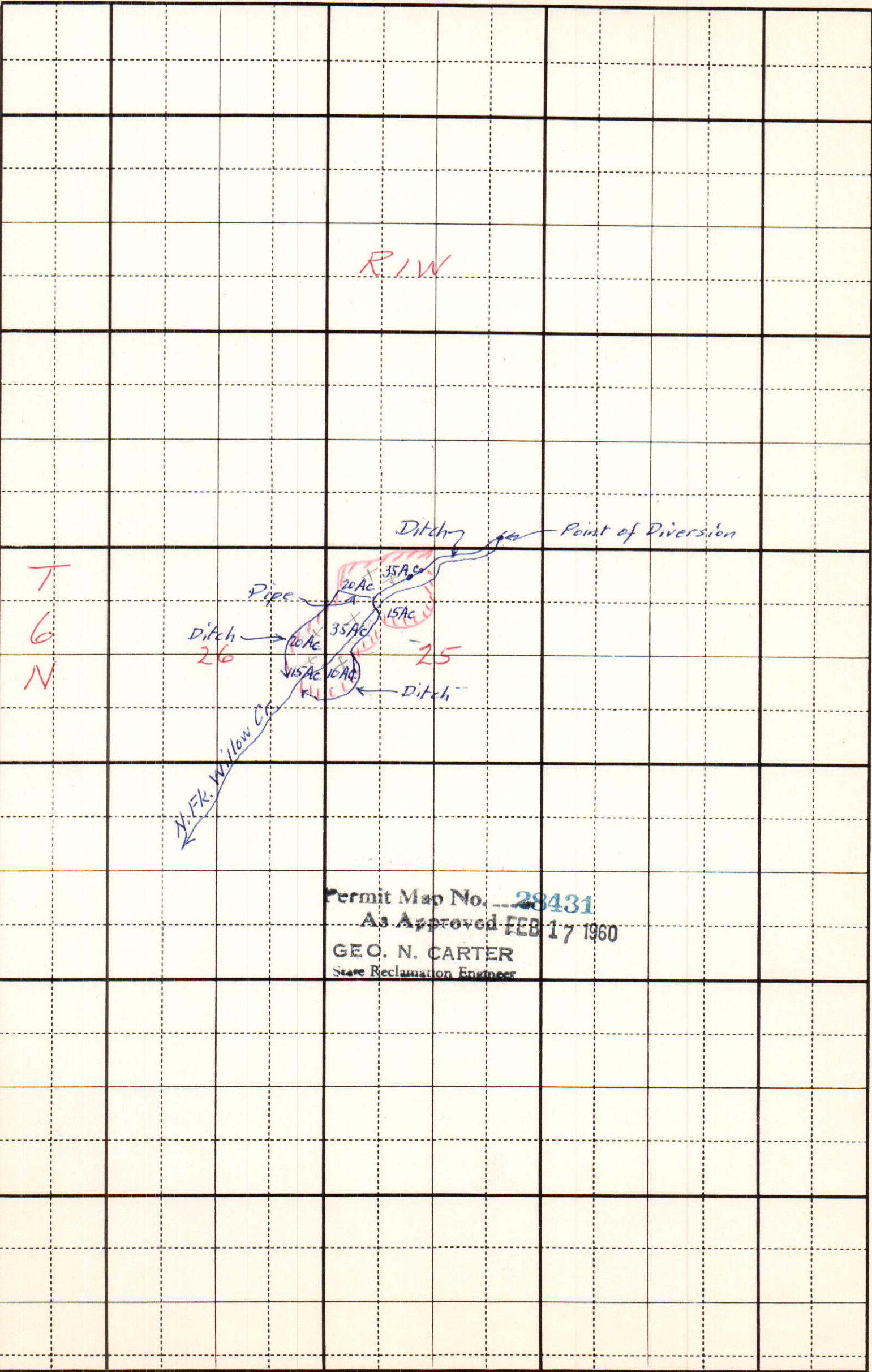




H-25





South Fork Willow Creek

North Fork Willow Creek

26 25
35 36

D223
2075
G. 4 E. SMITH

H-28

Diagram of System

by:

by:

by:

by:

62-3180

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

APPLICATION No. 36407
PERMIT No. 28431
DISTRICT No.

1. Name of Applicant: **Glea & Elwood T. Smith**

Postoffice address: **Box 185, Eagle**

County: **Ada**

State: **Idaho**

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

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

2. Quantity of water claimed: **4.0**

cubic feet per second.

3. Source of water supply: **North Fork Willow Creek**

which is a tributary of **Willow Creek**

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the **SE $\frac{1}{4}$ SE $\frac{1}{4}$**
of section **24** , T. **6 N** , R. **1 W** , B. M., County of **Gem**

5. Water is to be used for **Irrigation**

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

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

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

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

7. Estimated cost of works: \$ **5,000**

8. Kind of works: **Diversion, ditch, pipe, sprinkler system**

9. Height of dam **1** feet; length of dam at top **30** feet; length of dam at bottom **30**
feet; material used in dam: **concrete**

10. Size of headgate: Width **2' pipe** feet; height feet.

11. Ditch: Width at bottom **1.5** feet; width at water line **3** feet; depth of water **1.3** feet;
dimensions of flume:

Diameter of pipe **24** inches; length of conduit **1.5** miles.

