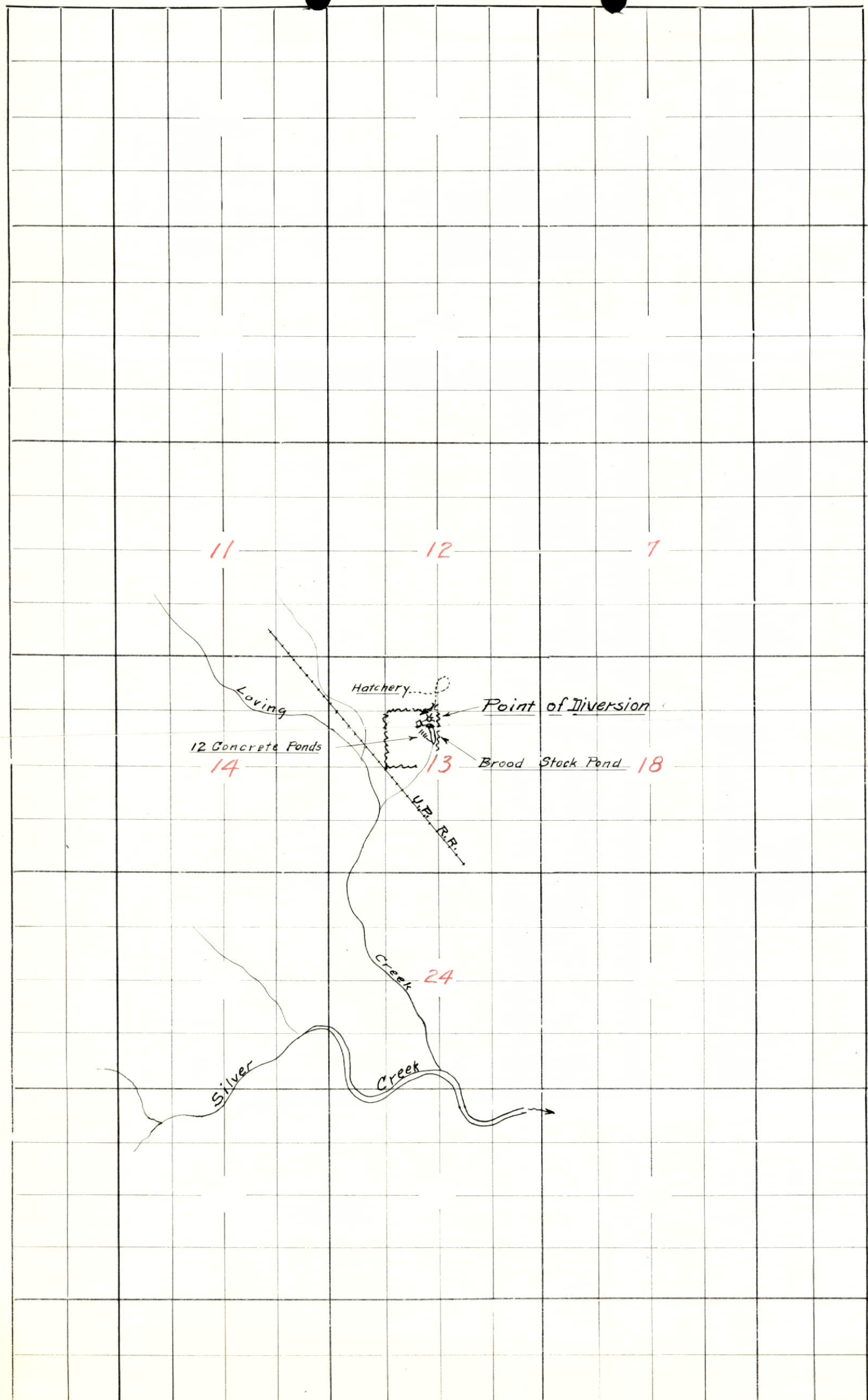




20272



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

Notice is hereby given that at Boise, Idaho on the 5th day of May, 1948, at 10: A. M. County of Ada State of Idaho, before Anna Mastro, Notary Public proof will be submitted of the completion of works for the diversion of 20 cubic feet per second of the waters of a spring, tributary to Loving Creek and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 20272 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are, State Fish and Game Dept., Boise, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 20 cubic feet per second.

