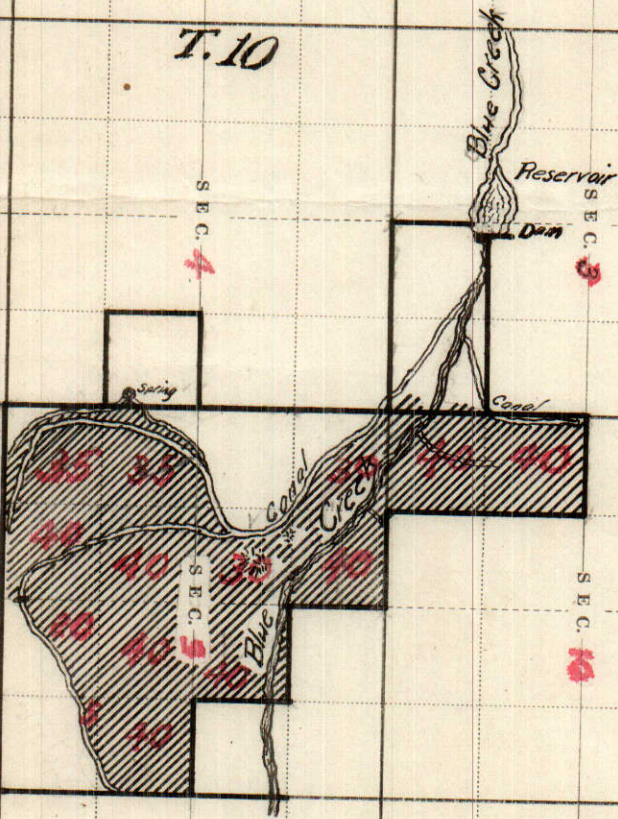


NAME OF APPLICANT *John Bishop*

Range 41



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

14459

AFFIDAVIT OF PUBLICATION

I, WM. F. GIBSON, publisher of THE FREMONT COUNTY NEWS, a newspaper of general circulation published weekly at St. Anthony, Fremont County, Idaho, do solemnly swear that

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 2 p. m. on the 18th day of December, 1920, at St. Anthony, County of Fremont, State of Idaho, before Rose D. Miller, notary public, proof will be submitted of the application to beneficial use of five and eight-tenths cubic feet per second of the waters of Blue Creek in accordance with the terms and conditions of Permit No. 14459 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are John Bishop, St. Anthony, Fremont County, Idaho.

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

The amount applied to beneficial use is five and eight-tenths cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) is NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ section 3, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, section 9, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ section 16, all in Twp. 10 N. R. 41 East of Boise Meridian.

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

The right to take water from such works is based upon Permit No. 14459.

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

The date of the priority which said user is prepared to establish is December 10, 1919.

W. G. Swendsen,
Commissioner of Reclamation.

a copy of the notice, a printed copy of which is hereto attached and made a part of this affidavit, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated Nov. 24 1920, and ending with the issue dated Dec. 15 1920.

Wm. F. Gibson

Publisher.

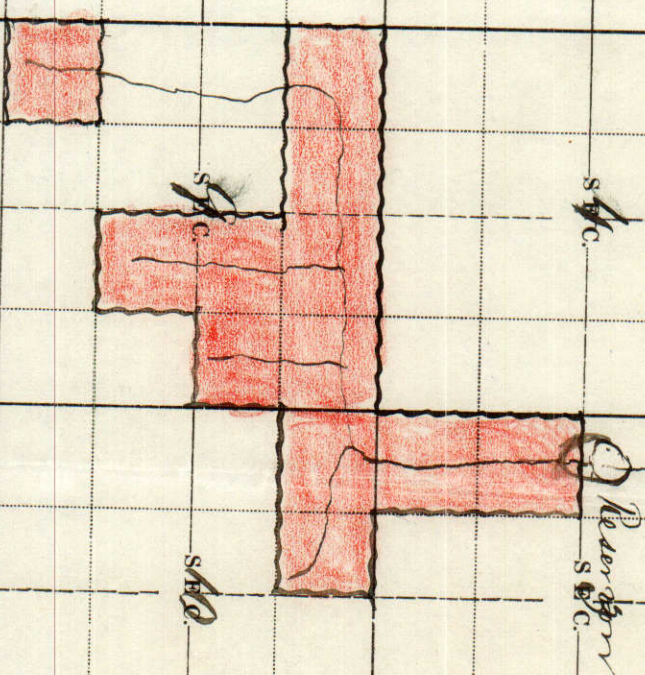
Subscribed and sworn to before me this 18 day of Decr, 1920.

