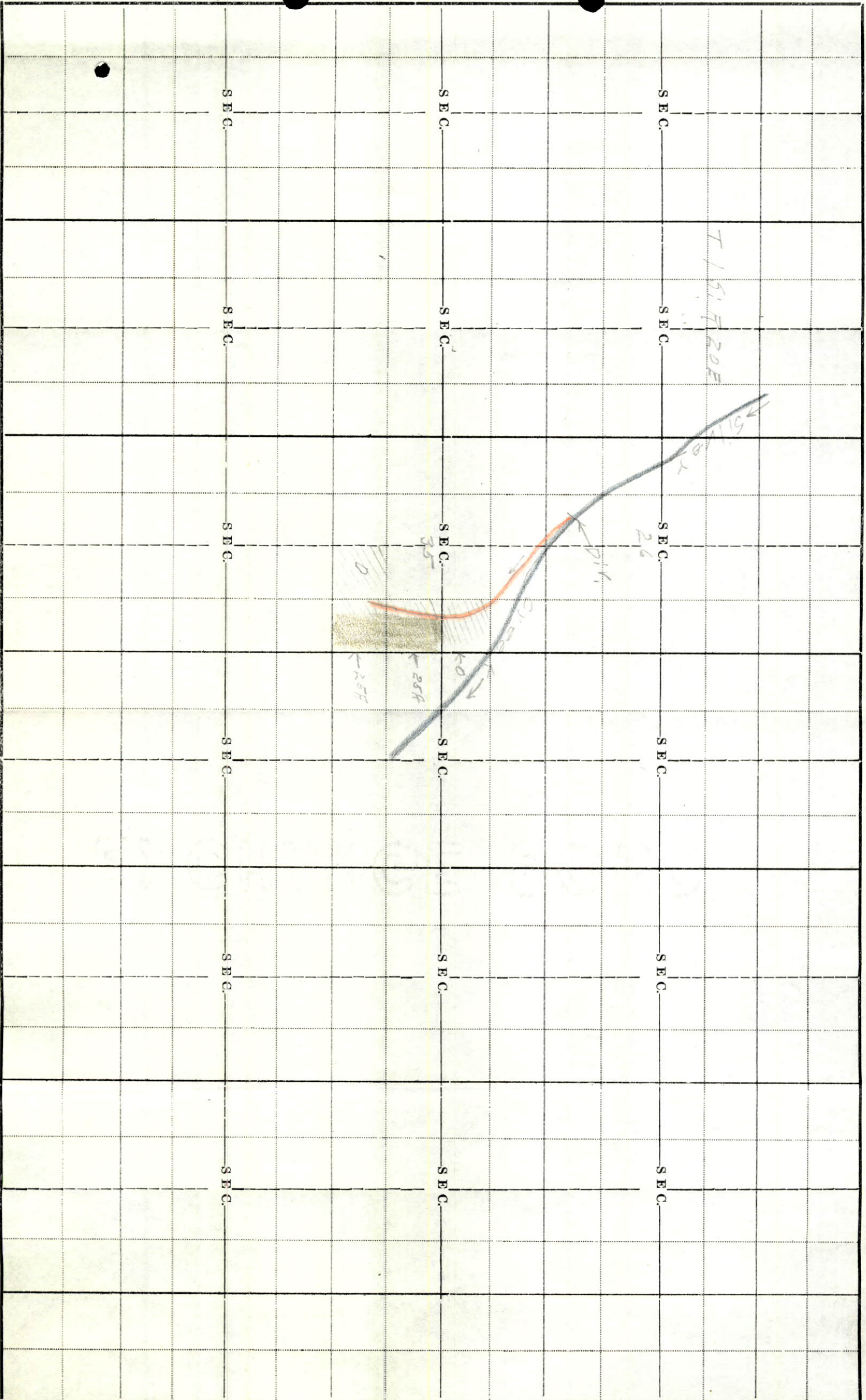


NAME OF APPLICANT

Rolla L. Baker # 11771



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

11771

AFFIDAVIT OF PUBLICATION

I, Jas. A. Allen

Foreman

_____, of the
(Publisher or foreman)

BELLEVUE NEWS

published weekly at Bellevue, Idaho
(Daily or Weekly) (Place)

do solemnly swear that a copy of the above notice, as per clipping at-

tached, was published Weekly in the regular
(Daily or Weekly)

and entire issue of said newspaper, and not in any supplement thereof,

for four consecutive weeks, commenc-

ing with the issue dated May 26, 1920, 19__

and ending with the issue dated June 16, 1920, 19__

19__

Jas. A. Allen
(Signature)

