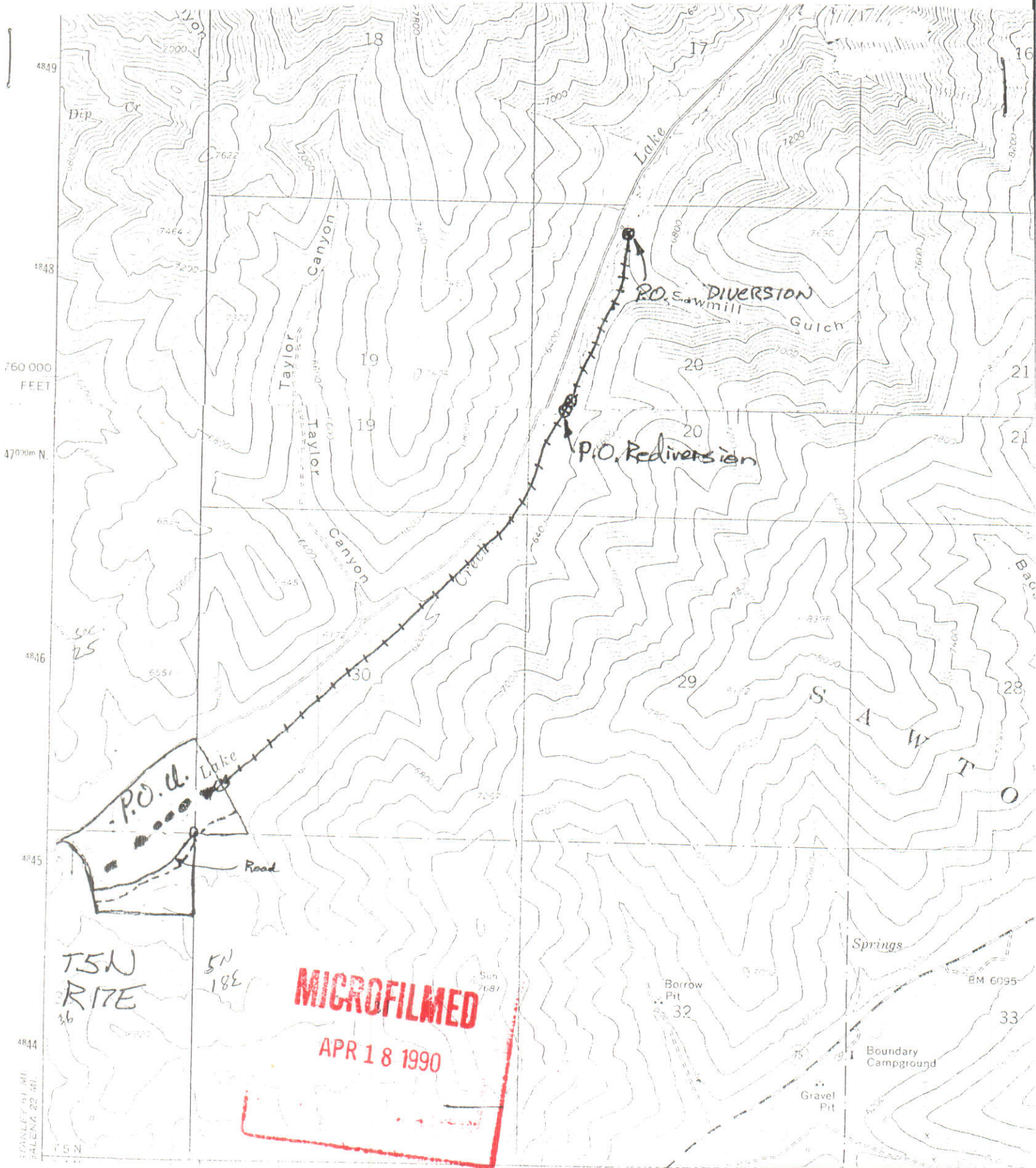


STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES



SCALE: 2 inches equal 1 mile. Draw plan in ink.

# AFFIDAVIT OF PUBLICATION

I, M. F. Cunningham

Publisher of  
(Publisher or Foreman)

## THE TIMES-NEWS-MINER

published weekly at Hailey, Idaho, do solemnly swear that a copy of the above notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for four consecutive issues,

commencing with the issue dated September 29, 1927,

and ending with the issue dated October 20, 1927

M. F. Cunningham  
(Signature)

Subscribed and sworn to before me this 21st day

of October, 1927.

J. J. McFadden  
NOTARY PUBLIC,  
HAILEY, IDAHO  
(Official Designation)

### NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:30 a.m. on the 3rd day of November, 1927, at Hailey, County of Blaine, State of Idaho, before J. J. McFadden, notary public, proof will be submitted of the application to beneficial use of 0.9 cubic feet per second of the waters of Lake Creek in accordance with the terms and conditions of Permit No. 015893 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of Walter G. Leflang, Ketchum, Idaho.

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

The amount applied to beneficial use is 0.9 cubic feet per second.

The place where said water is used (if for irrigation give full and accurate description of the lands irrigated) Unserved land in the Sawtooth Reserve, containing 51.13 acres being H. E. Serial No. 328.

The right to take water from such works is based upon Permit No. 15893

The source of supply from which such water is diverted is Lake Creek.

The date of the priority which said user is prepared to establish is October 14, 1923.

GEO. N. CARTER  
Commissioner of Reclamation  
9-28-10-20

15893

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE  
REPORT OF ENGINEER  
PERMIT NO.



Name of Applicant WALTER LEE LANG.

Note, this is a triangular tract of land in the  
Sawtooth Forest Reserve, patented Homestead, of  
51.13 acres.

South boundary, E & W.  $48^{\circ}27'$  E. 37.44 chains.

NW line, N.  $48^{\circ}27'$  E. 37.44 chains.  
NE line, S.  $27^{\circ}51'$  E. 28.12 chains.

Unsurveyed  
Twp R17E

Twp R18E

Sawtooth Forest Boundary

41.16 ch

37.44 ch

Ditch

Lake Creek

15893

Page 1 of 8STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESTransfer No. 3610

## APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 1

APPROVED

Name of applicant Lake Creek Meadows Homeowners Assoc, Inc Phone 726-5023  
Post Office address PO Box 3144, Ketchum, ID 83340

## A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use  
☒ Change nature of use ☒ Change period of use ☐ Other to reflect
2. Describe the reason for the proposed changes: To update record of existing use, and to add pump rediversions for irrigating pasture land, and add aesthetic and fire protection storage in ponds.