3. The use to which said water has been applied is Fish Cultural purposes, and the amount applied to beneficial use is 20 cubic feet per second.

4. The place where said water is used is Hayspur Hatchery, Gan-nett, Idaho

5. The date of priority which said user is prepared to establish is January 26, 1948

Mark R. Kulp
State Reclamation Engineer
4-1-8-15-22

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Blaine, } ss.

Morma Werry Gillespie, being first duly sworn deposes and says that she is and at all times herein mentioned has been the publisher of The Hailey Times, which is now and at all times herein mentioned has been a newspaper as defined in Section 58-106 of the Idaho Code Annotated as amended by Chapter 38 of the Laws of 1939, and printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and not less than 200 bona fide subscribers living within said county and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, The Hailey Times, and not in any supplement thereof, for 4 consecutive weeks commencing with the first publication thereof on the 1 day of April, 19 48, and ending with the last publication thereof on the 22 day of April, 19 48.

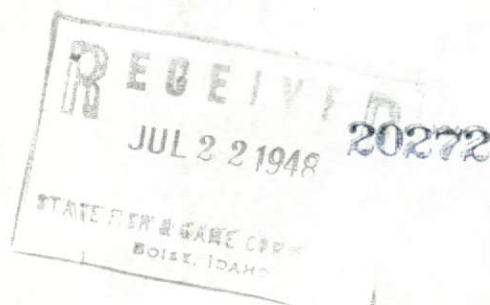
Morma Werry Gillespie

Subscribed and sworn to before me, this 17 day
of July, 194 8.

Conroy Gillespie

Notary Public for Idaho

Residing at Bellevue
Blaine County, Idaho.



License and Certificate of Water Right

Amount 15 second fast

Priority January 26, 1948

THIS IS TO CERTIFY that STATE OF IDAHO DEPARTMENT OF FISH AND GAME

STATE OF IDAHO DEPARTMENT OF FISH AND GAME

The right hereby confirmed dates from January 26, 1948 ;

The Point of Diversion is located S.11°15' W.1680 ft. from the North 1/4 corner Section 13, and

That the amount of water to which such right is entitled and hereby confirmed, for the purposes

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Hayspur Hatchery, at Cennett, Idaho, in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13, Township 1 South, Range 19 East, B.M.		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

MARK R. KULP

State Reclamation Engineer 35

(SEAL)

APPLICATION FOR PERMIT To Appropriate the Public Waters of the State of Idaho

Application No. 27889

Permit No. 20272

District No.

1. Name of Applicant: STATE OF IDAHO, DEPARTMENT OF FISH AND GAME

Postoffice address: Boise

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:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: Twenty (20)

cubic feet per second.

3. Source of water supply: Spring

which is a tributary of Loving Creek, tributary of Silver Creek

4. Location of point of diversion: S. 11°15' W. 1680

feet distant from the North $\frac{1}{4}$

corner of Section 13, T. 1 S., R. 19 E., B.M., and is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$

of Section 13, T. 1 S., R. 19 E., B.M., County of Blaine

5. Water is to be used for Fish cultural 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 SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, T. 1 S., R. 19 E., B.M.

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

(c) Water is to be returned to Loving Creek at a point N. 7°0' W. 1270 feet

distant from the South $\frac{1}{4}$ corner of Section 13, T. 1 S., R. 19 E., B.M., in the

SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, T. 1 S., R. 19 E., B.M.

7. Estimated cost of works: \$ 39,830.00

8. Kind of works: Pipe lines, concrete rearing ponds, hatcheries and residences.

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

feet; material used in dam:

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

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

dimensions of flume:

Diameter of pipe 1- 12"; 1-18" inches; length of conduit 200 feet -miles-

Average grade per mile Fall 12 ft. feet.

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

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

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

14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

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.

IDAHO FISH & GAME DEPARTMENT

Applicant.

By

T. B. Murray

Director

Agent.

Date of first receipt at Department of Reclamation: 3:00 P. M. January 26, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20272

Recorded in Book 73 Page 20272 Approved February 5, 1948

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 _____ Completed _____ 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 - - - - -

The whole of said work to be completed on or before May 5, 1948

Beneficial use of water appropriated in accordance herewith, to be made on or before May 5, 1948

Witness my hand this 5th day of February, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho,
and J. D. "CY" PRICE, 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 5th
day of February, 1948.
STATE OF IDAHO

STATE OF IDAHO

Countersigned:

(SEAL)

By J. D. "CY" PRICE

Secretary of State.