Subscribed and sworn to before me this 18th

day of June, 19 20

John M. Boyle
Notary Public for Idaho, Residing at Malley, Idaho
(Official Designation)

NOTICE FOR PUBLICATION

Notice of Proof of Application of
Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 18th day of June, 1920, before J. G. Hedrick, a notary public, proof will be submitted of the application to beneficial use of one cubic feet per second of the waters of Silver Creek in accordance with the terms and conditions of Permit No. 11771 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Rolly L. Baker, Picabo, Idaho.

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

3. The amount applied to beneficial use is _____

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T. 1 S. R. 20 E. B. M.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Rolly Baker ditch.

6. The right to take water from such works is based upon Permit No. 11771.

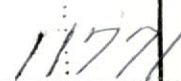
7. The source of supply from which such water is diverted is waste water from Silver Creek.

8. The date of the priority which said user is prepared to establish is Nov. 8, 1915.

W. G. SWENDSEN,
Commissioner of Reclamation.
Nmy26-je16

11771

Rolly L. Baker, Picoby, Idaho



Supervised
by Decree
#37213
37-6

State of Idaho
License and Certificate of Water Right

Water License No. 11771

Amount 1 sec. ft.

Water District No. 11-B

Priority November 8, 1915.

THIS IS TO CERTIFY that **Rolly L. Baker**
of **Picabo, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **November 8**, 19 **15**; that Permit No. **11771**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of **1**
second feet, was issued thereunder on **December 14**, 19 **18**, showing that said works
were completed on the **7th** day of **November**, 19 **18**; and that on the **18th**
day of **June**, 19 **20**,

Rolly L. Baker
of **Picabo**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation
~~State Engineer of Idaho~~, of a right to the use of the waters of **Silver Creek**,
a tributary of _____, for the purpose of **irrigation use**
under Use Permit No. **11771** **Commissioner of Reclamation**
of the ~~State Engineer~~, 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
~~Engineer of Idaho~~ and entered of record in Volume **5** of Licenses, at page **2580**, on the **23rd**
day of **August**, 19 **20**;

The right hereby confirmed dates from **November 8**, 19 **15**;

The Point of Diversion is located
in the **SE 1/4** **SW 1/4**, Sec. **26**, Tp. **1 S.**, R. **20 E.**, B. M. **County of Blaine**

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 **1.0** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	20 E.	35	SE 1/4 NE 1/4	40	—
			NE 1/4 SE 1/4	40	25
			SE 1/4 SE 1/4	40	25
			SW 1/4 SE 1/4	40	—

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**
~~State Engineer~~, affixed at Boise, Idaho, this **23rd**
day of **August**, 19 **20**

W. G. Swendsen,
Commissioner of Reclamation **State Engineer**

(SEAL)

By **S. T. Baer**, Deputy.

37 2321

No. 17045.

APPLICATION FOR PERMIT 37- 2321

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

1. Name of applicant: Rolly L. Baker,

Postoffice address: Picabo

County: Blaine

State: Idaho.

- I. If applicant is a corporation, give
- (a) Date and place of incorporation:
 - (b) The amount of capital stock:
 - (c) The amount paid in:
 - (d) Names and addresses of directors:

- II. The financial resources of the applicant are:
- (a) Cash on hand:
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources:

2. The quantity of water claimed is 1 cubic feet per second.

3. Source of water supply: Silver Creek (See Remarks)

4. Location of point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26, T. 1 S. R. 20 E. B. M.

County of Blaine

5. To be used for: irrigation

- I. Irrigation and domestic use: (a) Amount of land to be irrigated: 160 acres.
- (b) In the following legal subdivisions: SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T. 1 S. R. 20 E. B. M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point:

- (b) Amount of power to be generated:
- (c) Is water to be returned to any stream? point of return:

H. P. under ft. head

(d) If so, name stream and locate

6. Estimated cost of works: \$300.

7. Description of works for diversion:

I. Kind of works: dam and ditch

II. Dimensions of works:

(a) Height of dam 4 feet, length of dam at top 12 feet,

length of dam at bottom 12 feet. Material used in construction: earth, stone and cement.