## B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority          | Amount (cfs/ac-ft) | Nature of Use                 | Period of Use              |
|-----------------|-------------------|--------------------|-------------------------------|----------------------------|
| <u>37-02418</u> | <u>10/16/1923</u> | <u>0.8 cfs</u>     | <u>Aesthetic Storage</u>      | <u>1/1</u> to <u>12/31</u> |
|                 |                   | <u>42 ac-ft</u>    | <u>Aesthetic Fire Storage</u> | <u>1/1</u> to <u>12/31</u> |
| <u>37-02172</u> | <u>5/21/1910</u>  | <u>1.1 cfs</u>     | <u>Irrigation</u>             | <u>4/1</u> to <u>11/1</u>  |
2. Total amount of water being transferred 1.9 cfs cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.
3. Source of water Lake Creek tributary to Big Lost River
4. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion          |
|-----|-----|-----|-----|------|------|------|--------|-----------------------------------|
|     | NW  | NE  | NW  | 20   | 5N   | 18E  | Blaine | Head of pipe                      |
|     | SW  | NW  | SW  | 20   | 5N   | 18E  | Blaine | Rediversion into pipe             |
|     | NW  | SW  | SW  | 30   | 5N   | 18E  | Blaine | Rediversion from 1 pond by pump   |
|     | SE  | SE  | SE  | 25   | 5N   | 17E  | Blaine | Rediversion from 3 ponds by pumps |
|     | NW  | NE  | NE  | 36   | 5N   | 17E  | Blaine | Rediversion from 1 pond by pump   |
|     | NE  | NW  | NE  | 36   | 5N   | 17E  | Blaine | Rediversion from 1 pond by pump   |

## 5. Lands irrigated or place of use:

| Twp. | Rge. | 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 |        |
| 5N   | 18E  | 30   |        |        |        |        |        |        |        |        |        |        | 7      |        |        |        |        |        | 7      |
| 5N   | 17E  | 25   |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 2      | 23     | 25     |
| 5N   | 17E  | 36   | 16     | 7      |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 23     |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 55

## PART 1

## 6. General Information:

- a. Description of diversion system USFS special use permit for pipe system (existing). Returned to stream and rediverted near Sawmill Gulch. Returned to stream at property boundary to flow through series of 6 lined ponds with 6, 7 1/2 hp (70g p m each) pumps
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:  
At some point in history the use in tracts 2, 3, 4 in 37-2177 was moved upstream to the vicinity of HES 328. This filing officially accounts for the movement. Total land in Lake Cr HOA is 104 acres (Total PU on 2177 & 2418 is 106ac), PU will become 55 acre (net decrease in irrigation)
- d. Remarks:  
Net decrease in irrigation to free up water for flow through aesthetics and storage for aesthetic and fire uses. After 1<sup>st</sup> filling only irrigation using inflow is planned.

## ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-2177/2418And said application is hereby APPROVED, subject to the following limitations and conditions:

1. The combined annual volume of water under Right Nos. 37-2177 & 37-2418 shall not exceed 169.3 afa.
  2. The maximum rate of diversion under Right 37-2418 shall not exceed 0.47 cfs.
  3. The maximum rate of diversion under Right 37-2177 shall not exceed 1.1 cfs.
  4. The watermaster must be given a right-of-way to the location of the points of diversion and re-diversion and the place of use.
  5. Use of water under these rights is subject to control by the watermaster of State Water District No. 37, Big Wood River.
- SEE ATTACHMENT "A" FOR ADDITIONAL CONDITIONS OF APPROVAL.

Witness my hand this

8<sup>th</sup>

day of

March, 19 90

MICROFILMED

APR 18 1990

J. New Saylor  
Chief, Water Alloc. Bureau

Attachment "A"  
Conditions of Approval for Transfer of Water Right  
Nos. 37-2177/2418

6. The Department of Water Resources retains jurisdiction over these water rights, and the uses approved by this transfer, to require a determination of losses in the delivery and pond systems by a method approved by the Director of Water Resources. Losses over and above losses that were incurred prior to this transfer, if they exceed 0.16 cfs, shall be replaced by mitigation water released to the Big Wood River. This mitigation water shall be in the form of an additional consumptive use right purchased by the owner of the property.
7. Use of water under this transfer shall comply with Idaho Water Quality Standards, both in effluent quality and in temperature.
8. The total volume of water diverted under this transfer shall not exceed 180 acre-feet per year.

Dated this 8<sup>th</sup> day of March, 1990.

*J. Glen Saylor*  
Chief, Water Alloc. Bureau

**MICROFILMED**

APR 18 1990

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**

**PART 2**

(Attach one copy for each right)

**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
in case of \_\_\_\_\_ vs. \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. 37-2177 issued by the Idaho Department of Water Resources.
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources.
- d. Transfer No. \_\_\_\_\_ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other \_\_\_\_\_

3. Source of water Lake Creek tributary to Big Wood River

4. Date or priority 5-21-1910

5. Water is used for the following purpose:

amount 1.1 for Irrigation purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for Domestic purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

6. Total amount of water under right \_\_\_\_\_ cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

7. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     | SW  | NE  | 30   | 5N   | 18E  | Blaine | Dam & ditches            |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

8. Lands irrigated or place of use: Tract 2, 3, 4 (Unsurveyed) Passesory Claim by Amos Smith, Blaine Co

| Twp.      | Rge.       | 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 |        |
| <u>5N</u> | <u>17E</u> | <u>36</u> | X      | X      |        |        | X      | X      | X      | X      |        |        |        |        |        |        |        |        |        |
|           |            | <u>25</u> |        |        |        |        |        |        |        |        |        |        |        |        |        |        | X      | X      |        |
|           |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|           |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|           |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|           |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

**MICROFILMED**

APR 18 1990

Total acres 55

9. Describe any other water rights used for the same purpose as described above \_\_\_\_\_

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**

**PART 2**

(Attach one copy for each right)

**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
in case of \_\_\_\_\_ vs. \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. 37-2418 issued by the Idaho Department of Water Resources.
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources.
- d. Transfer No. \_\_\_\_\_ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other \_\_\_\_\_

3. Source of water Lake Creek tributary to Big Wood River
4. Date or priority 10-16-1923

5. Water is used for the following purpose:

amount 0.8 for Irrigation purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for Domestic purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

6. Total amount of water under right 0.8 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

7. Point(s) of Diversion: Not recorded

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

8. Lands irrigated or place of use: HES 328 (unsurveyed)

| Twp. | Rge. | 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 |        |
| 5N   | 17E  | 25   |        |        |        |        |        |        |        |        |        |        |        |        | X      |        | X      | X      |        |
|      | 18E  | 30   |        |        |        |        |        |        |        |        | X      | X      |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

