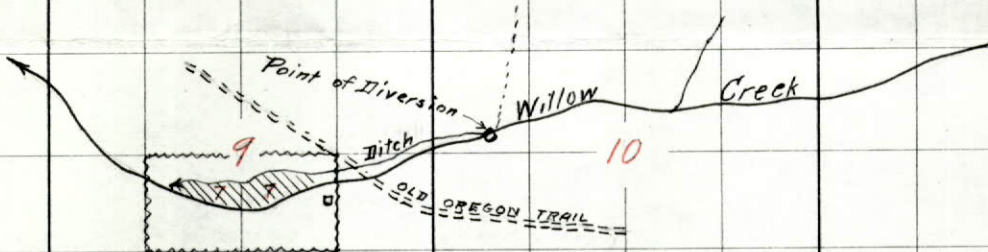




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16

15

RECEIVED

AUG 23 1935

Department of Reclamation

Affidavit of Publication

County of Elmore }
State of Idaho } SS.

NOTICE FOR PUBLICATION.

Notice of Proof Application of Water
To Beneficial Use.

Notice is hereby given that at 10:00 a. m., on the 10th day of September, 1935, at Mountain Home, county of Elmore, state of Idaho, before Stanton Park, notary public, proof will be submitted of the application to beneficial use of 0.64 cubic feet per second of the waters of Clover creek in accordance with the terms and conditions of Permit No. 17651 heretofore issued by the Commissioner of Reclamation of the state of Idaho.

The name and address of the person or corporation holding said permit are, E. D. Heath, King Hill, Idaho.

The use to which said water as been applied is irrigation.

The amount applied to beneficial use is 0.64 of 1 cubic foot per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, section 9, T. 5s., R. 11e, 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. 17651.

The source of supply from which such water is diverted is Clover creek.

The date of the priority which said user is prepared to establish is February 27, 1933.

R. W. FARIS,
Commissioner of Reclamation.
(7-18 to 8-8)

I, Rupert L. Cline, publisher of the GLENN'S FERRY GAZETTE, a weekly newspaper published at Glenns Ferry, Idaho, do hereby solemnly swear that the notice, a true copy of which is hereto attached, was published in full and entire issue of said newspaper for Four consecutive weeks beginning with the issue of July 18, 1935, and ending with the issue of August 8, 1935.

Rupert L. Cline

Subscribed and sworn to before me

This 22nd day of August, 1935

C. G. Babcock

Notary Public. Residing in Glenns Ferry, Idaho.

17651

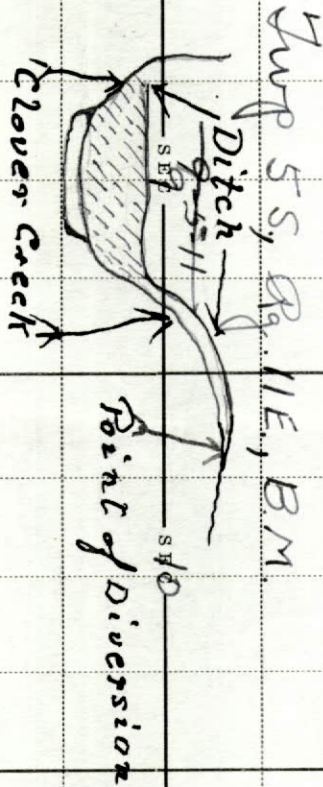
Permit Map No. 17651

As Approved

APR 13 1937

F. W. FARIS

Commissioner of Reclamation



State of Idaho
License and Certificate of Water Right

Water License No. 17651

Amount 0.28 Sec. Ft.

Water District No.

Priority February 27, 1933

THIS IS TO CERTIFY that E. D. HEATH
of King Hill, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 2, 1932; that Permit No. 17651
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.64 of 1 second ^{foot} ~~sec~~, was issued thereunder on July 16, 1935, showing that said works
were completed on the 3rd day of September, 1932; and that on the 10th
day of September, 1935,

E. D. HEATH
of King Hill, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Clover Creek
, a tributary of Snake River, for the purpose of irrigation
, under Use Permit No. 17651 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 3808, on the 23rd day of January, 1936;

The right hereby confirmed dates from February 27, 1933;

The Point of Diversion is located
in the SW 1/4 NW 1/4, Sec. 10, Twp. 5 S., R. 11 E., B. M. Elmore 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 0.28 of 1
cubic ^{foot} ~~sec~~ per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 S	11 E	9	NE 1/4 SW 1/4 NW 1/4 SE 1/4	16 16	7 7 14

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 23rd day of January, 1936.