(b) Capacity of reservoir acres feet. (c) Size of headgate, width feet,

Height feet. (d) Conduit ditch width at bottom 6 feet,

width at water line 9 feet, depth of water 1 feet; diameter of pipe

inches; average grade per mile is 10 feet. Length of conduit is 1 $\frac{1}{2}$ miles, and it crosses the following quarter sections: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 35, T. 1 S. R. 20 E. B. M.

8. The time required for the completion of the construction of such work is 3 years.

9. Time required for the complete application of the water to the proposed use is 3 additional years.

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

Rolly L. Baker,

Applicant.

By J. G. Hedrick,

Agent.

Date of first receipt at office of State Engineer 9.00 a.m. November 8, 1915.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 11771

Recorded in Book 40 Page 11771 Approved November 15, 1915.

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 January 14, 1916 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 May 15, 1917.

The whole of said work to be completed on or before November 15, 1918.

Beneficial use of water appropriated in accordance herewith, to be made on or before November 15, 1921.

Witness my hand this 15th day of November, 1915.

J. H. Smith,
State Engineer.

Remarks:

The applicant, by means of a dam, intends to save water now being wasted thru a sink hole in the lava rocks from Silver creek at the point marked (C) on the map located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, T. 1 S. R. 20 E. B. M. and take the said water out at the point of diversion marked on the map and referred to in the application. This water has been wasted at this point for over 12 years by means of a break in the bank of the creek, and, by building a dam at this point of cement, applicant can save at least 50 inches of the waters of Silver Creek and return them to its natural channel for use of other claimants lower down the creek.

Proof of Completion of Works made November 7, 1918.

Certificate of Completion of Works issued December 14, 1918.

Permit No. 11771.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Rolly L. Baker of Picabo, County of Blaine, and State of Idaho, the holder of Permit No. 11771, issued upon Application No. 17045, bearing date of priority of November 8, 1915, authorizing the diversion of 1.0 second feet of the waters of Silver 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 1.0 second feet of the waters of Silver Creek; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26, T. 1 S., R. 20 E., B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T. 1 S., R. 20 E., B.M.

Witness my hand this 14th day of December, A. D. 1918.

FRED A. WILKIE,
State Engineer of the
State of Idaho.

WATER RIGHT NUMBER 37-2321 ✓

OWNER LAST NAME - BAKER ✓ FIRST NAME - ROLLY L. ✓ ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - STATE - ZIP CODE -
SOURCE - TRIBUTARY OF -
STAGE - STATUS - PRIORITY - COUNTY - TOTAL DIV. RATE - .0000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT -
FROM - TO - USE - USE DIV. RATE - .0000 CFS USE DIV. VOLUME - .00 AFA
USE - PLACE OF USE - TWN RNG SEC DATE - TOTAL ACRES 0
DECREE NAME -
REMARKS - SUPERCEDED BY DECREE. SEE RT. 37-1213. ✓
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 11771 ✓
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

IDENT. NO. 37-2321

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

August 24, 1921

Mr. Jos. G. Hedrick,

Hailey, Idaho

Dear Sir:

In regard to license No. 11771, issued to Rolly L. Baker, November 8, is merely the date of his priority and he has a right to the use of one second foot of water at any time or all times of the year when the same can be beneficially used. If this information does not answer your question, please communicate with us further.

I am returning herewith papers which you inclosed.

Very truly yours,

W. C. SWENDSEN
Commissioner of Reclamation

By

Assistant

GNC:P

11771

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

August 23, 1921/

Department of Reclamation,

Boise, Idaho,

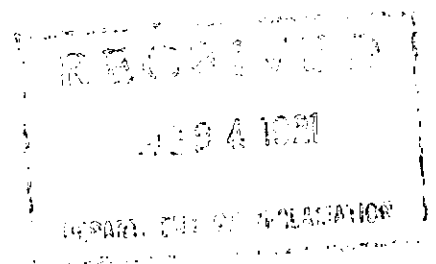
Gentlemen:-

In connection with the inclosed application for a permit, No. 11771, issued to Rolly L. Baker of Pocatello, Idaho, on which license was issued August 23, 1920, the originals of which are inclosed, your attention is called to the fact that under the permit the water was to be saved by building a dam across the sink hole in the lava where it was wasted, and allowed to flow thru Silver Creek for the use of parties lower down, and a like amount of water was to be taken out of the creek by the applicant at a point above where the water was returned to Silver Creek. Under the license as it was issued the applicant is only entitled to a straight permit for water from Nov. 8, 1915, while he should be entitled to the use of the water saved at all times. If there is any way to amend this license to show these facts kindly do so, or advise me what, if anything is necessary to have it changed.