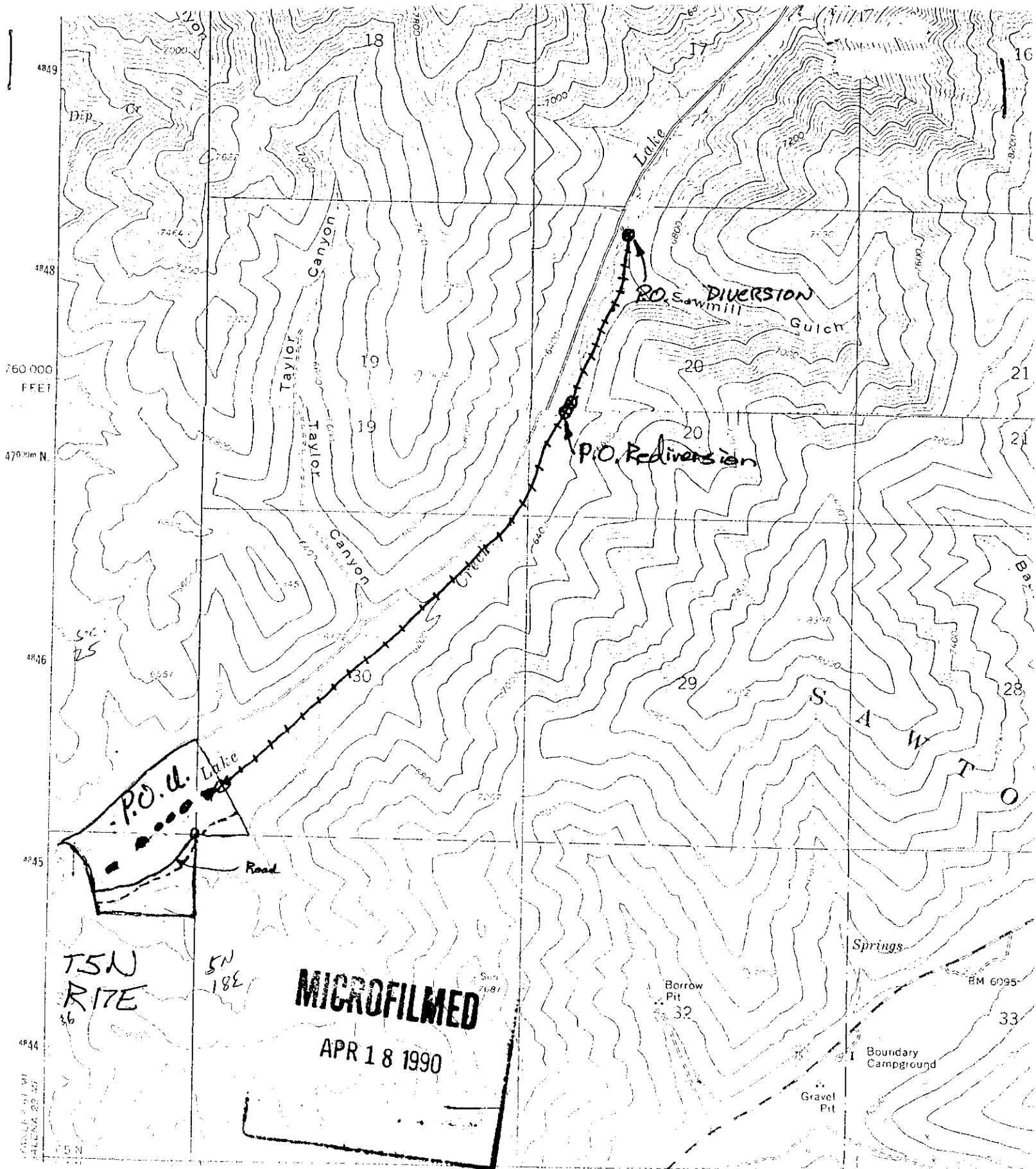
**MICROFILMED**

APR 18 1990

Total acres 51.13

9. Describe any other water rights used for the same purpose as described above \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES



**PART 3**

**B. CHANGES IN NATURE OF USE**

| 1 | New Nature of Use                   | Amount<br>(cfs/ac-ft) | Hours/days/year   | Period of Use              |
|---|-------------------------------------|-----------------------|-------------------|----------------------------|
|   | <u>Aesthetic</u>                    | <u>.8 cfs</u>         | <u>24/365±/yr</u> | <u>1/1</u> to <u>12/31</u> |
|   | <u>Aesthetic &amp; Fire Storage</u> | <u>42 AF</u>          | <u>24/365</u>     | <u>1/1</u> to <u>12/31</u> |

2. Quantity and quality of return flows and location of discharge:  
Flows in excess of irrigation appropriation will continue to flow in Lake Creek. Quality is natural.

3. Describe effects on other water uses resulting from the proposed change:  
Lake Cr. HOA are sole appropriators of surface water. Excess flow will provide more water to Big A Wood River, consumptive. Use will decrease

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

**LAKE CREEK MEADOWS HOMEOWNERS ASSOC.**  
David Goodman by Barry J. Dubinski as attorney-in-fact  
BY: DAVID GOODMAN (Signature of Applicant) **PRESIDENT**

Subscribed and sworn to before me this 30 day of August, 19 89.

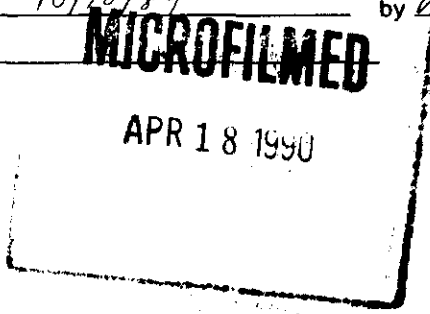
Loren O. Hulme  
(Notary Public)

My commission expires 2/2/93

**FOR DEPARTMENT USE ONLY**

Transfer contains 8 pages and 21 attachments (2 pending deals)  
Received by DRI Date 8/30/89 Protest filed by \_\_\_\_\_  
Prelim. check by J.F. Stanton Fee \$5000.5007332  
Receipted by M. Baldwin Date 5/25/89  
Published in Wood River Journal Copies of protest forwarded by \_\_\_\_\_  
Pub. dates 10/4 & 10/11/89 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Watermaster recommendation requested on 9/25/89 Recommended for ☒ approval ☐ denial  
\_\_\_\_\_ rec'd. 10/10/89 by LH

Copy of transfer sent to lien holder \_\_\_\_\_



#37-2418

Description of pt. of  
diversion is incomplete  
& cannot be accurately  
plotted.

- JP 7-24-79

**MICROFILMED**

APR 18 1990

**State of Idaho**  
**License and Certificate of Water Right**

Water License No. 15893  
Water Right No. \_\_\_\_\_

Amount 0.8 sec. ft.  
Priority Oct. 16, 1923

THIS IS TO CERTIFY that WALTER G. LEFLANG  
of Ketchum, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated October 5, 19 23; that Permit No. 15893  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
0.9 second feet, was issued thereunder on September 21, 19 26, showing that said works  
were completed on the 18th day of September, 19 26; and that on the 3rd  
day of November, 19 27,

WALTER G. LEFLANG  
of Ketchum, State of Idaho, made proof to the satisfaction of the  
Commissioner of Reclamation of Idaho, of the right to use the waters of Lake Creek  
a tributary of Big Wood River, for the purpose of irrigation and  
domestic use, under Use Permit No. 15893 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 3847, on the 23rd day of October, 19 36;

The right hereby confirmed dates from October 16, 19 23;

The Point of Diversion is located 5000' distant from the N. corner of H.E.S. #328, in Sawtooth  
Forest Reserve, on unsurveyed land  
in the 1/4 Sec. 14, Tp. 5 N., R. 17 E., B. M. Blaine 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 0.8  
cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                                                                                                              | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|-------------------------------------------------------------------------------------------------------------------------------|----------------------------------|---------------------------------|
|      |       |      | A triangular tract of unsurveyed land in the Sawtooth Forest Reserve, patented homestead of applicant containing 51.13 acres. |                                  |                                 |

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 October, 19 36

R. W. FARIS  
Commissioner of Reclamation

(SEAL)

# APPLICATION FOR PERMIT 37-2418

## TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 22584  
Permit No. 15893  
District No. 7-B

1. Name of Applicant: Walter G. Leflang,

Postoffice address: Ketchum, County: Blaine, State: Idaho.