R. W. PARIS
Commissioner of Reclamation

(SEAL)

37 2445

37-2445

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

Application No. **24770**
Permit No. **17651**
District No.

1. Name of Applicant: **E. D. Heath**

Postoffice address: **King Hill**

County: **Elmore**

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: **0.64**

cubic feet per second.

3. Source of water supply: **Clover Creek**

which is a tributary of **Snake River**

4. Location of point of diversion:

feet distant from the

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

of Section **10** , T. **5 S.** , R. **11 E.** , B. M., County of **Elmore**

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 , 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: \$ **500.00**

8. Kind of works: **Rubble dam and dirt ditch**

9. Height of dam **4** feet; length of dam at top **70** feet; length of dam at bottom **70**

feet; material used in dam: **rock and timber**

10. Size of headgate: Width **1 diameter** feet; height **1** feet.

11. Ditch: Width at bottom **2** feet; width at water line **2 $\frac{1}{2}$** feet; depth of water **one**

feet; dimensions of flume:

Diameter of pipe inches; length of conduit **One** miles.

Average grade per mile **1 $\frac{1}{2}$ --100** feet.

12. The time required for the completion of such work is **six months** years.

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

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

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

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

E. D. Heath

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 3:00 P. M., April 2, 1932

Returned to applicant for correction: **April 6, 1932**

Corrected application received: April 14, 1932

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17651

Recorded in Book **64** Page **17651** Approved **April 14, 1932**

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 **June 13, 1932** 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 **July 14, 1932**

The whole of said work to be completed on or before **October 14, 1932**

Beneficial use of water appropriated in accordance herewith, to be made on or before **October 14, 1934**

Witness my hand this 14th day of April, 1932

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	
5 S.	11 E.	9									16				16				32
PERMIT NO. 17651 CERTIFICATE OF COMPLETION OF WORKS _____																			
TO ALL WHOM IT MAY CONCERN: This is to certify that E. D. HEATH of King Hill, County of Elmore, and State of Idaho, the holder of Permit No. 17651, issued upon Application No. 24770, bearing date of priority of April 2, 1932, authorizing the diversion of 0.64 second feet of the waters of Clover Creek, County of Elmore, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.64 second feet of the waters of Clover Creek; that the point of diversion of said waters is in the SW¼ NW¼, Section 10, T. 5 S., R. 11 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE¼ SW¼, 16 acres; NW¼ SE¼, 16 acres; Sec. 9, T. 5 S., R. 11 E., B. M. Witness my hand this 16th day of July, A. D. 1935. R. W. FARIS Commissioner of Reclamation Proof of Completion of Works made September 3, 1932. Certificate of Completion of Works issued July 16, 1935.																			
LICENSE ISSUED FOR 0.28 SEC. FT. Vol. 7 Page 3808																			

January 28, 1936

Re: Permit No. 17651

MR. E. D. HEATH
King Hill,
Idaho

Dear Sir:

We are enclosing herewith our office receipt in the amount of \$4.00, which was the fee due in connection with final proof under the above numbered permit. We are also enclosing Water License No. 17651, confirming the right to the use of 0.28 of 1 second foot of the waters of Clover Creek, which has been issued under the above numbered permit.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.

17651

January 7, 1936

Re: Permit No. 17651

MR. E. D. HEATH
King Hill,
Idaho

Dear Sir:

Upon receipt of a fee in the amount of \$4.00 we shall issue a license to you, under the above permit, for 0.28 of 1 second foot of water from Clover Creek in Elmore County.

The field engineer who made an examination of the lands you are irrigating with this water, on October 8, 1935, gives you credit for having irrigated 14 acres situated in two different subdivisions.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLE/rg

17651

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17651

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant E. D. HEATH

2. Source of water supply Clover Creek

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 10

T. 5 S. R. 11 E. County of Elmore

4. Describe works as they exist, giving dimensions and capacities of same: Diversion ditch taps

creek direct (no structure) Control in ditch consists of 14 ft
of 18" corrugated pipe $\frac{3}{4}$ board head gate at intake.
Ditch 2 ft wide x 1 ft deep, about 1 mile long

5. Water is used for: Irrigation 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 for other than irrigation):

NE $\frac{1}{4}$ SW $\frac{1}{4}$ & NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 5 S., R. 11 E., 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? Snake River

Remarks: Seven acres in cultivation and an equal

area has been irrigated when water supply permitted

This examination was made on the 8th day of October, 1935

(Signed) Frederick Johnson
Examiner.