Truly yours,

J. Hedrick

11771



State of Idaho
DEPARTMENT OF RECLAMATION

BOISE

Mr. Rolly L. Baker,
Picabo, Idaho.

Dear Sir:

July-

Aug. 1, 1921.

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No.----~~11771~~-----, 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,

W. G. SWENDSEN

Commissioner of Reclamation.

11771

August 31, 1920.

Re: Permit 11771

Mr. Rolly L. Baker,
Pisabo, Idaho.

Dear Sir:

You will find enclosed License and
Certificate of Water Right issued under the above
numbered permit, together with receipt for fees paid.

Yours very truly,

W. G. Swendsen,
Commissioner of Reclamation,

By _____

11771

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

July 17, 1900.

Department of Reclamation,
Boise, Idaho.

Gentlemen:-

Inclosed please find check for \$4 to cover the
fees in the final proof of Rolla E. Baker, permit No.
11771.

Truly yours,



11771

June 23, 1920.

Re: Permit 11771 - Rolla L. Baker.

Mr. J. C. Hedrick,
Halley, Idaho.

Dear Sir:

We are in receipt of your letter of the 18th instant enclosing affidavit of publication and depositions for proof of use of water under the above numbered permit. According to the report of our engineer, the owner has part of two forties under irrigation and cultivation; the fee will therefore amount to \$4.00 and upon receipt of this amount license will be issued.

Yours very truly,

W. G. Swendsen,
Commissioner of Reclamation,

By: _____

GB:MT

11771

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 11-B1. State name of applicant and number of permit: Rolla L. Baker- Permit 117712. State source of water supply: Silver Creek3. Location of point of diversion: SE¹SW¹ Sec. 26, T. 1 S., R. 20 E., B.M.

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

Log and plank dam, 4' H. 30' long.Wood H.G. 5' B. 2' D.Ditch, 6' B. 1" D. Cap. 6 sec. ft.5. State whether or not water has been turned into works of diversion: Yes.6. Give exact location 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): SE¹NE¹, E¹SE¹ & SW¹SE¹ Sec. 35, T. 1 S., R. 20 E.SE¹NE¹, None. NE¹SE¹, 25 A. SE¹SE¹, 25 A. SW¹SE¹, None.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? Three.9. Give names and amount of each right: Rolla L. Baker, 2 sec. ft.A. G. Neidermeyer, 2 sec. ft.10. What large stream would the water here appropriated finally reach? Snake River.11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: From land to Silver Creek, to Wood River, to Snake River.

Remarks:

This examination was made on the 19 th day of June 19 20.

(Signed)

L. R. Annett.

Examiner.

11771

OVER

(This report must be sworn to when not made by an attache of the office.)

STATE OF IDAHO,

County of _____ } ss.

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 19____

My commission expires _____

Notary Public.

Dist. 11-B

Rolly L. Baker
Picabo

Permit 11771

16-15,20 E

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. 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.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. 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.

Walter L. Rorer # 11771



11771

ad

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

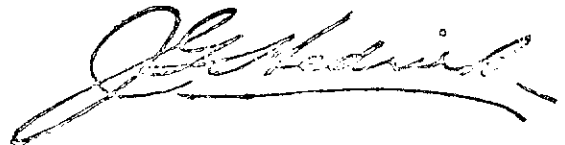
June 18, 1920.

Department of Reclamation,
Boise, Idaho.

Gentlemen:

I am inclosing a proof of Beneficial
use of Rolly L. Baker, on permit No. 11771,
together with the affidavit of publication
of this notice.