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

*Reinstated  
Sept 10, 1926*

2. Quantity of water claimed: 0.9 cubic feet per second.

3. Source of water supply: Lake Creek which is a tributary of

4. Location of point of diversion: 5000 feet distant from the north corner of H. E. S. No. 328, in Sawtooth Forest Reserve, corner of Section , T. , R. , B. M., and is in the Unsurveyed, in Secs. 25, Twp. 5 N., R. 17 E. and 30, Twp. 5 N., R. 18 E., B. M. of Section , T. , R. , B. M., County of Blaine.

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

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

- (a) Point of use of water: feet distant from corner of Section T. , R. , B. M., in the of Section , T. , R. , B. M.
- (b) Amount of power generated: H. P., under feet head.
- (c) Water is to be returned to at a point feet distant from the corner of Section , T. , R. , B. M., in the of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 500.00

8. Kind of works: Two small dams and ditches

9. Height of dams three feet; length of dam at top 10 feet; length of dam at bottom 5 feet; material used in dams brush, rock and earth.

10. Size of headgate: width feet; height feet

11. Ditch: Width at bottom two feet; width at water line three feet; depth of water one feet; dimensions of flume

Diameter of pipe inches; length of conduits each about 1 miles.

Average grade per mile 40-50 feet

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

Walter G. Leflang.

**Applicant.**

By

*Agent.*

Date of first receipt at Department of Reclamation. 9 A. M. October 5, 1923.

Returned to applicant for correction.

Corrected application received.

## APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 15893

Recorded in Book 56-57 Page 15893 Approved October 23, 1923.

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 **December 22, 1923,** 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 **October 23, 1924.**

|                                                                    |                   |
|--------------------------------------------------------------------|-------------------|
| One-fifth of the work above specified to be completed on or before | October 23, 1925. |
| The whole of said work to be completed on or before                | October 23, 1925. |

Beneficial use of water appropriated in accordance herewith, to be made on or before October 23, 1927.

Witness my hand this 23d day of October, 1923.

W. G. SWENDSEN.  
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 |        |
|         |       |      | <p>H. E. S. No. 328, 51.15 acres. For description see plat</p> <p>Water has been used for irrigation on the land on the South side of the Creek for twenty years or more, through the Ditch on the south side. This stream during July and August goes dry in ordinary years and does not reach Wood River, to which it is a tributary except freshet season; by taking the ditches out the water is conserved for the land, by taking it past the sink.</p> <p>The land is gravelly and has heavy slope and requires at least two second feet to irrigate it.</p> <p style="text-align: center;">STATE OF IDAHO<br/>DEPARTMENT OF RECLAMATION</p> <p>In the Matter of the Reinstatement )<br/>of Permit No. 15893, Under the )<br/>Provisions of Section 5594, Idaho )<br/>Compiled Statutes. )</p> <p style="text-align: right;">ORDER REINSTATING PERMIT</p> <p>WHEREAS, Permit No. 15893 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: October 23, 1925; and,</p> <p>WHEREAS, On the 22nd day of December, 1925 notice to show cause why said permit should not be cancelled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,</p> <p>WHEREAS, On the 19th day of May, 1926 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,</p> <p>WHEREAS, On the 21st day of September, 1926 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,</p> <p>WHEREAS, After examination of the said depositions, the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 15893, and that the holder has acted in good faith;</p> |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 45     |

IT IS, THEREFORE, Hereby Ordered that said Permit No. 15893 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 21st day of September, 1926.

W. G. SWENDSEN  
Commissioner of Reclamation

(SEAL)

Proof of Completion of Works Made 9-18-26 By Geo. N. Carter  
Certificate of Completion of Works issued 9-21-26. Assistant.

Permit No. 15893

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Walter G. Lefflang of Ketchum, County of Blaine, and State of Idaho, the holder of Permit No. 15893, issued upon Application No. 22584, bearing date of priority of October 5, 1923, authorizing the diversion of 0.9 second feet of the waters of Lake Creek, County of Blaine, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.9 second feet of the waters of Lake Creek; that the point of diversion of said waters is 5,000 feet distant from the North corner of H. E. S. No. 328, in Sawtooth Forest Reserve in Unsurveyed section 25, Twp. 5 N., Rge. 17 E., and Section 30, Twp. 5 N., Rge. 18 E., S. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: a triangular tract of unsurveyed land in the Sawtooth Forest Reserve, patented Homestead of applicant containing 51.13 acres.

Witness my hand this 21st day of September, A. D. 1926.

W. G. SWENDSEN  
Commissioner of Reclamation

By Geo. N. Carter  
Assistant.

LICENSE ISSUED FOR 0.8 SEC. FT.

p. 3847 Val 7

**INTER-DEPARTMENT MEMO — 1**

**FROM** Sharla

**DATE** 1/23/90

**TO** File 37-2418

**SUBJECT** Trans. 3610

See file 37-2177 for all correspondence regarding the above referenced transfer.

**MICROFILMED**

**APR 18 1990**

\_\_\_\_\_  
**SIGNATURE**

October 26, 1936

Re: Permit No. 15893  
Walter G. Leflang

J. J. MC FADDEN, Attorney  
Hailey, Idaho

Dear Mr. McFadden:

You will find enclosed herewith, Water License No. 15893 for 0.8 second feet of the waters of Lake Creek, issued under the terms of the above permit to Mr. Leflang, and signed by the Commissioner of Reclamation.

We are also enclosing Office Receipt No. 16001 in the amount of \$4.00 covering fee remitted by you for Mr. Leflang for this license.

Very truly yours,

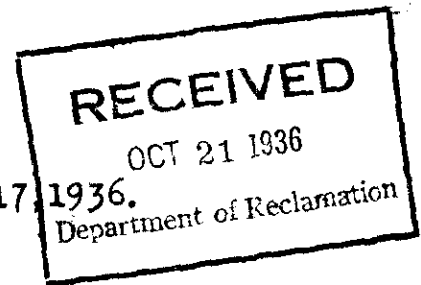
R. W. FARIS  
Commissioner of Reclamation

by  
Ass't Chief Clerk

cj  
encl

15893

J. J. McFADDEN  
ATTORNEY AND COUNSELOR  
HAILEY, IDAHO



Hailey, Ida. Oct. 17, 1936.

Department of Reclamation,  
Capitol Building, Boise, Ida.  
Re Permit No. 15893.

Attention Mr. Henry:-

Dear Mr. Henry-- I have yours of 14th advising proofs were in, as to beneficial use, and that all necessary was the \$4 fee; Leflang is temporarily at Shoup, Idaho and it might take some time to hear from him, so I am personally sending you the \$4-Bank draft enclosed.

So, please send me the license, when issued.

Yours very truly,

J J McFadden.

*J J McFadden*

Mr. Henry:-

I appreciate your consideration and courtesy in this.  
McF.

M/o

15893

October 14, 1936

Re: Permit 15893  
Walter E. Leflang

Mr. J. J. McFadden  
Attorney at Law  
Bailey, Idaho

Dear Mr. McFadden:

I have your letter of October 6th requesting the proper blanks for your client to offer proof of application of water to beneficial use under this permit.

Upon examination of the permit file, I find that this proof was offered several years ago and that under date of November 10th, 1937, the Department advised Mr. Leflang that upon receipt of a fee in the amount of \$4.00 due in connection with final proof, a license would be issued to him.

Therefore, if you will kindly remit this fee, the license can be issued immediately.