E. D. HEATH
King Hill, Idaho

31

Permit No. 17651

Examination for Beneficial Use Proof

County Elmore

INSTRUCTIONS TO EXAMINERS

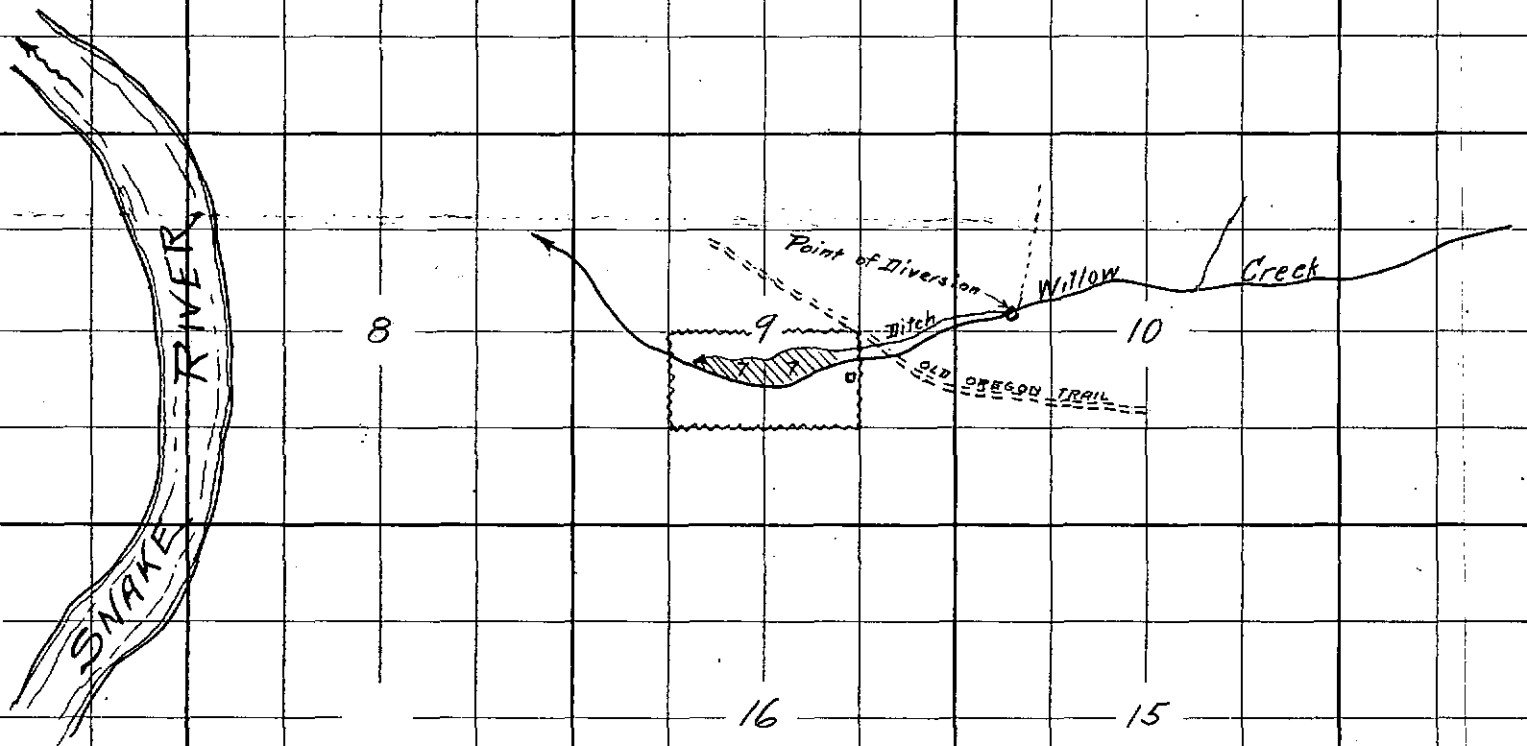
1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the 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

REPORT OF ENGINEER

PERMIT NO. 17651

~~REPORT ON PROOF OF BENEFICIAL USE~~



September 17, 1935

Re: Permit No. 17651

MR. E. D. HEATH
King Hill,
Idaho

Dear Sir:

This will acknowledge receipt of the deposition of the holder and depositions of two witnesses all in connection with beneficial use proof under the above permit. The affidavit of publication from the newspaper did not accompany these papers. Will you kindly contact the editor of the Glens Ferry Gazette and request him furnish us with such affidavit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made since the department has but one field engineer who makes examinations all over the state. However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination so that you may show him over the grounds. After his report is on file in this office you will be further notified as to fees due before the issuance of your license.