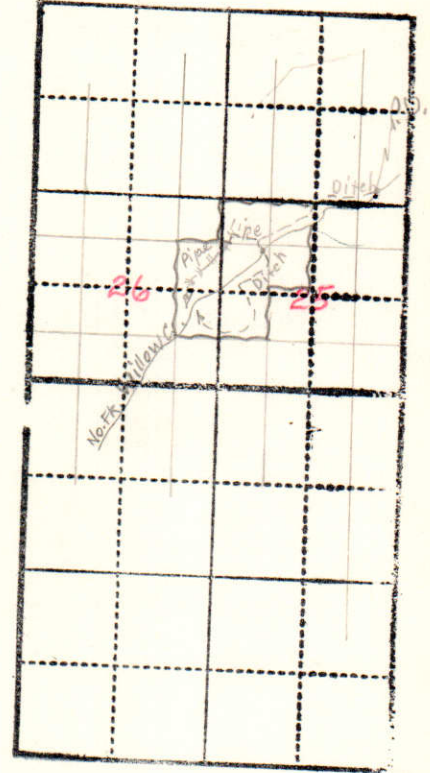
Average grade per mile **20** feet.

12. The time required for the completion of such work is **5** 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. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **none**

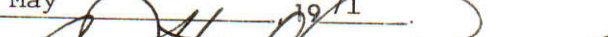


[illegible]

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

Edward T Smith
(signature)

I, C. STEPHEN ALLRED, Deputy Director, ~~State Reclamation Engineer~~ of the State of Idaho,
Dept. of Water Admin.
hereby approve the above application for amendment for Permit No. 63-3180.

May 1971

~~State Reclamation Engineer~~
 Deputy Director

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 28431/63-3180 Priority April 23, 1960 Amount 0.87 cfs
(late proof)

THIS IS TO CERTIFY, that GLEA & ELWOOD T. SMITH
of Eagle, Idaho, have, ~~has~~ complied with the terms and conditions of Permit
No. 28431/63-3180 issued pursuant to Application for Permit dated February 4, 1960,
and has submitted proof to the Department of Water Administration on May 6, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 1.30 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from North Fork Willow Creek
tributary of Willow Creek, is hereby confirmed in the following amounts:

Amount 0.87 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.87 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 25, Twp. 6 N, Rge. 1 W, B.M.

in the county of Gem; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 147 acre feet per year or _____
4.5 acre feet per acre.

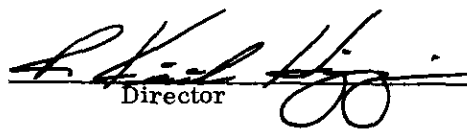
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N	1 W	25					3.6	3	9.3										15.9
		26													10			6.7	16.7

Total number of acres irrigated 32.6

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 5 day of
October, 19 73.


Director

63 3180

NOTICE OF EXISTING
WATER PERMIT

Notice is hereby given that Glea and Elwood T. Smith, Box 185, Eagle, Idaho, have received an approved Permit No. 28431/63-3180 issued by the Idaho Department of Water Administration authorizing the diversion of 4.0 cubic feet per second of water from North Fork of Willow Creek. The priority to be established under this permit is April 23, 1960, and the permit was approved February 4, 1960.

Water is to be diverted by dam and headgate from a point within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24, T. 6N, R. 1W, B.M., Gem County to be used for irrigation purposes in the N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26, T. 6N, R. 1W, B.M.

Proof of the application of the water to beneficial use was submitted to the Department on May 6, 1971. Any protest against the issuance of the license should be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho 83707, within ten (10) days of the last date of publication of this notice.

R. Keith Higginson, Director
Published in the Emmett
Messenger-Index, Emmett, Idaho,
on August 19th and August 26th,
1971.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
COUNTY OF GEM, ss.

Archie Doherty, being first
duly sworn, on his oath deposes and
says that he is the printer of Messenger-
Index, a legal weekly newspaper pub-
lished at Emmett, in Gem County, Idaho;
that said newspaper is in general circu-
lation in said county and has been pub-
lished uninterruptedly and continuously
for more than 78 weeks prior to the first
publication of the annexed document;
and that the document notice, process,
or advertisement hereunto annexed was
published in the regular edition of

Messenger-Index for 2
consecutive weekly issues thereof, be-

ginning with the issue of 19 Aug,

19 71, and ending with the issue of

26 Aug, 19 71

Archie Doherty

Subscribed and sworn to before me this

26th day of

Aug, 19 71

R. Keith Higginson

Notary Public,

Residing at Emmett, Idaho.

MAY 6 1971

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Department of Water Administration

APPLICATION FOR AMENDMENT

Permit No. 63-3180

Comes now Glea & Elwood T. Smith of (address) _____

Box #185, Eagle, Idaho _____, and represents to the State Reclamation
Engineer of the State of Idaho:

No. 63-3180, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 6 N

R. 1 W, B.M. Other points of diversion _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

mo. - day mo. - day

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

32.6

68 2130

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.