Very truly yours,

Chief Clerk & Office Engineer

PLH:jl

15893

J. J. McFADDEN  
ATTORNEY AND COUNSELOR  
HAILEY, IDAHO

Oct. 6, 1936.

Commissioner of Reclamation,  
Boise, Idaho.

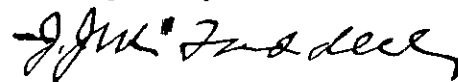
Gentlemen:—

Re permit No 15893. Walter G. Leflang.

Client now desires to complete this right, by proof of beneficial use; the water has been used continually for ten years but apparently he overlooked final proof; please send blanks, and will have published immediately; Haile's Times, a weekly paper here in Hailey, is only newspaper in County.

Respectfully,

J J McFadden.



15893

RECEIVED

OCT 9 1936

Department of Reclamation

June 13, 1936

Re: Permit No. 15893  
Walter G. Leflang

J. J. McFadden  
Attorney-at-Law  
Hailey, Idaho

Dear Sir:

In compliance with your request of June 8th, we are enclosing herewith, copy of the above permit, copy of Order Reinstating Permit, copy of Certificate of Completion of Works, together with a copy of the original map showing the creek and diversion works.

We are also enclosing our office receipt No. 15842 in the amount of \$2.00 which you remitted to cover the cost of preparing these copies.

Very truly yours

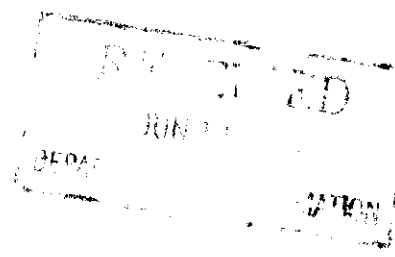
Ass't Chief Clerk

cj  
encl 5

15893

J. J. McFADDEN  
ATTORNEY AND COUNSELOR  
HAILEY, IDAHO

June 8, 1936.



Commissioner of Reclamation,

State House, Boise, Ida.

Dear Sir:-

Re Permit No. 15983, Walter G. Leflang.

It seems that proof of completion of works was made in this, but no final proofs of beneficial use, tho the water has been used uninterruptedly since works completed.

Mr. Leflang contracted to sell the place from time to time, but the deals always fell thru, and he was moving around constantly, and expected prospective buyer to complete. He is still the owner, and in possession, and wants to complete his right; as there is no intervening right, I would like a copy, uncertified, of the original application and plat, and I enclose Mr. Leflang's check for \$2 to cover; if not enough, advise and will personally remit balance; he then wants to go ahead with a storage right in Lake Creek, a very small lake up there, really a pond, to preserve the freshet waters, but first I want to make his original filing good; I realize the lapse of time, but he is the only one on the stream, except the original locators, and their beaver dams, and they are not now bothering.

Respectfully,

J J McFadden,

m/o/

Encl Leflang ck. \$2.00

15893

November 10, 1927.

Re: Permit No. 15893.

Mr. Walter E. Leflang,  
Ketchum, Idaho.

Dear Sir:

We are in receipt of a letter from Mr.  
J. J. McFadden, enclosing affidavit of publica-  
tion and depositions of yourself and two witnesses  
in the matter of proof of beneficial use of water  
under your above numbered permit.

Upon receipt of fees in the sum of \$4.00, the  
license will be issued you.

Very truly yours,

GEO. N. CARTER,  
Commissioner of Reclamation,

By

Chief Clerk.

B:P

15893

J. J. McFADDEN  
ATTORNEY AND COUNSELOR  
HAILEY, IDAHO

Nov. 3, 1927.

HON. GEO. H. CARTER,

COMMISSIONER OF RECLAMATION,  
BOISE, IDAHO.

DEAR SIR:-

Permit 15893-Walter G. Deflang.

The holder and two witnesses came in this morning, I took proofs, and enclose to you, together with affidavit of publication.

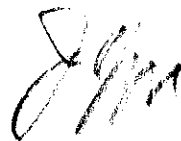
Note your letter (C Brown, Chief Clerk) to me; I told Deflang as long as the road over the Galena summit was open, to be here the 3rd, ---; he phoned me last night he would come down, from Seafoam.

You did not state what your office charges were in this but if you will let me know, I will have Deflang remit you immediately; he goes back to Seafoam to instal machinery in a mill.

Deflang and the two witnesses claim that on account of the fall and slope, and the gravelly formation, it takes two inches to the acre up there; however dont anticipate any trouble with water master as good deal of this water sinks in kind of basin there if not diverted.

Yours truly,

J J McFadden.



H.O.

15893

# AFFIDAVIT OF PUBLICATION

I, M. F. Cunningham

Publisher of  
(Publisher or Foreman)

## THE TIMES-NEWS-MINER

published weekly at Hailey, Idaho, do solemnly swear that a copy of the above notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for four consecutive issues,

commencing with the issue dated September 29, 1927,

and ending with the issue dated October 20, 1927.

M. F. Cunningham  
(Signature)

Subscribed and sworn to before me this 21st day

of October, 1927.

NOTARY PUBLIC,  
HAILEY, IDAHO  
(Official Designation)

**NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE**

Notice is hereby given that at 10:30 a.m. on the 21st day of September, 1927, at Hailey, County of Blaine, State of Idaho, before me, Geo. W. Carter, notary public, personally appeared of the application for beneficial use of 0.9 cubic feet per second of the waters of Lake Creek in accordance with the terms and conditions of Permit No. 015898 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of Walter G. Lofting, Ketchum, Idaho.

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

The amount applied to beneficial use is 0.9 cubic feet per second.

The place where said water is used (if for irrigation give full and accurate description of the lands irrigated) Unserved land in the Sawtooth Reserve, containing 51.18 acres being H. E. Serial No. 524.

The right to take water from such works is based upon Permit No. 15898.

The source or sources from which such water is diverted is Lake Creek.

The date of the priority which said user is prepared to establish is October 14, 1925.

Geo. W. Carter  
Commissioner of Reclamation

9-23-1927

15823

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO.

PERMIT NO. 15893

## Proof of Application of Water to Beneficial Use

### Deposition of Holder

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

Ans. Walter G. DeFlang. age 40--  
stationery engineer at present, Hetchum, 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. no corporation, for myself alone.

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

Ans. 15893 date of permit, Oct. 23, 1923 --- priority same.

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

Ans. Lake Creek, points of diversion near N. corner of  
H E S No. 328 in Sawtooth Natl. Forest in Sec. 30, T 5 N. R. 18 E.

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. One ditch on E side of Creek, about 5000 ft long,  
with laterals, width at water line 3 ft, at bottom 2 ft,  
depth 1 ft will carry 2 second feet, with laterals  
to carry over the land, small flume across creek.  
Land very gravelly, and heavy slope, requires at  
least 2 second feet.

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 and domestic, on H E S. No. 328, in Sawtooth  
National Forest, in Secs. 30 5 N 18 E and 25, 5 N 17 E.

have forty acres under cultivation.  
Timothy hay

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

Ans. no

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

Ans. two second feet

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. same person

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

Ans. every year, 1924, 1925, 1926, 1927

have used two second feet

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) Walter B. DeFlaming

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 Hailey, County of Blaine State of Idaho, on this 3rd day of November, A. D. 19 27

J. J. M. T. Anderson  
Notary Public, residing at  
Hailey, Idaho.

My commission expires Jan. 10, 1929.