By C. A. ROBINS

Governor.

Remarks: Spring on State owned land and works completed for past ten years.

14.

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	
CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that STATE OF IDAHO, DEPARTMENT OF FISH AND GAME, of Boise, County of Ada, and State of Idaho, the holder of Permit No. 20272, issued upon Application No. 27889 bearing date of priority of January 26, 1948, authorizing the diversion of 20 second feet of the waters of a spring, tributary of Loving Creek, thence Silver Creek, County of Blaine, State of Idaho, for fish cultural 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 15 second feet of the waters of said spring; that the point of diversion of said waters is in the SE¹/₄ NW¹/₄ Section 13, Township 1 South, Range 19 East, B.M.; and that the place of use of said water is the Hayspur Hatchery, at Gannett, Idaho, in the SE¹/₄ NW¹/₄ Section 13, Township 1 South, Range 19 East, B.M. Witness my hand this 7th day of January, A.D. 1949. MARK R. KULP State Reclamation Engineer Proof of completion of works made May 5, 1948. Certificate of Completion of Works issued January 7, 1949.																			
LICENSE ISSUED FOR 15 SEC. FT. P. 4430																			

WATER RIGHT NUMBER 37-2489

OWNER LAST NAME - STATE OF IDAHO FIRST NAME - ORIG OWNER -
ADDRESS LINE 1 - DEPT. OF FISH & GAME ADDRESS LINE 2 - BOX 25
ADDRESS LINE 3 - CITY - POISE STATE - ID. ZIP CODE - 83720
SOURCE - UNNAMED SPRING TRIBUTARY OF - LOVING CREEK
STAGE - LICENSE STATUS - PRIORITY - 01-26-1948 COUNTY - BLAINE TOTAL DIV. RATE - 15.0000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SENW 13 01S 19E LDT REDIV - 272.0 386.0 2.0 3.0 4.0 1.0 0.0 0.0 0.0 0.0 0.6
FROM - TO - USE - FISH PROP. USE DIV. RATE - 15.0000 CFS USE DIV. VOLUME - .00 AFA
USE - FISH PROP. PLACE OF USE - TWN 01S RNG 19E SEC 13 TRACT SENW LOT AC
DECREE NAME - DATE - TOTAL ACRES 0
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 20272
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

3/79

IDENT. NO. 37-2489

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 20272 / 37-2489
Old No. New No.

Record

1. Original Owner: State of Idaho, Dept. of Fish & Game

Present Owner: _____

2. Address:

3. City: BoiseState: Id

Zip: _____

4. A. Source of Water: unnamed springB. Tributary of: Loving Creek5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 1-26-48D. County: 13E. Total Diversion Rate: 15.

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SE NW</u>	<u>13</u>	<u>1 S</u>	<u>19 E</u>		
	<u>see remarks</u>					

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

from _____ to _____ for H purposes. Amount 15.
(cfs or AG-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: H

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. 2nd P/D incomp. see file
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 20272

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

January 7, 1949

Re: Permit No. 20272

State Fish and Game Department
Building

Gentlemen:

We enclose Certificate of Completion of Works and License and Certificate of Water Right authorizing the diversion of 15 second feet of water from a spring, tributary to Loving Creek and thence Silver Creek, for fish cultural purposes, with priority of January 26, 1948, the point of diversion being located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, Twp. 1 S., Range 19 E. B.M. and the point of use being the Hayspur Hatchery in the same subdivision.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