Scale: 2 inches equal 1 mile

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

Signed at Borise, this 6 day of May, 1971
Edward E. Smith
 (signature)

ACTION OF STATE RECLAMATION ENGINEER

I, C. STEPHEN ALLRED, Deputy Director, ~~State Reclamation Engineer~~ of the State of Idaho, Dept. of Water Admin.
 hereby approve the above application for amendment for Permit No. 63-3180.

Rec'd
5988

Witness my hand this 7th day of May, 1971

C. Stephen Allred
~~State Reclamation Engineer~~
 Deputy Director

Receipt 15457

APPLICATION FOR AMENDMENT

Comes now Glea & Elwood T. Smith of (address)

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 28431/63-3180, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25 Twp. 6 N
Rge. 1 W, B.M., County of Gem. Other points of diversion:

NO CHANGE

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated: NO CHANGE

[illegible]

Total number of acres to be irrigated

62 2120

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.

A blank sheet of graph paper featuring a uniform grid of squares. The grid consists of 10 columns and 8 rows, creating a total of 80 square units. Each square unit is defined by solid black lines. Within each square unit, there are dashed horizontal and vertical lines that intersect at the center, dividing each unit into four smaller quadrants. This design is typical for teaching geometry, fractions, or basic algebra. The entire grid is contained within a rectangular border.

Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at Engle Idaho, this 29 day of Sept, 1973
Edward L. Smith
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration,
hereby approve the above application for amendment for Permit No. 28431/63-3180.

Witness my hand this 5 day of October, 19 73

P. Keith Higgins
Director

RECEIVED
MAY 6 1960
Department of Water Administration

Identification No. _____
Permit No. 63-3180

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Glea & Elwood T. Smith
b) Post Office Address Post Office Box #185, Eagle, Idaho
2. Permit Number 63-3180
3. Date of Priority that you are prepared to establish February 4, 1960
4. a) Source from which water was appropriated North Fork Willow Creek
b) Location of the point of diversion: SW 1/4 SE 1/4, Section 24
Township 6 N, Range 1 W, Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
amount 4.0 for irrigation purposes from April 1 to July 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 4.0 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: estimated

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) diversion dam and head gate

b) Describe the type and size of measuring device which you have installed at your point of diversion: none

c) Give well drillers name and address and date the well was completed _____

Exam Typed 9-23-71
njl
63-3180

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6 N	1 W	25					3.6	3.0	9.3										15.9
		26													10			6.7	16.7

Total number of acres irrigated 32.6

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

5-6-71
(Date)

Edward E. Smith
(Signature)

State of Idaho
County of Ada ss.

On this 6 day of May, 1971, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (~~she~~) (~~they~~) executed the same.

Donald W. Gibson
Notary Public residing at Boise Idaho

My commission expires 2-18-1974

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 28431/63-3180)
in the name of GLEA & ELWOOD T. SMITH)
_____)

ORDER OF REINSTATEMENT

WHEREAS, on February 4, 1960, Glea & Elwood T. Smith applied to the Department of Water Administration (formerly the Department of Reclamation) for a permit to appropriate 4.0 cubic feet per second of water from the North Fork of Willow Creek from a point within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, of Sec. 24, T. 6N, R. 1W, B.M., Gem County, to be used for irrigation purposes of 150 acres within the NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26; T. 6N, R. 1W, B.M.; and,

WHEREAS, on February 17, 1960, the Department approved the application and issued Permit No. 28431 with the condition that one-fifth of the work be completed on or before August 17, 1962; and that the whole of said work be completed on or before February 17, 1965; and that the water be appropriated to a beneficial use on or before February 17, 1971; and,

WHEREAS, proof of completion of works was made on December 10, 1964; and,

WHEREAS, on December 1, 1970, the permit holder was notified by certified mail that proof of beneficial use was due and was instructed as to the steps to be taken to make said proof; and,

WHEREAS, on March 9, 1971, the permit holder was notified that Permit No. 28431/63-3180 had lapsed for failure to submit proof of beneficial use; and,

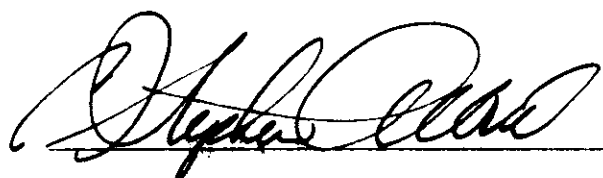
WHEREAS, on May 6, 1971, the Department received the required proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why the above referenced permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 28431/63-3180 be REINSTATED and the priority advanced to April 23, 1960.

Dated this 7th day of May, 1971.



C. STEPHEN ALLRED
Deputy Director

62-3180

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

APPLICATION No. 36407
PERMIT No. 28431
DISTRICT No.

1. Name of Applicant: **Glea & Elwood T. Smith**

Postoffice address: **Box 185, Eagle**

County: **Ada**

State: **Idaho**

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources:

2. Quantity of water claimed: **4.0**

cubic feet per second.