15893

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO.

PERMIT NO. 15893

## 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. Earl E. McGee, 34, miner, Seafoam, Idaho.

Ques. 2. Are you acquainted with Walter G. Loflang, the holder of Permit No. 15893? How long have you known him and where does he reside?

Ans. yes, -- 12 years, resides at Ketchum, Idaho.

Ques. 3. Have you read or heard read said Permit No. 15893, and are you familiar with its provisions and conditions?

Ans. yes, read it, and am familiar with its provisions and conditions.

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. Lake Creek one ditch on East side of creek, with laterals, will carry 2 second feet of water; ditch about 5000 feet long, in H.E.S. 328-Sawtooth National Forest. ditch is 2 ft wide at bottom, 3 ft at water line, depth 1 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. two second feet.

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

Ans. Irrigation on the land aforesaid--cultivated, 40 acres timothy hay

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

Ans. irrigation only.

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. gravelly loam, the 40 acres requires 2 second feet  
to properly irrigate it in my opinion.

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 whatever

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 the land irrigated the last three years.

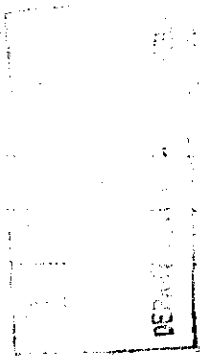
(Signed) Earl M. C. Lee

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 Hailey, County of Blaine, State of Idaho, on this 3rd day of November, A. D. 1927.

J. M. Fadden  
Notary Public.  
at Hailey, Idaho.

My commission expires Jan. 10, 1929.

15893



STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO.

PERMIT NO. 15893

## 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. Glen E. Brown, 24 years old, farmer, Pocatello, Idaho.

Ques. 2. Are you acquainted with Walter G. Leflang, the holder of Permit No. 5893? How long have you known him and where does he reside?

Ans. yes, 8 yrs., he resides at Ketchum, Idaho.

Ques. 3. Have you read or heard read said Permit No. 15893, and are you familiar with its provisions and conditions?

Ans. Yes, yes.

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

Ans. Lake Creek, ditch on Sawtooth Natl. Forest,  
for irrigating 40 acres hay land on H E S. 328,  
ditch 2 ft. at bottom, 3 ft. water line, 1 ft. deep,  
about 5000 ft long, with laterals,

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. two second feet

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

Ans. Irrigation on the land above described,  
cultivated hay land, timothy, 40 acres.

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

Ans. .....irrigation only.....

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. .....gravelly loam, the 40 acres requires two second  
feet to properly irrigate it.....

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. .....each year the last three years.....

(Signed) *G. L. B. Brown*

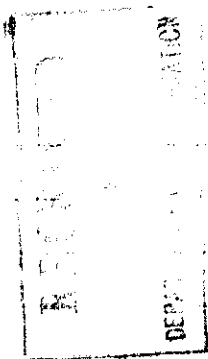
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in .....Hailey....., County of .....Blaine....., State of Idaho, on this .....3rd..... day of .....Nov....., A. D. 1927..

*J. J. M. Tisdale*  
Notary Public.

My commission expires .....January 10, 1929.....

at Hailey, Idaho.

15893

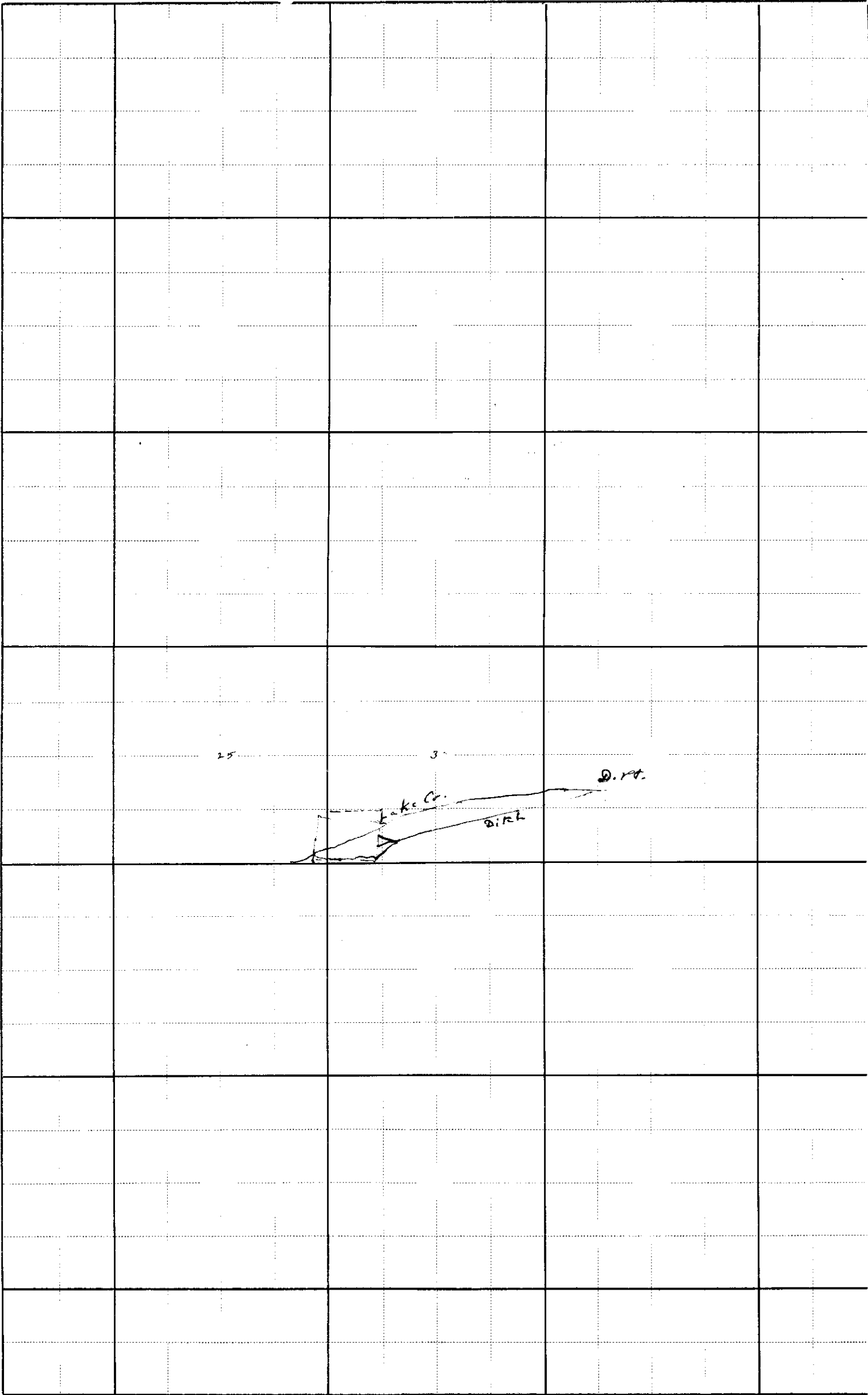


STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. \_\_\_\_\_

REPORT ON PROOF OF \_\_\_\_\_



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

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

Permit No. 15893This proof is for BEN. USE

In Water District No. \_\_\_\_\_

1. Name of applicant: Walter G. Leflang2. Source of water supply: Lake Creek3. Location of point of diversion: Is in the XX probably unsurveyed XX Section 25  
17N and 30T. 5 N R. 18E County of Blaine

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

H.E. 3' wide ditch at head for 3 mile capacity est 300" balance of  
ditch to place 1.5 miles est capacity 60 inches of water.