Rose D. Miller

United States Commissioner. Notary Public.

My commission expires July 1, 1921.

14459



Map 10 of P. M. & D. M.

Applicant John Brooks
St Anthony, Idaho

Blue Creek
Section 10

SEC.

SEC.

SEC.

SEC.

SEC.

State of Idaho
License and Certificate of Water Right

Water License No. 14459 Amount 5.8 sec. ft.
Water District No. 36-A Priority 10-16-19

THIS IS TO CERTIFY that JOHN BISHOP
of St. Anthony, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 16, 1919; that Permit No. 14459
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.8 second feet, was issued thereunder on June 12, 1922, showing that said works
were completed on the 18th day of December, 1920; and that on the 18th
day of December, 1920,

JOHN BISHOP

of St. Anthony, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Whittington
Reservoir, a tributary of Blue Creek, for the purpose of irrigation
& domestic, under Use Permit No. 14459 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 6 of Licenses, at page 2945, on the 13th day of June, 1922;

The right hereby confirmed dates from October 16, 1919;

The Point of Diversion is located
in the NW 1/4 SW 1/4, Sec. 3, Tp. 10 N., R. 41 E., B. M.
County of Fremont.

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 5.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated		
10 N.	41 E.	3	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	--		
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	30	--		
			NE $\frac{1}{4}$ NE $\frac{1}{4}$	20	30		
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	35	--		
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	10	30		
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	10	40		
		10	SW $\frac{1}{4}$ SW $\frac{1}{4}$	35	5		
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	5	40		
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	15	35		
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	25	35		
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	10	40		
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	20	40		
							Total 295

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 13th day of June, 1922.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

31-2222
21-2170

State of Idaho
License and Certificate of Water Right

Water License No. 5781
Water District No. 38

Amount 0.5 sec. ft.
Priority 2-28-10

THIS IS TO CERTIFY that Andrew Peterson of Spencer, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 28, 1910; that Permit No. 5781 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.5 second feet, was issued thereunder on May 27, 1912, showing that said works were completed on the 28th day of February, 1912; and that on the 28th day of February, 1913,

Andrew Peterson of Spencer, State of Idaho, made proof to the satisfaction of the State Engineer of Idaho, of the right to use the waters of Little Rock & Box Springs, a tributary of (sinks), for the purpose of irrigation & domestic, under Use Permit No. 5781 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 of Idaho and entered of record in Volume 6 of Licenses, at page 2944, on the 9th day of June, 1922; The right hereby confirmed dates from February 28, 1910;

The Point of Diversion is located in the NE 1/4 NW 1/4, Sec. 21, T. 12 N., R. 37 E., B. M. County of Clark.

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 0.5 cubic feet per second, with equal amounts (0.25) from each groups of springs.
Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 N.	37 E.	21	NW 1/4 SW 1/4	40	25
That on the 7th day of June, 1922, there was received and filed for record in the Department of Reclamation of the State of Idaho a Warranty Deed whereby Andrew Peterson transferred all his right, title and interest in and to said Permit to the Wood Live Stock Co. Ltd., said deed bearing date of April 1, 1913;					

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 9th day of June, 1922.

W. G. SWEDSEN.
Commissioner of Reclamation.

(SEAL)

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

31-2222

Application No. 20435
Permit No. 14459
District No. 36-A

1. Name of Applicant: **John Bishop.**
Postoffice address: **St. Anthony** County: **Fremont** 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:
2. Quantity of water claimed: **5 8/10 (5.8)** cubic feet per second.
3. Source of water supply: **Whittington Reservoir** which is a tributary of **Blue Creek**
4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the **NW 1/4 SW 1/4**
of Section **3** , T. **10 N.** , R. **41 E.** , B. M., County of **Fremont.**
5. Water is to be used for: **Irrigation and domestic.**
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: \$ **2000.00**
8. Kind of works: **Reservoir, dam and ditch.**
9. Height of dam **12** feet; length of dam at top **275.3** feet; length of dam at bottom **190**
feet; material used in dam **rock, soil and concrete.**
10. Size of headgate: Width **2** feet; height **4** feet.
11. Ditch: Width at bottom **4** feet; width at water line **4** feet; depth of water **2**
feet; dimensions of flume
Diameter of pipe inches; length of conduit **1 3/4** miles.
Average grade per mile **5** feet.
12. The time required for the completion of such work is **one** years.
13. The time required for the complete application of the water to the proposed use is **3** additional years.
14. The land to be irrigated is described in the following tabulation: **See Remarks.**