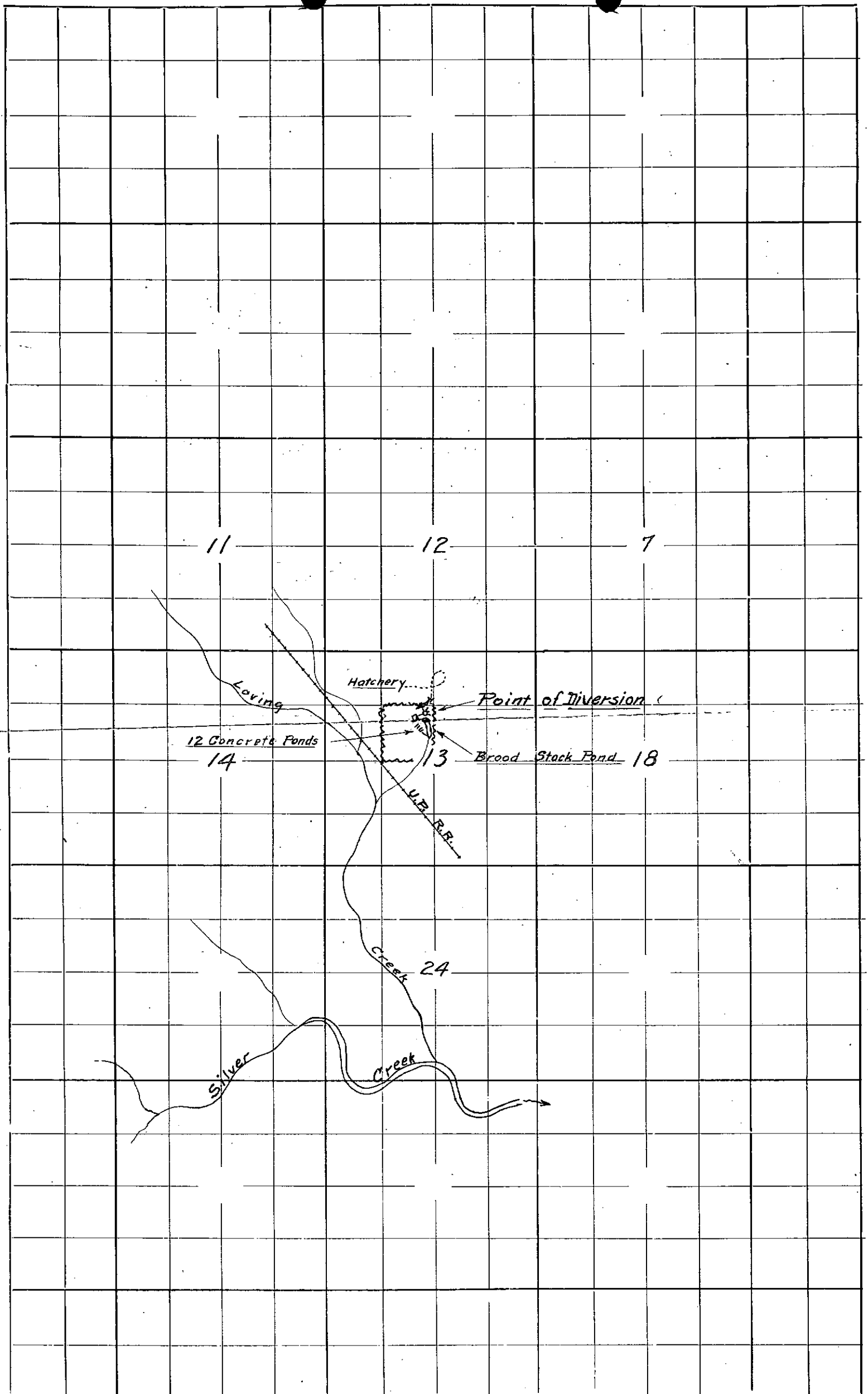
Chief Clerk

A/gt
Encls.

20272

Faith Hope Charity: But the
greatest of these is CHARITY

The spring is wholly covered
by the spring house and the entire
flow is ~~artificially~~ used either thru
Hatchery pipe system or brood pond.
20 G.P. (filing seems excessive if passed
thru pipe line - 10. would be more reasonable)
But use is wholly non-consumptive and
a reasonable count would be (?)
the entire flow of spring. However for
the record (15) Sec ft. is suggested
O.K. 20271²



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20272

REPORT ON PROOF OF Completion of works and
Beneficial use

app. 20 c.f.s.