3. Source of water supply: **North Fork Willow Creek**

which is a tributary of **Willow Creek**

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the **SE $\frac{1}{4}$ SE $\frac{1}{4}$**

of section **24** , T. **6 N** , R. **1 W** , B. M., County of **Gen**

5. Water is to be used for **Irrigation**

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

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section of , T. , R. , B.M.

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

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: **\$ 5,000**

8. Kind of works: **Diversion, ditch, pipe, sprinkler system**

9. Height of dam **1** feet; length of dam at top **30** feet; length of dam at bottom **30**

feet; material used in dam: **concrete**

10. Size of headgate: Width **2' pipe** feet; height feet.

11. Ditch: Width at bottom **1.5** feet; width at water line **3** feet; depth of water **1.3** feet;
dimensions of flume:

Diameter of pipe **24** inches; length of conduit **1.5** miles.

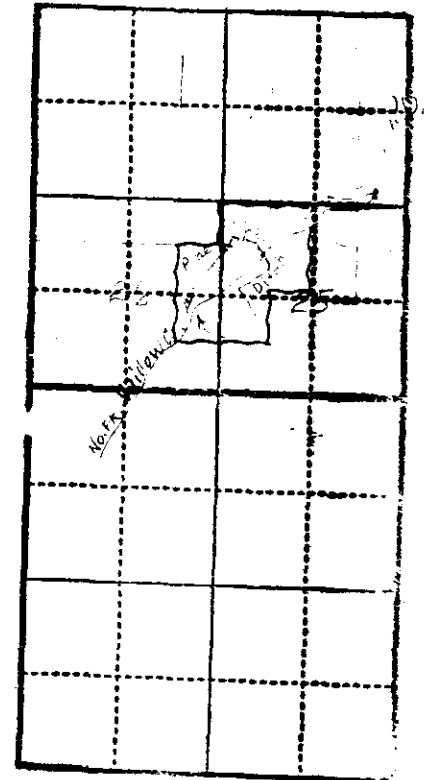
Average grade per mile **20** feet.

12. The time required for the completion of such work is **5** 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. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **none**



16. (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 water of the State of Idaho as herein set forth.

s/ Elwood T. Smith Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 10:00 A.M. Feb. 4, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 28431

Recorded in Book 100 Page 28431 Approved February 17, 1960

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 April 17, 1960

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before August 17, 1962

The whole of said work to be completed on or before February 17, 1965

Beneficial use of water appropriated in accordance herewith, to be made on or before February 17, 1971

WITNESS My hand this 17th day of February, 1960

s/ GEO. N. CARTER
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 17th

day of February, 1960

Countersigned:

STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE

Governor.

Secretary of State.

REMARKS: Some sandy soil and water available is only flood water requiring more than one miners inch per acre to cover the land with the water available.

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N	1 W	25 26				20	35	20	35	15	10				15				115 35 150

Total Number of Acres to be Irrigated

Permit No. 28431
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that GLEA & ELWOOD T. SMITH of Eagle, County of Ada, and State of Idaho, the holder of Permit No. 28431, issued upon Application No. 36407, bearing date of priority of February 4, 1960, authorizing the diversion of 4.0 second feet of waters of North Fork Willow Creek, County of Gem, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use 4.0 second feet of the waters of North Fork Willow Creek, tributary of Willow Creek; that the point of diversion of said waters SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 6 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:

NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 6 N., R. 1 W., B. M.

Witness my hand this 23rd day of December, A. D. 1964

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: December 10, 1964

RECEIVED FOR Q. 27 SEC. 11,
LICENSE PAGE NO.

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 2843 /63-3180)

in the name of Glea & Elwood T. Smith)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

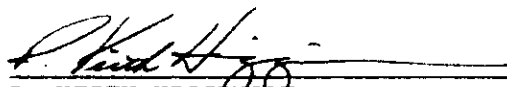
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 28431 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.

Dated this 15TH day of JUNE, 1970.


R. KEITH HIGGINSON
State Reclamation Engineer

RKH/DG

63-3180
28431

WATER RIGHT NUMBER 63-3180

OWNER LAST NAME - SMITH

FIRST NAME - GLFA

ORIG OWNER -

OWNER LAST NAME - SMITH

FIRST NAME - ELWOOD T.

ORIG OWNER -

ADDRESS LINE 1 - P.O. BOX 185

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - EAGLE

STATE - ID ZIP CODE - 83616

SOURCE - WILLOW CREEK, NORTH FORK

TRIBUTARY OF - WILLOW CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 04-23-1960 COUNTY - GEM

TOTAL DIV. RATE - .8700 -CFS

TOTAL DIV. VOLUME - 147.00 AFA TRER/AMEND -

WATER DIST. -

DLE/CARRY ACT -

RIGHT BASIS -

DIVERSION POINT - NAME 25 06N 01W LOT

REDIV -

272.0 312.0 39.0

3.0 0.0 0.0

0.0 0.0

0.0 0.0

0.0 0.0

0.0 0.0

0.0 0.0

0.0 0.0

2.3

FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE -

.8700 CFS

USE DIV. VOLUME -

147.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 06N RANG 01W SEC 26

TRACT NESE LOT

AC 10

TRACT SESE LOT

AC 07

USE - IRRIGATION

PLACE OF USE - TWN 06N RANG 01W SEC 25

TRACT NENW LOT

AC 04

TRACT NWNW LOT

AC 03

TRACT SWNW LOT

AC 09

DECREE NAME -

DATE -

TOTAL ACRES

33

REMARKS - AC. IRR.=32.6.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 28431