Very truly yours,

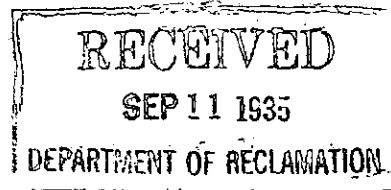
R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH/rg

17651

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 17651

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. E. D. Heath, King Hill, Idaho. Rancher, King Hill, 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. No. 17651.

Apr. 14 - 1932

Apr. 2, 1932

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

Ans. Clover Creek. SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10, Twp. 5 South, Rng. 11 East, B.M. Elmore Co.

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. Ditch heads in Creek bottom. Capacity 2 Sec. ft. 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 cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation. NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, Twp. 5 South, Rng. 11 East, B.M.

Have irrigated 7 acres in each of the above 40s. Cultivated lands, seeded to alfalfa and corn. No crops can be grown without irrigation.

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

Ans. Irrigation.

17651

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

Ans. 1Sec. ft. per 50 acres.

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. Original permittee.

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

Ans. For the past four years. Since Spring of 1931. For irrigation. Fourteen acres have been irrigated.

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)

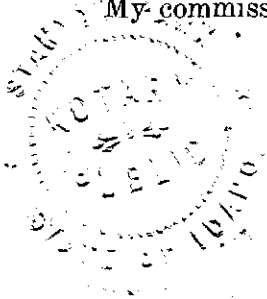
E. A. Heath

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 Mtn. Home, County of Elmore, State of Idaho, on this 10th day of September, A. D. 19 35.

Notary Public.

residing at Mountain Home, Idaho.

My commission expires Feb. 4th, 1939.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17651

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. Floyd Barnes. 35 years. King Hill, Rancher, King Hill, Idaho.

Ques. 2. Are you acquainted with E. D. Heath, the holder of Permit No. 17651? How long have you known him and where does he reside?

Ans. Yes. 15 years. King Hill, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17651, and are you familiar with its provisions and conditions?

Ans. Have not read the permit, but I know what it is.

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. Clover Creek, from SW $\frac{1}{4}$, Section 20, T. 5 S., R. 11 E., R.M.

2 foot bottom ditch, 20 ins. deep. with a capacity of 100 inches. (2 Sec. ft.)

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. Ditch will carry 2 Sec. ft. Have seen that amount running in the ditch.

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. NE $\frac{1}{4}$, (7 acres) NW $\frac{1}{4}$, (7 acres) Sec. 9, T. 5 S., R. 11 E.

Cultivated lands seeded to alfalfa and some years grain.

This land will produce nothing without irrigation.

17651

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

Ans. Irrigation.

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

Ans. Creek bottom with gravel. 1 Sec. ft. for 50 acres.

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 1931 and every year since. Live only a mile away and see the place every week. Have seen a full ditch running every Spring, and have seen 14 acres irrigated by this water.

(Signed)

Floyd Barnes

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 Mountain Home, County of Elmore, State of Idaho, on this day of September 10th, A.D. 1935.

My commission expires Feb. 4th, 1936

Thurston Paul
Notary Public.
Mountain Home,
Idaho.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17651

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. Orvie J. Monger. 39 years. King Hill, Rancher, King Hill, Idaho.

Ques. 2. Are you acquainted with E. D. Heath, the holder of Permit No. 17651? How long have you known him and where does he reside?

Ans. Yes. 6 years. King Hill, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17651, and are you familiar with its provisions and conditions?

Ans. Have not read permit. I know what it is supposed to be.

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. Clover Creek, from SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10, Twp. 5 South, Rng. 11 East, B.M.

Ditch has a two foot bottom, about 20 inches deep. will carry 100 inches of water

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. Ditch will carry 2 Sec. ft. and I have seen this much water running in it.

