permit No. 17564

The source of supply from which such water is diverted is unnamed spring

The date of priority which said user is prepared to establish is Dec. 11, 1931
January 4, 1939

Commissioner of Reclamation.

November 17, 1938

Re: Permit No. 17564.

Mr. Carlos Weed
Council, Idaho

Dear Sir:

This will acknowledge receipt of notice for publication in connection with the beneficial use proof to be made under Permit No. 17564. However you failed to enclose your authorization for us to have the notice published at your expense. We are herewith enclosing a form for you to sign, giving us authorization to have this notice published in the Adams County Leader, Council, Idaho.

As soon as we receive your authorization to publish the notice, we will send a copy of the notice to the newspaper with instructions to publish it once a week for four consecutive weeks prior to January 4, 1939. About ten days prior to this date depositions, consisting of one for the holder and one each for two witnesses, will be mailed to H. A. Carr, Notary Public, Council, Idaho, so that he will have them in ample time for the proof.

On the date designated you should appear at Mr. Carr'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.

We trust that you will give us your authorization to have the notice published at once.

Very truly yours,

R. W. PARIS
Commissioner of Reclamation

By

Chief Clerk

j1
Encl.

17564

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE**

July 7, 1938

CARLOS WREED
Council, Idaho

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. 17564, 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 September 19, 1938 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
~~XXXXXXXXXXXX~~
Commissioner of Reclamation.

Note: This proof is to be submitted before a notary public or other officer authorized by law to administer oaths.

17564

October 6, 1932

Re: Permit No. 17564

Carlos Weed
Council, Idaho

Dear Sir:

We are herewith enclosing your Certificate of Completion of Works issued today under the above numbered permit, together with our receipt for the fee of \$5.00.

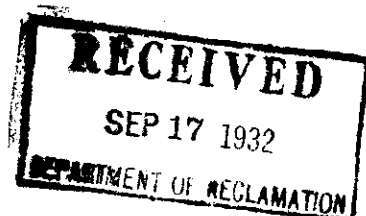
Very truly yours,

R. W. F. RIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC
Encl. Office receipt for \$5.00

17564

Permit No. 17564STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Butte } SSCarlov Weed

, 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. 17564, and that his postoffice address is Council State of Idaho

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

a group of wet weather unnamed springsThird: That the point of diversion of said water is along a line from a road east and 30 rods north of the midpoint of the line between the NE 1/4 and NW 1/4 of Sec. 14 to the midpoint of said line in Township 16 N of Range 1 W of B. M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept. 19, 1932.Fifth: That the use for which said water is intended is domestic and 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: tile, pipe and ditch
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

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

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

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

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

(d) Conduit ditch, pipe, tile width at bottom.....5 feet, width at water line.....5
(State whether ditch, flume or pipe.)feet, depth of water varies feet; diameter of pipe 1 and 2 inches, average grade per mile is 8.5 feet. Length of conduit is 5 mile miles.Seventh: That said works are capable of conducting to the place of intended use 5.02 second feet of water.Eighth: That water appropriated under said permit is available for 28 acres of land described as follows: 25 acres in the NE 1/4 of the NW 1/4 of Section 14 and 3 to 10 acres in the SE 1/4 of the NW 1/4 of Section 14 all in township 16 N range 1 W of B. M.Ninth: Remarks: That ditch above described used for carrying water about orchard and field and amounts of water were according to use. Tile used is 6 inches in diameterCarlov Weed

(Sign here)

Subscribed and sworn to before me this 16th day of September, 1932.J. L. SaltMy commission expires Aug. 27, 1933.

Notary Public.

Residing at Arco, Idaho17564

September 19, 1932

Re: Permit No. 17564

Mr. Carlos Need
Council, Idaho

Dear Sir:

The affidavit of the holder in the matter of
proof of COMPLETION OF WORK on the above mentioned
permit has been received. A fee of \$5.00 should have
accompanied this affidavit. Upon receipt of this fee
the certificate of COMPLETION OF WORK will be issued.

We will hold the affidavit until we receive your
reply.

Very truly yours,

R. C. BARRIE
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

RMH:NC

17564

Post Office Department	PENALTY FOR PRIVATE USE	NO PAYMENT OF POSTAGE, \$300
OFFICIAL BUSINESS	RECEIVED	STAMP OF DELIVERING OFFICE
REGISTERED ARTICLE	JUL 6 1932	JUL 5 1932
No. _____	INSURED PARCEL	AND DATE OF DELIVERY
COMMISSIONER OF RECLAMATION		

Return to _____
(NAME OF SENDER)
Street and Number, }
or Post Office Box, }

BOISE,

IDAHO.

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

Charles H. H. H.

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery,

July 5, 1932

Form 1

U. S. GOVERNMENT PRINTING OFFICE: 1923

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

July 2, 1932

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

Carlos Weed
Council, Idaho

Dear Sir:—

Under the terms of your permit No. **17564**..... you are required to complete your diversion works on or before **Sept. 19, 1932**. 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.

17564

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

September 25, 1931

Permit No. 17564
Carlos Weed
Council, Idaho
Dear Sir:

Boise, Idaho,

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.

17564

R. W. FARIS
Commissioner of Reclamation.

Carlos Weed
North

FORM No. 0

[illegible]

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

17564

SYMS-YORK CO., BOISE 108888

August 29, 1931

Re: APPLICATION FOR PERMIT

Mr. CARLOS NEED,
Council,
Idaho

Dear Sir:

We are returning your application for permit to appropriate water from SPRINGS, for the following corrections:

If springs are located on your own land, unleased State land or Government land, unappropriated, mention so under "Remarks." If springs are located on leased State land or private land other than your own, it will be necessary for you to have the Affidavit of Permission to File on Springs filled in by the lessee or owner before a Notary Public.

Answer Paragraphs 10, 11, 13 and 14.

In answer to Paragraph 2, make it specific. One second foot equals fifty miners inches. You are allowed to file at the rate of one inch to each acre irrigated or contemplated for irrigation.

Show clearly on the map the LAND TO BE IRRIGATED, marking the amount in each 40-acre subdivision.

List the lands, marking the amount in each 40-acre subdivision, in answer to Paragraph 14.

Submit fee to accompany the application at the rate of \$5.00 for the first second foot or fraction, and 25¢/ additional for each second foot or fraction thereafter.

Very truly yours,

R. W. FARIS,
Commissioner of Reclamation

By

SL/mt

17564