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

INTER-DEPARTMENT MEMO — 1

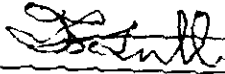
FROM F.E.L

DATE May 31, 1983

TO FILE 63-31804 -7002

SUBJECT MRS DONALD JENSEN, RT1, STAR 10, 83669 WAS IN
REGIONAL OFFICE THIS DATE. SHE STATES SHE AND HER HUSBAND
ARE THE PRESENT OWNERS OF THE LAND COVERED BY THE ABOVE
LICENSED WATER RTS.

ANY CORRESPONDENCE CONCERNING THESE RIGHTS SHOULD
BE SENT TO THE JENSENS



SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

October 15, 1973

Re: Permit No. 28431/63-3180

Glea & Elwood T. Smith
Box 185
Eagle, Idaho 83616

Dear Mr. & Mrs. Smith:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

We are also enclosing a copy of the approved amendment along with Receipt #12457 in the amount of \$10.00.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/jfr

Enclosures

63 3130

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

September 21, 1973

Glea & Elwood T. Smith
Box 185
Eagle, Idaho 83616

Dear Mr. & Mrs. Smith:

A representative of this Department has made an examination of the works covered by your Permit No. 28431/63-3180 and has found the following:

Quantity of water diverted: 1.30 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.87 cfs

The maximum quantity diverted shall not exceed 147 acre feet per year.

Beneficial use: Irrigation of 32.6 acres within the N1/2NW1/4, SW1/4NW1/4, Sec. 25; E1/2SE1/4, Sec. 26; Twp. 6 N, Rge. 1 W, B.M.

Point of diversion: NW1/4NE1/4 Sec. 25, Twp. 6 N, Rge. 1 W, B.M.

Source: North Fork Willow Creek

Priority date established: April 23, 1960 (late proof)

The point of diversion found by our field examiner differs from that listed under your permit, therefore, it will be necessary for you to amend the permit before a Water License can be issued. We are enclosing a partially completed application for amendment for your use. Please sign the application and return it to this office with a \$10.00 filing fee within 10 days of the date of this letter in order that we may issue a water license as set forth above.

If you do not concur with these findings or have any questions, please contact this office within the 10 day period.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

63 3180

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Glea and Elwood T. Smith
Post office address Box 185, Eagle, Idaho Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ North Fork Willow Creek
(name spring, stream, etc.)
Tributary to Willow Creek

3. Water will be used for the following purposes:

Amount 4.0 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to July 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 4.0 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6 N/S, Range 1 E/W, B.M., Section 24, Subdivision SW 1/4 SE 1/4, Gem County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County
Other Points of Diversions: _____

Description of diverting works: Diversion dam and headgate

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6N	1W	25					3.6	3	9.3										15.9
		26													10			6.7	16.7

Permit No. 63-3180/28431
Examination for B/I

DATE _____

EXAMINATION RECORDS

Diagram of System

by:

by:

by:_____

by:

DATE OF EXAM 12 May 72

ACREAGE
Found 41.5
Recommended 32.6

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = .65 c.f.s. V = 146.70 AF/Ann. from MAR 15 to NOV 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: North Fork Willow Creek
twp. 6 N/S, Rge 1 E/W B.M., Sec. 25, Sub. NW 1/4 NE 1/4 Ada County

Exchange? yes _____ no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured 1.30 cfs Method of measurement Pygmy Meter

Total Q recommended .65 cfs Meter No. R-748 Type _____ Condition _____

Total V recommended 146.7

Recommended Amendments:

P.D. NW 1/4 NE 1/4 25 T6N R1W
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

SEE NOTE SHEET
Q = 1.30 allow @ 1" / ac = .65 cfs
V = (4.5)(32.6) = 146.70

SYSTEM DESCRIPTION:

Earth dam in Willow Creek diverts through headgate into Earth Ditch 1 1/2' wide 1' deep To place of use. Water is flumed across creek to irrigate a small acreage at one point. No pumping takes place so all irrigation is by gravity.

REMARKS:

Point of Diversion Must be amended

Examiner's Signature [Signature] Date 16 May 72

Checked by _____ Date _____

Approved by _____ Date _____





Gies + Elwood T. Smith

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date 12 May, 1972 DISCHARGE MEASUREMENT NOTES

At Fork Willow Creek River at

R-748

[illegible]

File _____ of _____ Receipts Comp. by _____

Chk. box

$$\begin{array}{r}
 167 \\
 .002 \\
 \hline
 1769 \\
 1506 \\
 \hline
 16229
 \end{array}$$

$$\begin{array}{r}
 121 \\
 875 \\
 \hline
 855 \\
 1197 \\
 \hline
 12825
 \end{array}$$

$$\begin{array}{r}
 191 \\
 105 \\
 \hline
 855 \\
 1710 \\
 \hline
 17955
 \end{array}$$

$$\begin{array}{r}
 1164 \\
 12 \\
 \hline
 28 \\
 324 \\
 \hline
 164
 \end{array}$$

$$\begin{array}{r}
 167 \\
 .14 \\
 \hline
 668 \\
 167 \\
 \hline
 238
 \end{array}$$

63 3180

September 7, 1971

Re: Permit No. 28431/63-3180

Glea & Elwood T. Smith
Box 185
Eagle, Idaho 83616

Dear Mr. & Mrs. Smith:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. We are returning the receipt from the newspaper for your records.