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. In NE $\frac{1}{4}$ SW $\frac{1}{4}$, (7 acres) NW $\frac{1}{4}$ SE $\frac{1}{4}$, (7 acres) Sec. 9, T. 5 S., R. 11 E.

Above 14 acres are cultivated lands. Seeded to alfalfa and one year corn was grown on a part of this. This land will not grow anything without water.

17651

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

Ans. Irrigation.

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

Ans. Creek bottom land with plenty of gravel. 1 inch per acre.

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

Ans. None.

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. Have seen this place irrigated for the past five Summers.

I live in this neighborhood and pass the place on my way to King Hill. Have seen the ditch full of water every Spring, and have seen 14 acres of lands irrigated by this water.

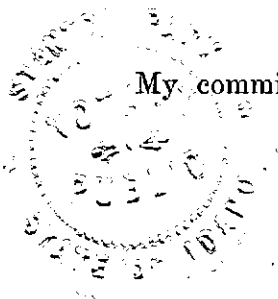
(Signed)

Orrie J. Monger.

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 Mountain Home, County of Elmore, State of Idaho, on this day of September 10th, A. D. 1925.

My commission expires Feb. 4th, 1939.

Stanley R. Rood
Notary Public.
Mountain Home,
Idaho.



State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,
August 29, 1935

Re: Permit No. 17651

MR. STANTON PARK
Mountain Home,
Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17651

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 September 10, 1935, 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 Mountain Home before Stanton Park, 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.

17651

RECEIVED

AUG 23 1935

Department of Reclamation

Affidavit of Publication

County of Elmore }
State of Idaho } SS.

NOTICE FOR PUBLICATION.

**Notice of Proof Application of Water
To Beneficial Use.**

Notice is hereby given that at 10:00 a. m., on the 10th day of September, 1935, at Mountain Home, county of Elmore, state of Idaho, before Stanton Park, notary public, proof will be submitted of the application to beneficial use of 0.64 cubic feet per second of the waters of Clover creek in accordance with the terms and conditions of Permit No. 17651 heretofore issued by the Commissioner of Reclamation of the state of Idaho.

The name and address of the person or corporation holding said permit are, E. D. Heath, King Hill, Idaho.

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

The amount applied to beneficial use is 0.64 of 1 cubic foot per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, section 9, T. 5s., R. 11e, 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. 17651.

The source of supply from which such water is diverted is Clover creek.

The date of the priority which said user is prepared to establish is February 27, 1933.

R. W. FARIS,
Commissioner of Reclamation.
(7-18 to 8-8)

I, Rupert L. Cline, publisher of the
GLENN'S FERRY GAZETTE, a weekly newspaper published at
Glenns Ferry, Idaho, do hereby solemnly swear that the notice,
a true copy of which is hereto attached, was published in full
and entire issue of said newspaper for Four consec-
utive weeks beginning with the issue of July 18, 1935,
and ending with the issue of August 8, 1935.

Rupert L. Cline

Subscribed and sworn to before me

This 22nd day of August, 1935

C. G. Babcock.

Notary Public. Residing in Glenns Ferry, Idaho.

17651

July 23, 1935

Re: Permit No. 17651

MR. E. D. HEATH
King Hill,
Idaho

Dear Sir:

We are enclosing herewith CERTIFICATE OF COMPLETION OF WORKS, issued and recorded under the above numbered permit, together with our office receipt in the amount of \$5.00 which was the fee due in connection with this proof.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.

17651

July 17, 1935

Re: Permit No. 17651

MR. E. L. HEATH
King Hill,
Idaho

Dear Sir:

This will acknowledge receipt of notice in duplicate for publication in connection with beneficial use proof and also your authorization to have the notice published in the Glenns Ferry Gazette, Glenns Ferry, Idaho, all in connection with Permit No. 17651.

A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to September 10, 1935. About 10 days prior to this date depositions, consisting of one for the holder and one each for two witnesses will be mailed to Mr. Stanton Park, Notary Public, Mountain Home, Idaho, so that he will have them in ample time for the proof. On the date designated you should appear at Mr. Park's office with two disinterested witnesses who are familiar with the terms of the permit and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH/rg

17651

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 17651

Date July 16, 1935

GLENNS FERRY GAZETTE
Glenns Ferry,
Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to September 10, 1935, the date set for proof, the expense of the publication to be paid by the applicant,

E. D. HEATH, King Hill, 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

17651

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

E. D. HEATH,
King Hill, Idaho

August 11, 1934

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. 17651, 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 Oct. 14, 1934, 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~~
GEO. N. CARTER,

Commissioner of Reclamation.