15 cfs
with

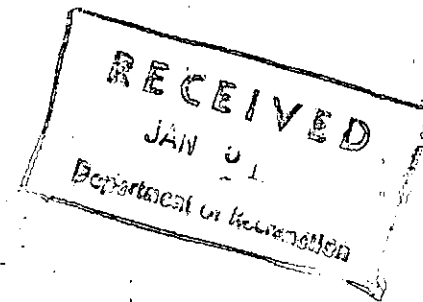
Permit No. 20272

Completion of works and
Examination for Beneficial use

County Blaine

INSTRUCTIONS TO EXAMINERS

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



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

Permit No. 20272This proof is for Beneficial use

In Water District No. _____

1. Name of applicant State Fish & Game Department, Boise, Idaho
2. Source of water supply: A spring tributary to Loving Creek, tributary to Silver Creek
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NW $\frac{1}{2}$ of Section 13
T. 1 S. R. 19 E. County of Blaine
4. Describe works as they exist, giving dimensions and capacities of same: A hill side spring, enclosed roofed. Water is piped thence by 200 feet of W.W. Wood stave pipe of 18 & 12 inch diameter to a concrete surge tank and distribution point, and thence piped to twelve concrete rearing ponds, and one Brood stock pond 550 feet long, and 100 feet wide
5. Water is used for: Fish cultural purposes
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

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

8. What large stream would the water here appropriated finally reach? Little Wood, & Big Wood Rivers

Remarks: This Hatchery has an annual output of approximately 1,400,000. troutThis examination was made on the 26th, _____ day of July, 1948

(Signed)



Examiner.

20272

20272

RECEIVED
JUL 22 1948
Department of Reclamation

NOTICE OF PROOF OF COM-
PLETION OF WORKS AND AP-
PLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at Boise, Idaho on the 5th day of May, 1948, at 10: A. M. County of Ada State of Idaho, before Anna Mastro, Notary Public proof will be submitted of the completion of works for the diversion of 20 cubic feet per second of the waters of a spring, tributary to Loving Creek and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 20272 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are, State Fish and Game Dept., Boise, Idaho
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 20 cubic feet per second.
3. The use to which said water has been applied is Fish Cultural purposes, and the amount applied to beneficial use is 20 cubic feet per second.
4. The place where said water is used is Hayspur Hatchery, Gannett, Idaho
5. The date of priority which said user is prepared to establish is January 26, 1948

Mark R. Kulp
State Reclamation Engineer
4-1-8-15-22

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Blaine, } ss.

Norma Werry Gillespie, being first duly sworn deposes and says that she is and at all times herein mentioned has been the publisher of The Hailey Times, which is now and at all times herein mentioned has been a newspaper as defined in Section 58-106 of the Idaho Code Annotated as amended by Chapter 38 of the Laws of 1939, and printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and not less than 200 bona fide subscribers living within said county and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, The Hailey Times, and not in any supplement thereof, for 4 consecutive weeks commencing with the first publication thereof on the 1 day of April, 1948, and ending with the last publication thereof on the 22 day of April, 1948.

Norma Werry Gillespie

Subscribed and sworn to before me, this 17 day of July, 1948

Conroy Gillespie

Notary Public for Idaho
Residing at Bellevue
Blaine County, Idaho.



RECEIVED
JUL 22 1948
20272
STATE FISH & GAME COG
BOISE, IDAHO

May 24, 1948

State Fish and Game Department
State House
Boise, Idaho

Attn: Mr. George E. Tucker

Dear Mr. Tucker:

We acknowledge receipt of proof of beneficial use under the following permits which we are holding awaiting affidavit of publication:

Permit No. ¹⁸⁴⁴⁵19445, Gaylord Creek.

Permit No. 20270, Black Springs (Ashton).

Permit No. 20271, Whiskey Spring Creek.

Permit No. 20272, Loving Creek (Hay Spur).

Permit No. 20294, No Name Creek (Fremont County).

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm

aff. 18445
20270
20294) recd. 6/15/48

aff. 20271 - Recd. 6/25/48
aff. 20272 - Recd. 7-22-48

20272

PERMIT NO. 20272

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. T. B. Murray, Director, State Fish and Game Dept., Boise

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. 20272 - February 5, 1948 - 20 sec. ft. - S. 11°-15' W. 1680' from N. 1/4 Cor. Sec. 13 T. 1 S. R. 19 E.B.M.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Fish Cultural Purposes

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. 20 sec. ft., for past 10 years

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Yes; capable of conveying 20 sec. ft.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. 200' of 12" and 18" wooden stave pipe. - \$1,000.00

(Sign here.)