Before a license can be issued, a field examination must be made by a representative from this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enclosure

63 3180

August 10, 1971

Re: Permit No. 28431/63-3180

Glea & Elwood T. Smith
Box 185
Eagle, Idaho 83616

Dear Mr. & Mrs. Smith:

The legal notice for the above-referenced permit is being published in the
Emmett Messenger-Index, Emmett, Idaho on August 19th
and August 26th, 1971.

You will be required to submit an affidavit of publication to this department.
The affidavit may be obtained from the above-mentioned newspaper upon payment of
the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB

63 3180

August 10, 1971

Re: Permit No. 28431/63-3180 - Glea and Elwood T. Smith

Emmett Messenger-Index
120 No. Washington Ave.
Emmett, Idaho 83617

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the publication is to be paid by Glea Smith, Box 185, Eagle, Idaho, to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB

Enc: legal notice

63 3150

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Glea and Elwood T. Smith, Box 185
Eagle, Idaho, have ~~has~~ received an approved Permit No. 28431/63-3180 issued by the Idaho Department of Water Administration authorizing the diversion storage of 4.0 cubic feet per second ~~acre feet~~ ~~per annum~~ of water from North Fork of Willow Creek.
The priority to be established under this permit is April 23, 1960
and the permit was approved February 4, 1960.

Water is to be diverted by dam and headgate
from a point within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 6N, R. 1W, B.M., Gem County
to be used for irrigation purposes
in the N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25; E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26; T. 6N, R. 1W, B.M.

Proof of the application of the water to beneficial use was ~~is to be~~
submitted to the Department on ~~or before~~ May 6, 1971. Any protest
against the issuance of the license for the above referenced permit should
be filed with the Idaho Dept. of Water Administration, Statehouse, Boise,
Idaho, 83707, within ten (10) days of the last date of publication of this
notice ~~or prior to the licensing of the permit. Licensing may commence prior~~
~~to the date beneficial use proof is due without further notice.~~

R. KEITH HIGGINSON

Director

Published in the Emmett Messenger-Index, Emmett, Idaho
on August 19th and August 26th, 1971.

Permit No. 28431/63-3180

Director:

You are hereby authorized to have the above notice published at my expense
in the _____ of _____;
published in the county in which the works are situated.

Glea Smith
(Signature)

Box 185 Eagle Ida
(Address) 83700

8-10-71
(Date)

July 14, 1971

Re: Permit No. 28431/63-3180

Glea & Elwood T. Smith
Box 185
Eagle, Idaho 83616

Dear Mr. & Mrs. Smith:

On May 10, 1971, the Department forwarded the advertising authorization to you in connection with the above referenced permit. Please be advised that we cannot schedule a field examination and issued a license until the legal notice has been published.

Please return the advertising authorization to this office within 30 days of the date of this letter in order to keep this permit in good standing.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

68 5106

May 10, 1971

Re: Permit No. 28431/63-3180

Glea & Elwood T. Smith
Box 185
Eagle, Idaho 83616

Dear Mr. & Mrs. Smith:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed you will find an Order of Reinstatement; please note that the priority has been advanced to April 23, 1960.

Rules of Practice and Procedure, adopted August 1, 1968, require that a notice be published at your expense for two consecutive weeks in a newspaper as prescribed by the Department. If you will complete and return the enclosed form, we will cause the notice to be published.

Also enclosed is a copy of the approved application for amendment in connection with your permit. If you have any questions or if we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enc: Order of Reinstatement
Adv. authorization
Copy of amendment

63 3180

April 15, 1971

Re: Permit No. 63-3180

Mr. Elwood T. Smith
Box 185
Eagle, Idaho 83616

Dear Mr. Smith:

Pursuant to our telephone conversation of April 15, 1971, we are enclosing a copy of permit no. 63-3180 and a beneficial use affidavit with instructions and a new application for permit form with instructions.

If we may be of further assistance, please do not hesitate to contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/bb
Enclosures

63 3180

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

March 9, 1971

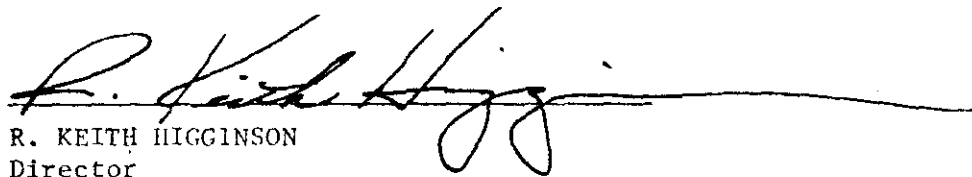
Re: Permit No. 28431/63-3180

Glea & Elwood T. Smith
Box 185
Eagle, Idaho 83616

Dear Mr. & Mrs. Smith:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit 28431/63-3180 has lapsed.