The fee of \$5.00 due in connection with proof of completion of works must be paid so that your certificate of completion of works can be issued before you will be able to proceed with proof of beneficial use.

17651

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 6, 1935

(P. O.) King Hill, 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 Glenns Ferry Gazette of Glenns Ferry, Idaho, published in the county in which the works are situated.

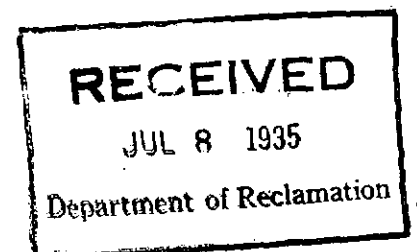
E. D. Heath

(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.

17651



NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 10th day of September, 1935,
at Mountain Home, County of Elmore, State of Idaho,
before Stanton Park, Notary Public, proof will be submitted
of the application to beneficial use of 0.64 cubic feet per second of the
waters of Clover Creek in accordance with the terms and conditions of
Permit No. 17651 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.....

E. D. HEATH, King Hill, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 0.64 of 1 cubic foot per second

The place where said water is used (if for irrigation, give full and accurate description of the lands
irrigated) NE $\frac{1}{4}$ SW $\frac{1}{4}$ & NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 9, T. 5 S., R. 11 E. 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. 17651

The source of supply from which such water is diverted is Clover Creek

The date of the priority which said user is prepared to establish is February 27, 1933.

R. W. FARIS

Commissioner of Reclamation.

17651

March 8, 1933

RE: PERMIT NO. 17651

MR. E. D. HEATH
Kinghill,
I d a h o

Dear Sir:

We are in receipt of your letter of March 4th in which you say that as yet you have been unable to obtain the \$5.00 fee which is due under your permit for proof of Completion of Works.

You further say that you will make this remittance as soon as possible, since you are anxious to keep this permit in good standing.

We wish to assure you that no action will be taken in this matter until we hear further from you.

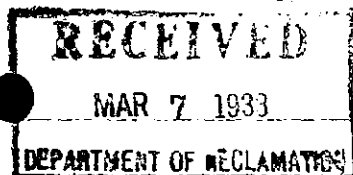
Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC

17651



King Hill
Idaho

March 4, 1933.

Mr. R. W. Faris

Dear Sir: -

I am writing in regard
of permit no. 17651. I am
very sorry I haven't wrote
to you before but I couldn't
get the money so I didn't
write. And I can't get the
money yet but will get
it as soon as I can if
it will be all right.

Very truly yours,

E. D. Heath

King Hill
Idaho.

17651

Box 131

February 27, 1933

RE: PERMIT NO. 17651

MR. E. D. HEATH
King Hill,
Idaho

Dear Sir:

Under date of September 6, 1932, your affidavit relative to Completion of Works under the above mentioned permit was received in this department.

You were at once informed that a fee of \$5.00 was due in connection with this proof.

Since the date of first receipt of this affidavit we have communicated with you a number of times, but to date we have received no reply. If we do not hear from you immediately we will be forced to serve notice of cancellation under this permit.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC

17651

November 29, 1932

Re: Permit No. 17651

Mr. E. B. Heath
King Hill, Idaho

Dear Sir:

Under date of September 8, 1932, your affidavit in the matter of proof of Completion of Works under the above numbered permit was received in this department.

We wrote you at a later date informing you that a \$5.00 statutory fee should have accompanied this affidavit. To date we have not received the fee, nor have we heard anything further from you. Since proof was due on this permit on October 14, 1932, we must either issue the Certificate of Completion of Works in the near future, or else reject the proof. We cannot issue the certificate until we have the fee.

We are very well aware of the serious financial conditions that prevail throughout the country at the present time, and it is our intention to be just as lenient in these matters as we possibly can. However we have no other choice than to comply with the law.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

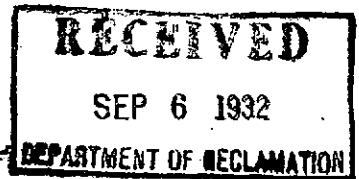
By _____
Chief Clerk & Office Engr.

PLH:MC

17651

Permit No. 17651.....