Yours truly,



JGH:L

11771

AFFIDAVIT OF PUBLICATION

I, Jas. A. Allen

Foreman

(Publisher or foreman)

, of the

BELLEVUE NEWS

NOTICE FOR PUBLICATION

Notice of Proof of Application of
Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 18th day of June, 1920, before J. G. Hedrick, a notary public, proof will be submitted of the application to beneficial use of one cubic feet per second of the waters of Silver Creek in accordance with the terms and conditions of Permit No. 11771 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Rolly L. Baker, Picabo, Idaho.

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

3. The amount applied to beneficial use is

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T. 1 S. R. 20 E. B. M.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Rolly Baker ditch.

6. The right to take water from such works is based upon Permit No. 11771.

7. The source of supply from which such water is diverted is waste water from Silver Creek.

8. The date of the priority which said user is prepared to establish is Nov. 8, 1915.

W. G. SWENDSEN,
Commissioner of Reclamation.
Nmy26-jel6

published weekly at Bellevue, Idaho
(Daily or Weekly) (Place)

do solemnly swear that a copy of the above notice, as per clipping at-

tached, was published Weekly in the regular
(Daily or Weekly)

and entire issue of said newspaper, and not in any supplement thereof,

for four consecutive weeks, commencing

with the issue dated May 26, 1920, 19

and ending with the issue dated June 16, 1920,

19

Jas. A. Allen
(Signature)

Subscribed and sworn to before me this 18th

day of June, 19 20

John M. Boyle
Notary Public for Idaho, Residing at Halley, Idaho
(Official Designation)

11771

PERMIT NO. 11771**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

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

Ans. Rolly L. Baker, 35, Picabo, Idaho, farming, Picabo, Idaho

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and 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. 11771, Date Nov. 15, 1915, date of priority Nov. 8, 1915.

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

Ans. Silver Creek, thru a sink hole in the lava rocks, at a pointin the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, T. 1 S. R. 20 E. B.M., which is waste water, which was dammed up and return the water to Silver creek. Point of

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. Dam to hold water in Silver creek, 8 feet at the bottom, and 14 feet at the top, 4 feet high. Diversion ditch, 1 mile long, 6 feetat the bottom, 9 feet at the top, and 18 inches deep. Will convey 250 inches of water. Baker 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. Cultivated and irrigated 25 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 25 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T. 1 S. R. 20 E. B.M.

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

Ans. _____

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

Ans. 1 inch to the acre.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

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

Ans. 1916, diverted 25 inches and irrigated 25 acres; 1917, 1918, 1919, and 1920, had 50 acres in cultivation and irrigated the same each year, using 50 inches of water, had 30 acres in alfalfa and 20 acres in grain. Used the water during the entire irrigation season, of each year.

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. No other water used.

(Sign)

Rolly J. Baker

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 18th day of June

A. D. 1920.

J. J. Hedrick
Notary Public.

11771

Permit No. 11771

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Alvin Dixon, 35, Residence Picabo, Idaho. FarmerQues. 2. Are you acquainted with Rolly L. Baker, the holder of Permit No. 11771? How long have you known him and where does he reside?Ans. Yes. Picabo, Idaho, known him for 10 years.Ques. 3. Have you read or heard read said Permit No. 11771, and are you familiar with its provisions and conditions?Ans. Yes.

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

Ans. Silver creek. Water is waste water which is dammed up at a point in the NE 1/4 Sec. 36, T. 1 S. R. 20 E. N. 21 W. E.M., and returned to Silver Creek, and then taken out at a point in the SE 1/4 Sec. 26, T. 1 S. R. 20 E. N. 21 W. Dam 8 feet at the bottom, 14 feet top, 4 feet high; diversion ditch, 1 mile long, 6 feet at the bottom, 9 feet at the top, 18 inches deep, and will carry 250 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. will carry 250 inches. Have seen 250 inches of water in the ditch. (Part of this is used by other parties)

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

Ans. Water used for irrigation on the SE 1/4 and the NE 1/4 Sec. 35, T. 1 S. R. 20 E. N. 21 W. E.M., cultivated and irrigated 25 acres on the NE 1/4 and the SE 1/4 of the said section 35. the said 50 acres being in grain and alfalfa.

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

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation. Land desert in characterAns. and will require an inch to the acre to irrigate it.11771

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 the land described above during each year since 1916, during the irrigation season. In 1916 he used 25 inches and had 25 acres in cultivation; and since that time he has had 50 acres in cultivation and used 50 inches of water each year, during the entire irrigation season.