You are further advised that the department cannot reinstate the permit except upon a showing of reasonable cause within sixty days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:DR

63 3180

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

1

Glea Smith

22372

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

Mrs Glea Smith

DATE DELIVERED

3

SHOW WHERE DELIVERED (*only if requested*)

12-3-70

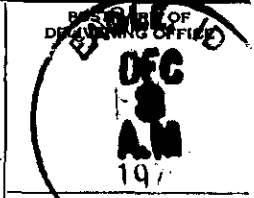
63 3180

655-16-71548-10 GPO

POD Form 3811 Apr. 1967 c55-16-71548-10

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

**RETURN
TO**

NAME OF SENDER

DEPARTMENT OF WATER ADMINISTRATION

STREET AND NO. OR P.O. BOX

**STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707**

POST OFFICE, STATE, AND ZIP CODE

63 3180

December 1, 1970

Re: Permit No. 28431 (New No. 63-3180)

Glea & Elwood T. Smith
Box 185
Eagle, Idaho 83616

Dear Mr. & Mrs. Smith:

One of the conditions of the approval of your Permit No. 28431/63-3180 was that proof of application of the water to beneficial use be submitted to this office on or before February 17, 1971.

Enclosed is an affidavit form which must be used to submit proof of beneficial use. You may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended.

Either the proof affidavit or a request for extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



Director

Enc: Proof affidavit
dr

CERTIFIED MAIL

#22372

63 3180

June 24, 1970

Re: Permit No. 28431/63-3180

Mr. and Mrs. Elwood T. Smith
Box 185
Eagle, Idaho

Dear Mr. and Mrs. Smith:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: order
advertising package

28431
63-3180

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Glea & Elwood T. Smith, Box 185, Eagle,
Idaho have has received an approved permit no.
28431/63-3180 issued by the Idaho State Reclamation Department auth-
orizing the diversion ~~storage~~ of 4.0 cubic feet per second ~~acre/feet~~
~~per/annum~~ of water from the North Fk. Willow Creek, trib. of Willow Creek.
The priority to be established under this permit is February 4, 1960 and
the permit was approved February 17, 1960. Water is to be diverted by
diversion, ditch, pipe, & sprinkler system from a point within the
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, T. 6 N, R. 1 W, B. M., Gem County
to be used for
irrigation
in the NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 6 N, R. 1 W, B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before February 17, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Emmett Messenger-Index, Emmett, Idaho on _____
and _____

Retyped
5/7/71

63-3180
28431

July 25, 1966

RE: Permit 28431
Glee and Elwood T. Smith

Farm Home Administration
Gem County
Emmett, Idaho

Gentlemen:

Mr. Glee Smith was in our office today and requested we notify you of his water right.

We have a valid number 28431 with a completion of works for 4.0 c.f.s. from North Fork of Willow Creek in Gem County. The point of diversion is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, T 6 N., R 1 W., B.M. for irrigation of NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, all in T 6 N., R 1 W., B.M., making a total of 150 acres.

Beneficial Use on this permit is due February 17, 1971. If we can be of further assistance please contact our department.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw

28431

December 23, 1964

Re: Permit No. 28431

Glea and Elwood T. Smith
Box 185
Eagle, Idaho

Dear Mr. and Mrs. Smith:

Enclosed is the Certificate of Completion of
Works issued on the above numbered permit.

Also enclosed is departmental receipt No.
32562 in the amount of \$5.00 covering fee.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificate
receipt

28431

Permit No. 28431STATE OF IDAHO
Department of Reclamation

DEC 16 1964

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of ADA } ss.GLENN ELWOOD T. SMITH, 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. 28431, and that his postoffice address is Box 185, EAGLE State of IDAHO.

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

NORTH FORK WILLOW CREEKThird: That the point of diversion of said water is SE¹/₄ SE¹/₄ SEC 24,TN-6N-R4E 1W 8m.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by FEB. 17, 1965.Fifth: That the use for which said water is intended is IRRIGATION

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

I. Kind of Works: DIVERSION, DITCH, PIPE, SPRINKLERS
(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work:

(a) Height of dam 1 feet, length of dam at top 30 feet, length of dam at bottom 30 feet. Material used in construction HAY + ROCKS

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

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

(d) Conduit _____ width at bottom _____ feet, width at water line _____

(STATE WHETHER DITCH, FLUME OR PIPE)

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

Seventh: That said works are capable of conducting to the place of intended use _____

4.0 second feet of water.Eighth: That water appropriated under said permit is available for 150 acres of land described as follows: SEC 25 - NW¹/₄, NW¹/₄ SW¹/₄, 115 ACRES
SEC 26 - SE¹/₄ NE¹/₄, NE¹/₄ SE¹/₄ 35 ACRES.Ninth: Remarks:—That the reason we did not use the
Cement was due to the deep sand conditionElwood T. Smith
Glen Smith

(SIGN HERE)

Subscribed and sworn to before me this 10 day of December, 19 64E. H. Broadhead

NOTARY PUBLIC

My commission expires 11-4-67

28431

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho

Re: Permit No. 28431

Dec. 1, 1964

Glea & Elwood T. Smith
Box 185
Eagle, Idaho

Dear Mr. and Mrs. Smith:

Under the terms of your Permit No. 28431 you are required to complete your diversion works on or before Feb. 17, 1965. I enclose 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.