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 Boise

County of Ada, State of Idaho, on this 5th day of May A. D. 19 48

My Commission expires

4/3/50

Notary Public.

20272

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 20272

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. Frank H. Oster - 116 E. Idaho - Improvement Supervisor - Boise

Ques. 2. Are you acquainted with T. B. Murray; Director- State Fish & Game, the holder of Permit No. 20272, authorizing the diversion of Twenty second-feet of the waters of Loving Creek, at Hayspur for Fish Cultural purposes? How long have you known him, and where does he reside?

Ans. One year; Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 20272, and are you familiar with its terms and conditions?

Ans. Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes; capable of conveying 20 sec. ft.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

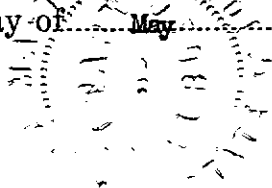
Ans. 200' of 12" and 18" wooden stave pipe capacity 20 sec. ft.

(Sign here.)

Frank H. Oster

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, at my office in Boise

County of Ada, State of Idaho, on this 5th day of May, A. D. 1948.



Anna Mastro

20272

Permit No. 20272

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. George E. Tucker - 1912 State St., Civil Engineer - Boise

Ques. 2. Are you acquainted with T. B. Murray, Director State Fish & Game, the holder of Permit No. 20272, authorizing the diversion of Twenty second-feet of the waters of Loving Creek, at Hayspur for Fish Cultural purposes? How long have you known him, and where does he reside?

Ans. Since 1935 - Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 20272, and are you familiar with its terms and conditions?

Ans. Yes;

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes; capable of conveying 20 sec. ft.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

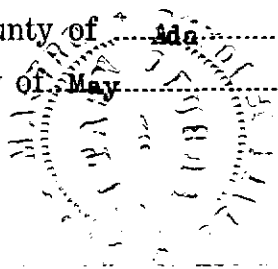
Ans. 200' of 12" and 18" wooden stave pipe capacity 20 sec. ft.

(Sign here.)

George E. Tucker

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, at my office in Boise

County of Ada, State of Idaho, on this 5th day of May, A. D. 1948.

*Anna M. [unclear]*
20272

Hay Spur

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20272

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. T. B. Murray, Director, State Fish and Game Dept. - Boise, 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. 20272 - February 5, 1948 - February 5, 1948

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

Ans. Loving Creek and Springs S. 11⁰- 15' W. 1680' from N¹/₂ cor. Sec. 13 T. 1 S. R. 19 E.B.M.

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

Ans. 1-12" and 1-18" pipe line - 200' long - 20 sec. ft.

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

Ans. Fish cultural purposes in SE¹/₄ NW¹/₄ Sec. 13 T. 1 S. R. 19 E.B.M.

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

Ans. None

20272

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

Ans. 20 sec. ft.

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 1938 - 20 sec. ft. used for fish cultural 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 rights claimed thereunder.

Ans. None

(Sign) J. B. M. J.

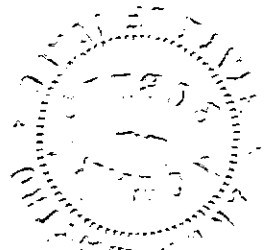
I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was

subscribed and sworn to before me, at my office in Boise, County of Ada,

State of Idaho, on this 5th day of May, A. D. 1948.

Anna Mastro

My commission expires 6/3/50



20272

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20272

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. George E. Tucker - 58 - Civil Engineer - 1912 State St. - Boise, Idaho

Ques. 2. Are you acquainted with T. B. Murray, Director State Fish and Game Dept the holder of Permit No. 20272? How long have you known him and where does he reside?

Ans. Yes, since 1935 - Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 20272, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Loving Creek and Springs S. 11° 15' W. 1680' from N $\frac{1}{4}$ cor. Sec. 13 T. 1 S. R. 19 E. B. M.
1 - 12" Pipe line } 200' long
1 - 18" pipe line }

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. 20 sec. ft. - 20 sec. ft.

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

Ans. None except for Fish Cultural Purposes, in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 13, T. 1 S. R. 19 E. B. M.

20272

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

Ans. Since 1938 - 20 sec. ft. used for fish cultural purposes.

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

Ans. None

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. Since July 1945 - 20 sec. ft. used for fish cultural purposes.