(Sign)

Alvin Dixon

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 Harley County of Blaine, State of Idaho, on this 18th day of June, A. D. 1922.

August 4, 1922

J. H. H. H.

Notary Public

My commission expires

11771

Permit No. 11771

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Gottlieb C. Niedermyer, 52, farmer, Residence and post office address, Picabo, Idaho.

Ques. 2. Are you acquainted with Rolly L. Baker, the holder of Permit No. 11771? How long have you known him and where does he reside?

Ans. Yes. Picabo, Idaho, known him for 10 years.

Ques. 3. Have you read or heard read said Permit No. 11771, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Silver creek, Water is waste water which is dammed up at a point in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 36, T. 1 N. R. 21 E. B.M., and returned to Silver Creek, and then taken out at a point in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 26, T. 1 S. R. 20 E. B.M. Dam 8 feet at the bottom, 14 feet top, 4 feet high; diversion ditch, 1 mile long, 6 feet at the bottom, 9 feet at the top, 18 inches deep, and will carry 250 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. will carry 250 inches. Have seen 250 inches of water in the ditch. (Part of this is used by other parties)

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

Ans. Water used for irrigation on the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 35, T. 1 S. R. 20 E. B.M., cultivated and irrigated 25 acres on the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Of the said section 35. the said 50 acres being in grain and alfalfa.

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

Ans.

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

Ans. and will require an inch to the acre to irrigate it.

11771

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

Ans. Have one-third interest in the ditch and carry 40 inches of water thru the ditch. But have no interest in the land.

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 water used on the land described above during each year since 1916, during the irrigation season. In 1916 he used 25 inches and had 25 acres in cultivation; and since that time has had 50 acres in cultivation and used 50 inches of water each year, during the entire irrigation season.

(Sign)

Gottlieb C. Friedmayer

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 18th day of June, A. D. 1920.

Notary Public
Hailey, Idaho

My commission expires August 4, 1922

11771

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO, **June 4, 1920.**

Rolly L. Baker,
c/o J. G. Hedrick,
Hailey, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No.---**11771**-----

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 the permit holder's rights:

1. On-----~~June 18, 1920~~-----, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to at-----

-----~~Hailey, Idaho, before J. G. Hedrick, 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 examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

-----~~H. G. SPENDSEN,~~-----
Commissioner of~~Registration.~~

11771

May 11, 1920.

Re Permit 11771-Rolly Baker.

J. S. Hendrick, Attorney,
Fairbanks, Alaska.

Dear Sir:—

Notice of proof of use of water has today been
mailed to the Fairbanks News for the required four weeks
publication prior to June 15th. Application thereon will
be mailed to you later. /s/

Very truly yours,

W. H. HARRISON,

Commissioner of
Reclamation.

By _____

11771

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

— 2 —

Police, FBI -

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section.

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NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Hailey, Idaho

(P O.) May 5, 1920.

TO THE STATE ENGINEER,

Boise, Idaho.

DEAR SIR:

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

Billy L Baker

(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.

11771

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 18th day of June, 19120,
 at Hailey, County of Elaine, State of Idaho,
 before J. C. Hedrick, a notary Public, proof will be submitted
 of the application to beneficial use of one cubic feet per second of the
 waters of Silver Creek in accordance with the terms and conditions of
 Permit No. 11771 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Rolly L. Baker, Picabo, Idaho
2. The use to which said water has been applied is for irrigation
3. The amount applied to beneficial use is _____
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T. 1 N. R. 20 E. B.M.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Rolly Baker ditch.
6. The right to take water from such works is based upon Permit No. 11771
waste water from
7. The source of supply from which such water is diverted is / Silver Creek
8. The date of the priority which said user is prepared to establish is Nov. 8, 1915.

J. C. Cronkisen,
 Commissioner of Reclamation.
State Engineer.

11771

11-13
 82 SW - 26 - 15 - 200

December 21, 1918.

Re Permit No. 11771.

Mr. Rolly L. Peter,
Picabo, Idaho.

Dear Sir:

Enclosing herewith Certificate of Completion of Works issued under the above numbered permit with receipt for fee.