15. (a) Is reservoir to be used? **Yes.** If so, fill in (b) and (c) below.
 (b) Name of reservoir and number of Storage Permit: **Whittington--R-186**
 (c) Date of filing of Application for Storage Permit and Name of Applicant: **Oct. 16, 1919. John Bishop.**

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.

John Bishop Applicant.

By **Thos. Elliott.** Agent.

Commissioner of Reclamation
Date of first receipt at office of ~~State Engineer~~ 10:00 A.M. Oct. 16, 1919.

Returned to applicant for correction Oct. 21, 1919.

Corrected application received Dec. 1, 1919.

APPROVAL OF ~~STATE ENGINEER~~ COMMISSIONER OF RECLAMATION

The number of this permit is **14459**
Recorded in Book **51** Page **14459** Approved **December 10, 1919.**
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 **February 8, 1920** 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 **June 10, 1920.**
The whole of said work to be completed on or before **December 10, 1920.**
Beneficial use of water appropriated in accordance herewith, to be made on or before **December 10, 1923.**

Witness my hand this 10th day of December, 1919.

W. G. Swendsen.
~~State Engineer.~~
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	
10 N.	41 E.	3																70	
"	"	9	20	35	10	10	15	25			40	30						155	
"	"	10					10	20				35			5			30	
All lands are private ownership John Bishop																			
25 inches of water is due as a blanket use derived by beneficial use as shown by the Whittington proof made on the waters of Blue Creek Nov. 8, 1913. This proof shows 400 inches of water to 425 acres of land irrigated.																			
This rseervoir is or will be fully complete in spring. Dam is built with 2 rock cribs to fall this winter.																			

Proof of Completion of works made December 18, 1920. Certificate of Completion of Works issued June 13, 1922.																			
Permit No. 14459																			
CERTIFICATE OF COMPLETION OF WORKS																			
To All Whom It May Concern:																			
This is to certify that John Bishop of St. Anthony, County of Fremont, and State of Idaho, the holder of Permit No. 14459, issued upon Application No. 20435, bearing date of priority of October 16, 1919, authorizing the diversion of 5.8 second feet of the waters of Whittington Reservoir, a tributary of Blue Creek, County of Fremont, 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 5.8 second feet of the waters of Whittington Reservoir; that the point of diversion of said waters is in the NW¼ of the SW¼ of Section 3, Twp. 10 N., R. 41 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: W½SW¼ Sec. 3, NE¼, N½NW¼, SW¼SW¼, NW¼SE¼ Sec. 9, N½NW¼ Sec. 10, Twp. 10 N., R. 41 E., B. M.																			
Witness my hand this 13th day of June, A. D. 1922.																			
W. G. SWENDSEN, Commissioner of Reclamation By Geo. N. Carter, Assistant.																			
License issued for 5.8 second feet ,																			
Page 2945																			

June 16, 1922.

Re: Permit 14459.

Mr. John Bishop,
St. Anthony, Idaho.

Dear Sir:

We inclose herewith Water License,
issued under the above numbered Permit, to-
gether with receipt for fees.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

Encls.

By
Chief Clerk.

14459

M. J. GRAY, PRESIDENT
L. H. NEAL, CASHIER

JAMES G. GWINN, VICE PRESIDENT
S. W. ORME, VICE PRESIDENT

A. L. HALLSTROM, ASST. CASHIER
J. B. QUAYLE, ASST. CASHIER



ST. ANTHONY, IDAHO, June 1, 1922.

W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

At the request of Mr. John Bishop
we are enclosing herein our Salt Lake draft
#4870 for \$18.00 which is in payment of
permit No. 14,459 referred to in your letter
of March 23, 1922.

Yours very truly,

Cashier.

14459

March 23, 1922.

Re: Permit 14459.

Mr. John Bishop,
St. Anthony, Idaho.

Dear Sir:

On August 24, 1921, a letter was mailed to you from this office, advising you that upon receipt of fees in the sum of \$18.00, for proof of beneficial use of water, license would be issued under the above numbered Permit. As yet we have received no reply to our letter, kindly give this matter your early attention.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

CB:E

By

Chief Clerk.