5. Water is used for: Irrigation and domestic use6. 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): A triangular tract of land, unsurveyed, in the Sawtooth Forest Reserve, containing 51.15 acres, being H.E. Serial No. 328

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

8. What large stream would the water here appropriated finally reach? Wood RiverRemarks: Ground cleared of sage + fenced

Place in native grass, does not look as tho farmed this  
year except for possibly pasture about 1 acre plowed.  
Creek runs thru place, irrigation part on left hand side  
or creek going down.

Est 20 acres has been irrigated at some time.

No one living on place. Mr. Leflang making at some  
mines in central Idaho.

This examination was made on the 25 day of October 19 27

15893

(Signed)

R. F. Schell  
Examiner.

W.G.Leflang

Ketchum

Permit No. 15893

Examination for BEN. USE

County BLAINE

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#### 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.
-

October 15, 1927.

Re: Permit No. 16893-W.C.Leflang

Mr. J. J. McFadden,  
Attorney at law,  
Hailey, Idaho.

Dear Sir:-

Referring to your letter of the 15th inst. would say that there could be no objections to the proof being taken as outlined in your letter. You may take the depositions of the holder and witnesses whenever it will be most convenient for them and, whether date advertised for proof, mail to us with the rest of the proof papers, an affidavit stating for the facts as to why the proof was taken earlier than the date advertised and that you were in your office on that date to receive any protests that might be submitted at the hearing.

Very truly yours,  
GEO. W. CARTER,  
Commissioner of Reclamation.

By \_\_\_\_\_  
Chief Clerk.

P.S.- We are mailing herewith deposition blanks.

15893

J. J. McFADDEN  
ATTORNEY AND COUNSELOR  
HAILEY, IDAHO

October 13, 1927.

HON. GEO. N. CARTER,

COMMISSIONER OF RECLAMATION, BOISE, IDAHO.

DEAR SIR:-

Re Permit No. 15893--Walter G. Leflang.

Hearing in this is set for the 3rd of Nov.--3 weeks from today. Leglang is at Seafoam, about 125 miles North of here, and writes me it may be too late for him to cross the Galena Summit at that time, on account snow; asks me if the hearing could not be had before that.

I wrote him explaining; however, I know the physical conditions of this water, it is the only land on Lake Creek that is irrigated; would there be any objection to my taking the affidavits ahead of time, with the understanding of course that I will be in office all day the 3rd, and if any adverse witnesses, then the proofs fall, and it will be up to him to re-advertise, get an extension, or make a new filing.

Kindly advise in pencil on bottom of this.

Respectfully,

J J McFadden.



J. J. MCFADDEN  
ATTORNEY AND COUNSELOR  
HAILEY, IDAHO

Sept. 28, 1927.

COMMISSIONER OF RECLAMATION,  
BOISE, IDAHO.

DEAR SIR:-

Re Permit No. 15893--Leflang.

Thanks for yours of 27th with enclosures; handed the notice and your letter of directions to the newspaper, with directions to go ahead; I left the date stand, as you fixed it, Nov. 3rd.

Yours very truly,

J J McFadden.



M.-O.

15893

September 27, 1927

Re: Permit No. 15893-A.G.Leflang

Mr. J. J. McFadden,  
Attorney at law,  
Hailey, Idaho.

Dear Sir:-

In accordance with your request of the 26th inst., we are mailing you herewith notice for publication of proof of beneficial use of water under the above permit.

November 3 has been set as the date for proof as this seemed the earliest date upon which proof could be made and allow for the required four weeks publication of the notice. However, if a later date would be more convenient for the holder, you may make such change and advise us in the matter. If a later date is set, the date of priority would have to be brought down accordingly as the proof is due to be made on October 23. The few days less of priority, however, will not adversely affect the right.

Deposition blanks for holder and two witnesses will be mailed to you later.

Very truly yours,  
GEO. N. CARTER,  
Commissioner of Reclamation.

By \_\_\_\_\_  
Chief Clerk.

Encl.

15893

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Date Sept. 27, 1927

PUBLISHER:

The Times News-Miner,  
Hailey, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to November 3, 1927, the date set for proof, the expense of the publication to be paid by the applicant, W. G. Leflang, of Ketchum, 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,

GEO. N. CARTER,

Commissioner of Reclamation.

15893

**NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE**

(Date) September 26, 1927.

(P. O.) Hailey, 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  
Times-News Miner of Hailey, Idaho., published in  
the county in which the works are situated.

Address:  
Care J J McFadden,  
Hailey, Idaho.

Walter S. Gelfand

(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 compe-  
tent engineer.)

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

\_\_\_\_\_  
Engineer.

15893

# NOTICE FOR PUBLICATION

## NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:30 a. m. on the 3rd day of November, 19 27  
at Hailey, County of Blaine, State of Idaho,  
before J. J. McFadden, notary public, proof will be submitted  
of the application to beneficial use of 0.9 cubic feet per second of the  
waters of Lake Creek in accordance with the terms and conditions of  
Permit No. 15893 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 as  
Walter G. Berlang, Ketchum, Idaho.

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

The amount applied to beneficial use is 0.9 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) Unsurveyed land in the Sawtooth Forest Reserve, containing 51.13 acres,  
being H. E. Serial No. 328.

~~The name of the canal or ditch or other works by which said water is conducted to such place of use~~  
is \_\_\_\_\_

The right to take water from such works is based upon Permit No. 15893.

The source of supply from which such water is diverted is Lake Creek.

The date of the priority which said user is prepared to establish is Oct. 11, 1923.

Geo. M. Carter,

Commissioner of Reclamation.

15893

*Handwritten notes:*  
 5000' dist from  
 N. Cor. of app. land  
 probably was Dec 25-57-178  
 and " 30 57-188

J. J. McFADDEN  
ATTORNEY AND COUNSELOR  
HAILEY, IDAHO

September 26, 1927.

HON. GEO. N. CARTER,  
COMMISSIONER OF RECLAMATION,  
BOISE, IDAHO.

DEAR SIR:-

Re Water permit No. 15983-Walter G. Leflang, Ketchum.

Leflang has just sent me your letter of July 1, as to notice for proof of beneficial use etc.

It seems Leflang has been in the upper country, around Seafoam, 125 miles Northwesterly of Ketchum, and didn't get his mail regularly.

He writes me from Seafoam, hasn't the permit with him, but signed the notice etc. which I enclose, and respectfully ask that you fill out the Notice for publication from your records there.

Proof to be taken before me (J. J. McFadden, Notary Public at Hailey, Idaho)

Notice to be published in the Times-News Miner.

If you will send me the notice will attend to publication; paper is published Thursdays, but legal ads must be in by noon Wednesday, so I presume the first publication of this cannot be until October 6th.

Kindly advise me in matter, sending me necessary blanks, etc.

Yours truly,

J. J. McFadden.



McF.