Very truly yours,

FRED A. WILKIN,

State Engineer.

By _____

11771

Picabo Idaho

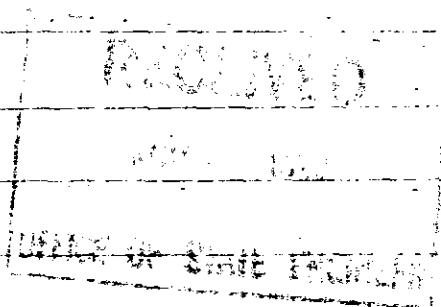
Nov 13/18

State Engineer

[Signature]

Dear Sir:-

I filled out and sent in
my water permit
no. 11771. I was to send
\$5.00 along with it which
I forgot to do. I'm
sending it today hoping
this will be satisfactory.
Rolly L. Baker



11771

November 11, 1918.

Re Permit 11771.

Mr. L. E. Baker,
Picabo, Idaho.

Dear Sir:--

We are in receipt of satisfactory affidavit for proof of completion of work under above permit. Upon receipt of statutory fee of \$5.00, the certificate will issue.

If you have the land under cultivation and irrigation and desire to proceed with your final proof at this time, the enclosed blanks should be filled out and returned to this office for the required four weeks publication prior to the date set by you to make proof. On the date advertised, you will be required to appear before the officer named by you in your notice of proof, with two disinterested witnesses, and fill out the deposition blanks that will be furnished him from this office. License will be issued upon this proof for the amount of water actually used, allowing an inch to the acre for the land under cultivation and irrigation.

Very truly yours,

ELMER A. HILL,

State Engineer.

By _____

EM10-111

11771

Permit No. 11771

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Blaine

} ss.

Rolly L. Baker

, 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. 11771, and that his postoffice address is Picabo State of Idaho

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

Silver Creek

Third: That the point of diversion of said water is

SE 1/4 SW 1/4 Sec. 26, T. 15, R. 20 E. B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by November 15, 1918

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:

dam and ditch

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam 4 feet, length of dam at top 12 feet, length of dam at bottom 14 feet. Material used in construction rock and earth
(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

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

(d) Conduit: ditch width at bottom 6 feet, width at water line 9 feet, depth of water 1 feet; diameter of pipe _____ inches; average grade per mile is 2 feet. Length of conduit is 1 1/2 miles.

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

1 cubic foot second feet of water.

Eighth: That water appropriated under said permit is available for 160 acres of land described as follows: SE 1/4 NE 1/4, E 1/2 SE 1/4 and SW 1/4 SE 1/4 Sec. 35, T. 15, R. 20 E. B. M.

Ninth: Remarks: That

Rolly L. Baker

(Sign here)

Subscribed and sworn to before me this 7th day of November, 1918.

My commission expires

Aug 24, 1921N. B. Ruckler

Notary Public.

11771

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit # 11771-Baker,
Mr. J. G. Hedrick,
Hailey, Idaho.

Boise, Idaho,

Nov. 18, 1915.

Dear Sir:

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.

J. H. Smith.

State Engineer

11771

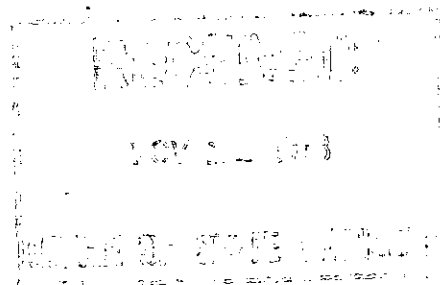
Picabo Ida
Nov 7 1918

Dear Sirs:-

I am sending the Proof of
Completion of works. filled
out. please send me
information in regard to the
last proof I have used
this water for the past
2 summers on said land

Respt.

R.L. Baker



11771

EWS P

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Rolly L. Baker

Picabo, Ida.

Dear Sir:—

Boise, Idaho, **AUG 12 1918**

Under the terms of your Permit No. ~~11771~~-----, you are required to complete your diversion works on or before ~~Nov. 15, 1918~~----- 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,

FRED A. WILKIE

J. H. SMITH,
~~XXXXX~~
State Engineer.

11771

Rolly L. Baker, Picabo, Idaho

T.S. 1120 p.m.

SEC 216

Silver Creek + Co



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