14459

June 16, 1912.

Re: Permits R-186-14459.

Mr. John Bishop,
St. Anthony, Idaho.

Dear Sir:

We inclose herewith Certificates of
Completion of Works, under the above numbered
Permits, together with receipt for fees.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

Encls.

By
Chief Clerk.

14459



D. W. DAVIS, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER
BOISE

BUREAU OF WATER RESOURCES
WATER APPROPRIATIONS
CAREY ACT DEVELOPMENT

June 5, 1922.

Re: Permits 14459-R-186.

Mr. John Bishop,
St. Anthony, Idaho.

Dear Sir:

In looking over the files preparatory to issuing license under the above numbered Permits, we find that the fee of \$5.00 for proof of completion of works has not been received. A letter was mailed to you December 22, 1920, advising you that upon receipt of the statutory fee in the sum of \$5.00, the certificate of Completion of Works would be issued. No reply was received to this letter. Kindly give this matter your early attention in order that Certificate and License will be issued.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

CB:E

By *W. G. Swendsen*
Chief Clerk.

14459

June 5, 1922.

Re: Permits 14459-R-186.

Mr. John Bishop,
St. Anthony, Idaho.

Dear Sir:

In looking over the files preparatory to issuing license under the above numbered Permits, we find that the fee of \$5.00 for proof of completion of works has not been received. A letter was mailed to you December 22, 1920, advising you that upon receipt of the statutory fee in the sum of \$5.00, the certificate of Completion of Works would be issued. No reply was received to this letter. Kindly give this matter your early attention in order that Certificate and License will be issued.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

CB:E

By

Chief Clerk.

14459

August 24, 1921

Re Permit 14459

Mr. John Bishop
St. Anthony, Idaho.

Dear sir:-

The report of the examining engineer on your proof of beneficial use under the above numbered permit has been filed. Upon the receipt of the sum of \$18.00 license will be issued.

Very truly yours, .

W. C. SWENDSEN,

Commissioner of Reclamation

By

14459

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 36-A1. State name of applicant and number of permit: John Bishop - Permit 144592. State source of water supply: Blue Creek and reservoir3. Location of point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3, Twp. 10 N., R. 41 E., B.M.

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

Dam, length 215 ft, 20' wide at top, 12' high, earth with rock-crib face, up-stream; spillway 22 ft. long, 12' high, 12" walls of concrete.1 flume 250' - 3' x 1 $\frac{1}{2}$ ', at 1 $\frac{1}{2}$ plank capacity 6 cu. ft.1 flume 200' - 12" x 12" " " " 2 cu. ft.1 flume 400' " " " " 2 " "7 Head Gates 2 $\frac{1}{2}$ x 3' x 4' long 6 " "3 $\frac{1}{2}$ miles laterals 3 to 4' bottom 2 to 6 cu. ft.5. State whether or not water has been turned into works of diversion: X

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):

NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3; NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, all in T. 10 N., R. 41 E., B.M.

NE $\frac{1}{4}$ NE $\frac{1}{4}$	} Sec. 9	30 a.	✓	NW $\frac{1}{4}$ NW $\frac{1}{4}$	} Sec. 9	35	✓
NW $\frac{1}{4}$ NE $\frac{1}{4}$		0	+	SW $\frac{1}{4}$ SW $\frac{1}{4}$		5	✓
SW $\frac{1}{4}$ NE $\frac{1}{4}$		30	✓	NW $\frac{1}{4}$ SE $\frac{1}{4}$		40	✓
SE $\frac{1}{4}$ NE $\frac{1}{4}$		40	✓	NE $\frac{1}{4}$ NW $\frac{1}{4}$		40	✓
NE $\frac{1}{4}$ NW $\frac{1}{4}$		35	✓	NW $\frac{1}{4}$ NW $\frac{1}{4}$		40	✓

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

8. How many parties conduct water in this system? One.

9. Give names and amount of each right:

John Bishop, as shown on map.10. What large stream would the water here appropriated finally reach? North Fork11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: Blue Creek, Sand Creek, North Fork Snake River.Blue Creek waters sink on the farm of Mr. Bishop and do not reach Sand Creek except during the spring run-off from melting snow.