STATE OF IDAHO
Department of Reclamation



Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO, }
County of Elmore } SS

E. D. Heath, 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. 17651, and that his postoffice address is King Hill,
State of Idaho,

Second: That the name of the stream from which said water is to be diverted is.....
Clover Creek,

Third: That the point of diversion of said water is.....
SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, Tp. 5 So. Rg. 11 East

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by October 14th 1932.

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: Rubble dam, dirt ditch, pipe headgate.
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:.....

(a) Height of dam.....4.....feet, length of dam at top.....70.....feet, length of dam at bottom.....70.....feet. Material used in construction.....
Logs, earth and stone
 (State whether wood, earth, stone or concrete.)

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

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

(d) Conduit.....2 ft......width at bottom.....feet, width at water line 2½.....
(State whether ditch, flume or pipe.)
feet, depth of water.....one.....feet; diameter of pipe.....inches, average grade
per mile is. 1½" 100feet. Length of conduit is.....one.....miles.

Seventh: That said works are capable of conducting to the place of intended use.....**32 inches**
.....second feet of water.

Eighth: That water appropriated under said permit is available for 35 acres
of land described as follows:.....In NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 9 Tp.
5 South, Rg. 11 East.

Ninth: Remarks: That

ED Heath
(Sign here)

Subscribed and sworn to before me this 3rd day of September 19 32

My commission expires Aug. 1, 1934.

Residing in Glens Ferry, Idaho.

1765/

September 8, 1932

Re: Permit No. 17651

Mr. E. D. Heath
King Hill, Idaho

Dear Sir:

This will acknowledge receipt of your affidavit of the holder in the matter of COMPLETION OF WORKS under the above numbered permit.

A fee of \$5.00 should have accompanied the affidavit. Upon receipt of this fee the certificate of COMPLETION OF WORKS will be issued.

Very truly yours,

R. V. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC

17651

RETURN RECEIPT

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

Mr. Edwin D. Heath
(Signature or name of addressee.)

Mrs. Silva Heath
(Signature of addressee's agent.)

Date of delivery

Aug 6, 193*2*

Form 3811

U. S. GOVERNMENT PRINTING OFFICE: 1931

17651

Post Office Department

OFFICIAL BUSINESS

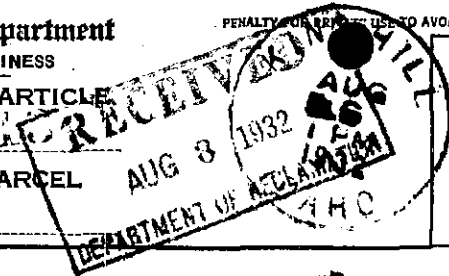
REGISTERED ARTICLE

No. **323**

INSURED PARCEL

No. _____

PENALTY FOR REFUSE TO AVOID PAYMENT OF POSTAGE, \$300



POSTMARK OF DELIVERING
OFFICE



AND DATE OF DELIVERY

Return to _____

Street and Number,
or Post Office Box,

COMMISSIONER OF RECLAMATION
(NAME OF SENDER)

BOISE,

IDAHO.

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

E. D. HEATH,
King Hill, Idaho

Boise, Idaho, **August 5, 1932**

Dear Sir:—

Under the terms of your permit No. **17651**..... you are required to complete your diversion works on or before **Oct. 14, 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. FAIRIS

Commissioner of Reclamation.