**State of Idaho**  
**DEPARTMENT OF RECLAMATION**  
BOISE

Walter G. LaFlang,  
Ketchum, Idaho.

July 1, 1927.

Dear Sir :

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **15893**,....., which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

**GEO. W. CARTER.**  
Commissioner of Reclamation.

**15893**

September 21, 1926

Re: Permit No. 15893

Mr. Walter G. Leflang  
Ketchum, Idaho

Dear Sir:-

Inclosed herewith you will  
find the Certificate of Completion of  
Works issued to you under the above  
numbered Permit, together with the  
receipt for fees paid.

Very truly yours,

W. G. SWENDSEN  
Commissioner of Reclamation

By \_\_\_\_\_ Chief Clerk

CB:HH  
Encl.

15893

**STATE OF IDAHO**  
**DEPARTMENT OF RECLAMATION**

In the Matter of the Reinstatement  
of Permit No. 15893 Under the  
Provisions of Section 5594, Idaho  
Compiled Statutes.

**ORDER REINSTATING PERMIT**

WHEREAS, Permit No. 15893 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: October 23, 1925; and,

WHEREAS, On the 22nd day of December, 1925, notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,

WHEREAS, On the 19th day of May, 1926 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 21st day of September, 1926 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 15893, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 15893 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 21st day of September, 1926.

W. C. S. EADSEL.

Commissioner of Reclamation

By

*Geoff Carter*

Assistant

15893

PERMIT No. 15893

# Proof of Completion of Works

## DEPOSITION OF HOLDER

Under Terms of H. B. 53, Laws 1917.

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

Ans. Walter D. Seftang age 39 Ketchikan Ida  
Farmer Ketchikan Idaho

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. for my self

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

Ans. 15893 Oct 23rd 1923 0.9 ft  
Lake Co 5000 ft from N. corner Sec 25, T22S, R22E

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 have reclaimed or intend to reclaim.

Ans. irrigation 50 acres gravelly  
Pomona Soil

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. Water turned in ditch in August  
1925 150 inches full length of same

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

Ans. Works Completed August 1925

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 and state dimensions and capacity of each part as they existed on \_\_\_\_\_, 1925, and give cost of same.

Ans. Ditch one mile long 3 ft on top  
2 on bottom another length Cost  
33.75

(Sign here.) Walter D. Seftang

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 \_\_\_\_\_, County of \_\_\_\_\_

\_\_\_\_\_ State of Idaho, on this \_\_\_\_\_ day of \_\_\_\_\_ A. D. 1926.

My Commission expires August 28, 1926 \_\_\_\_\_ Notary Public.

15893

C. FRED HOWE  
MINING SUPPLIES & HEAVY HARDWARE  
COAL

NOTARY PUBLIC

KETCHUM, IDA. September 20, 1926.

Commissioner of Reclamation .  
Boise, Idaho .

Dear sir:-

Enclosed herewith please find Application and three Affidavits, together with P.O.M.O. for Five dollars to cover fees, all relating to final completion of Water grant for irrigation on land of Walter G. Leflang of Ketchum, the same having been left with me to have completed and filed with your Department .

Very truly yours



15893

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

PERMIT No. 15893

## Proof of Completion of Works

### DEPOSITION OF WITNESS

Under Terms of H. B. 53, Laws 1917.

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

Ans. Quincy Abenchain, age 23, resident of Ketchum, farming Ketchum Idaho.

Ques. 2. Are you acquainted with I am acquainted with, the holder of Permit No. 15893, authorizing the diversion of 0.9 second-feet of the waters of Lake creek, at Ketchum Ida. for irrigation purposes? How long have you known him, and where does he reside?

Ans. I have known him ten years at Ketchum

Ques. 3. Have you read or heard read said Permit No. 15893, and are you familiar with its terms and conditions?

Ans. I am familiar with its terms & conditions

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. it is gravelly ground a heavy slope & it requires 0.18 cubic feet per second

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? If so, when were they so completed?

Ans. This work was completed in August 1926.

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. capacity 0.18 cubic feet per second. there is over one 1. mile of ditch

(Sign here) Quincy Abenchain

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 Ketchum, County

of Blaine, State of Idaho, on this Eighteenth day of September A. D. 1926.

My commission expires August 28, 1930

Fred Jones Notary Public.

15893

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

PERMIT No. 15893

# Proof of Completion of Works

## DEPOSITION OF WITNESS

Under Terms of H. B. 53, Laws 1917.

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

Ans. James Obenchain, Age 58 years, resident of Ketchum, Idaho, occupation Mining, P.O. Address - Ketchum, Idaho.

Ques. 2. Are you acquainted with I am acquainted with the holder of a permit, the holder of Permit No. 15893, authorizing the diversion of 0.9 second-feet of the waters of Lake Creek, emptying into Wood River, at Ketchum, Idaho for irrigation purposes? How long have you known him, and where does he reside?

Ans. I have known W.G. Leflang for about ten years, residing at Ketchum, Idaho

Ques. 3. Have you read or heard read said Permit No. 15893, and are you familiar with its terms and conditions? I am acquainted with the terms of said permit.

Ans. \_\_\_\_\_

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. It is gravelly sub with thin top soil, very porous, and mostly on heavy slope. Would require nearly two second feet to keep it properly irrigated.

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? If so, when were they so completed?

Ans. This project was completed in August 1925.

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. About one mile of Ditch, which should carry from 0.18 to 0.20 cubic feet per second.

(Sign here)

James Obenchain

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 Ketchum, County

of Blaine, State of Idaho, on this Eighth day of

September A. D. 1926.

My commission expires August 28, 1930.

Notary Public.

15893

To: W. G. Swendsen,

Commissioner of Reclamation,

Boise, Idaho.

Dear Sir:

Receipt of notice that Permit No.

15893 is held for cancellation, under the provisions of Section 5594 Compiled Statutes of Idaho, is acknowledged.

I hereby enter an appearance and will offer proof to show that the works required thereunder were fully completed on the date proof of completion of works was due.

Dated at Boise, Idaho,  
this 19th day of May,  
1926.

G. A. [Signature]  
Applicant

By \_\_\_\_\_  
Agent.

**State of Idaho**  
DEPARTMENT OF RECLAMATION  
BOISE

INSTRUCTIONS  
PROOF OF COMPLETION OF WORKS

Walter C. Leflang  
Ketchum, Idaho

Boise, Idaho, July 1, 1925

Dear Sir:—

Under the terms of your permit No...**15893**....you are required to complete your diversion works on or before..~~Oct.. 23, 1925~~ 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,

W. G. SWENDSEN  
Commissoner of Reclamation.

**15893**

# State of Idaho

## DEPARTMENT OF RECLAMATION

BOISE

Re: Permit No. 15893  
Walter G. Leflang,  
McKadden & Perkins,  
Attorneys at Law,  
Hailey, Idaho.  
Dear Sir:

Boise, Idaho, October 25, 1923.

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

W. G. SWENDSEN.  
Commissioner of Reclamation.

15893

Note, this is a triangular tract of land in the  
Sawtooth Forest Reserve, patented Homestead, of  
51.13 acres.  
South boundary, 1/2 W. 45.13 chains.  
NW line, N. 48° 27' E. 37.44 chains.  
NE line, S. 27.° 51' E. 28.12 chains.