(Signed) George T. Vander

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 Boise, County of Ada, State of Idaho, on this 5th day of May, A. D. 19 48.

My commission expires 4/3/50

Anna Masters
Notary Public.

20272

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20272

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. Frank H. Oster⁵⁶ Surveyor - 116 E. Idaho St. - Boise, Idaho

Ques. 2. Are you acquainted with T.B. Murray - Director State Fish & Game Dept., the holder of Permit No. 20272? How long have you known him and where does he reside?

Ans. Yes, for 1 year - Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 20272, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Loving Creek and Springs S. 11⁰ 15' W. 1680' from N $\frac{1}{2}$ cor. Sec. 13 T.

1 S. R. 19 E.B.M. - 1 - 12" Pipe Line) 200' long
1 - 18" Pipe Line)

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. 20 sec. ft. - 20 sec. ft.

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

Ans. None except for Fish Cultural Purposes. in SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 13

T. 15. - R. 19 E. B. M.

20272

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

Ans. Since 1938 - 20 sec. ft. used for fish cultural purposes.

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

Ans. None

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. Since July 1948 - 20 sec. ft. used for fish cultural purposes.

(Signed)

Frank H. Oster

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 Boise, County of Ada, State of Idaho, on this 5th day of May, A. D. 1948.

My commission expires

6/3/50

Anna Mastro
Notary Public.

20272

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Date:

March 31, 1948

Permit No. 20272

Hailey Times

Gentlemen, Hailey, Idaho

Enclosed you will find notice for publication
once a week for four consecutive weeks prior to
. the date set for proof, the expense of the ^{May 3,}
¹⁹⁴⁸ publication to be paid by the applicant,
of ^{State Fish & Game Department}, to whom you should
furnish ^{Boise, Idaho} 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,
in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Chief Clerk

20272

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

Notice is hereby given that at Boise, Idaho on the 5th
day of May, 1948, at 10: A.M. M. County of
Ada State of Idaho, before Anna Mastro, Notary Public
proof will be submitted of the completion of works for the diversion of 20
a spring, tributary to
cubic feet per second of the waters of 7 Loving Creek and of
the application to beneficial use of said water, in accordance with the terms and
conditions of Permit No. 20272 heretofore issued by the Department of
Reclamation. of the State of Idaho.

1. The name and postoffice address of the person or corporation
holding said permit are T. B. Murray, Director, State Fish and Game Dept., Boise, Idaho

2. Said works of diversion will be fully completed on the date set for
such completion, and the amount of water which said works are capable of con-
ducting to the place of use, in accordance with the plans accompanying the appli-
cation for such permit, is 20 cubic feet per second.

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

4. The place where said water is used is Hayspur Hatchery,
Gannett, Idaho

5. The date of priority which said user is prepared to establish is
February 5, 1948 January 26, 1948

MARK R. KULP

State Reclamation Engineer

20272

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 16, 1948

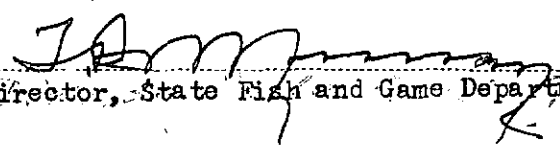
(P. O.) Boise, Idaho

STATE RECLAMATION ENGINEER:
TO THE ~~COMMISSIONER OF RECLAMATION~~

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Hailey Times of Hailey, Idaho, published in
the county in which the works are situated.



Director, State Fish and Game Department

(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)

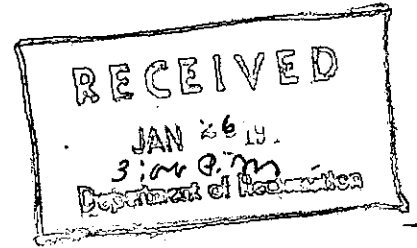
I hereby certify that the facts set forth in the attached notice are true.

Engineer.

20272

State of Idaho

DEPARTMENT OF
FISH AND GAME



Boise, Idaho
January 26, 1948

State Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed you will find applications for permits for
the following hatcheries:

Ashton - Fremont County.

Whiskey Creek - Bannock County.

Hayspur - Blaine County.

Very truly yours,

IDAHO FISH AND GAME DEPT.

T. B. Murray, Director

George E. Tucker
George E. Tucker, Engineer

GET/jr

20272