323139

REGISTERED

RETURN RECEIPT REQUESTED

17651

17651

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17651

April 15, 1932

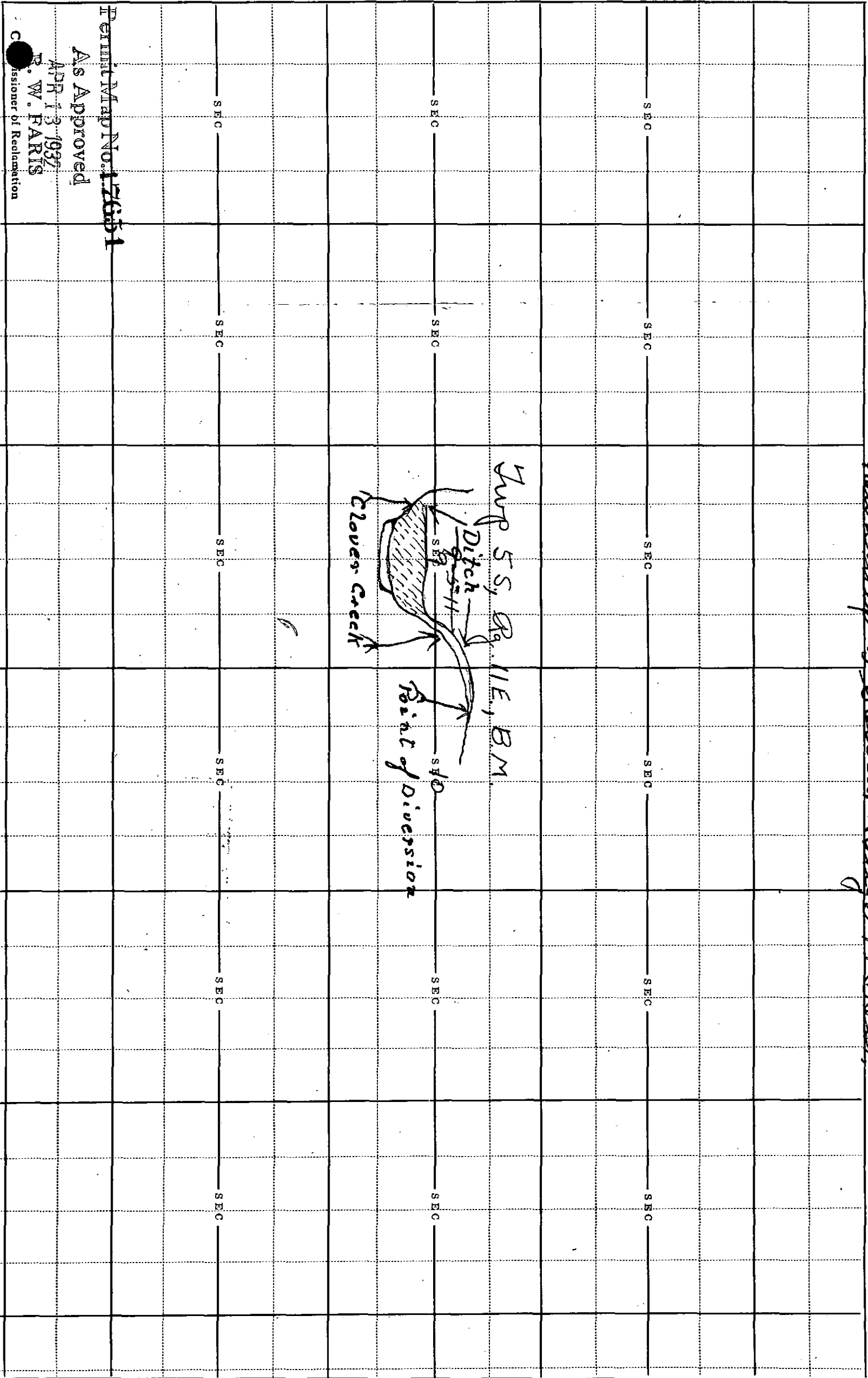
Boise, Idaho,

Dear Sir:

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

E. D. Heath
King Hill, Idaho

R. W. FARIS
Commissioner of Reclamation.



Permit Map No. 17651
As Approved

APR 13 1937
E. W. FARIS
Commissioner of Reclamation

17651

April 6, 1932

Re: APPLICATION FOR PERMIT

Mr. Charles Stout,
Attorney at Law,
Glenns Ferry, Idaho

Dear Sir:

We are herewith returning your application in order that it may be corrected.

With reference to the quantity of water claimed, will say that it will be necessary for Mr. Heath to show a land list of 100 acres, if his application is approved, as it now stands, since the Department is compelled, by Statute, to limit applications for irrigation purposes to one miner's inch per acre, or one-fiftieth of one cubic foot per second.

Please show the source of supply, namely, Clover Creek, on the township plats, and mark your point of diversion on the township plats to correspond with the description given on the application.

Mr. Heath's application will carry date of priority as of April 2, 1932.

Very truly yours,

Commissioner of Reclamation

PH/mt
Enc.

17651

CHARLES STOUT

CHARLES STOUT
ATTORNEY-AT-LAW
GLENN'S FERRY, IDAHO

CHARLES S. STOUT

April 1, 1932.

Commissioner of Reclamation,
Boise, Idaho.

Dear sir:-

Find enclosed herewith Application for
Permit to appropriate public waters.

Also you will find enclosed herewith my check for
\$5.25

Please address all further communications in
regard to this matter to me.

Yours truly,



17651