Very truly yours,

CARL E. TAPPAN

State Reclamation Engineer

Enc. Form 6

28431

March 2, 1960

Re: Permit No. 28431

Mr. Elwood T. Smith,
Box 185,
Eagle, Idaho.

Dear Mr. Smith:

We enclose Permit No. 28431 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Department Engineer.

Departmental Receipt No. 29985, which was issued covering payment in the amount of \$5.75 for the filing fee of the above mentioned permit, was given to you while in our office.

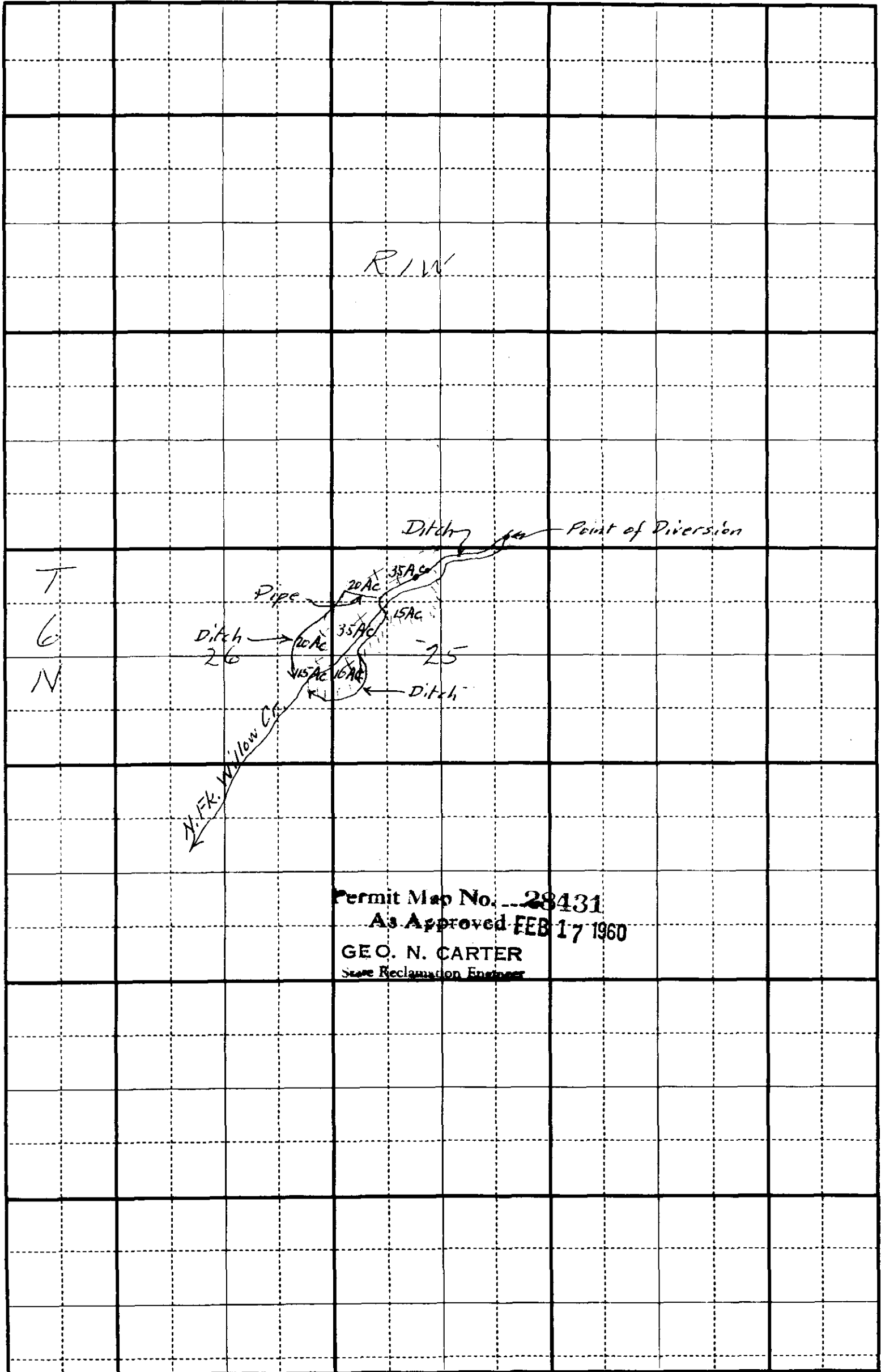
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

28431



Permit Map No. 28431
As Approved FEB 17 1960
GEO. N. CARTER
State Reclamation Engineer