Remarks: The SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9 should have been included, but was left out by mistake. The acreage as cross-hatched and marked in red is irrigated by Mr. Bishop. Does former rights cover for acreage not included in this application?

This examination was made on the 9th day of Aug. 1921.

(Signed)

Elmer H. Jennings

Examiner.

14459

OVER

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. 36-4

John Bishop

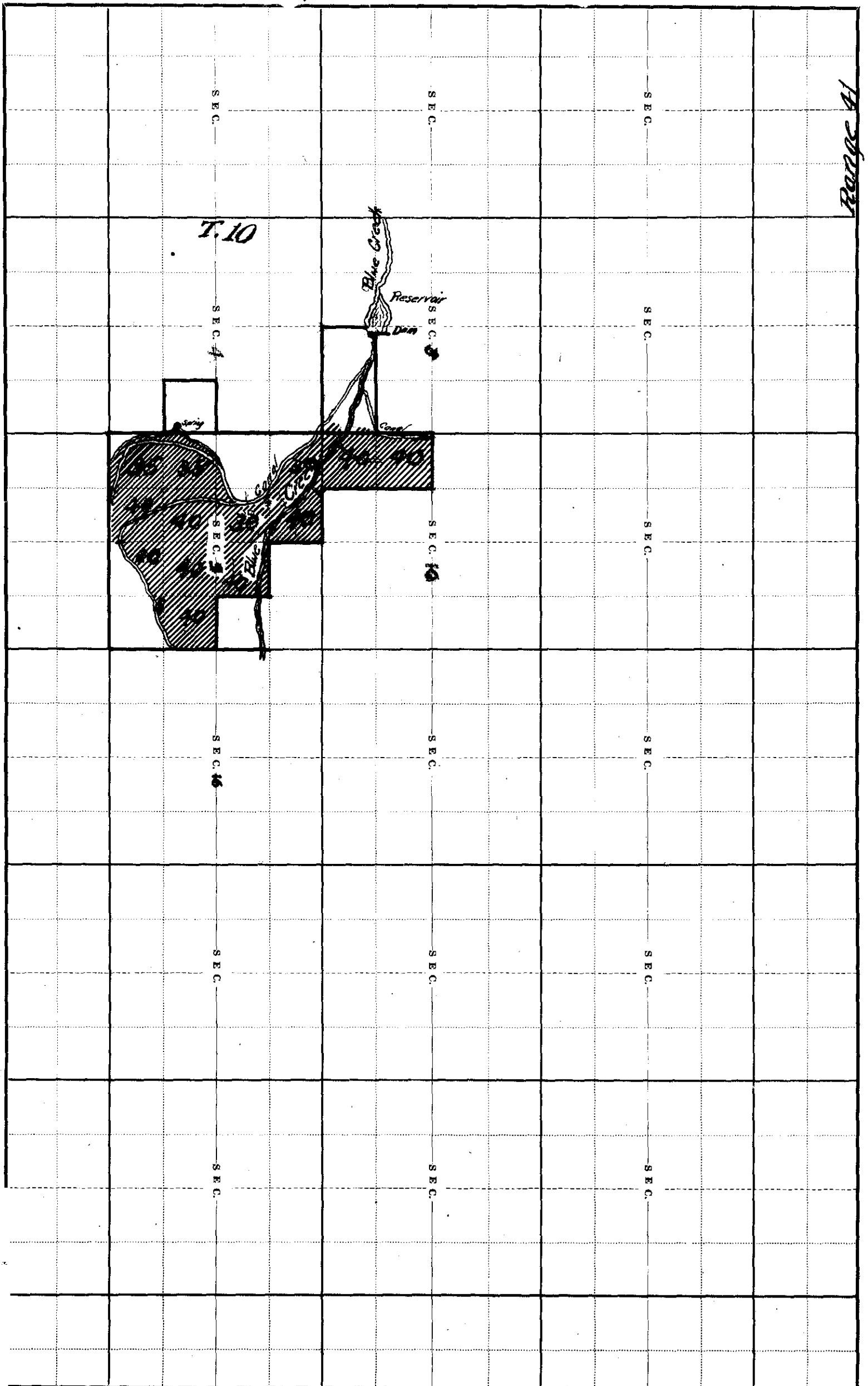
St. Anthony,

Permit 14459

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.

NAME OF APPLICANT John Bi. '2p



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

14459

February 14, 1921.

Re: Permits 14459-R-186.
John Bishop.

Mr. Thos. Elliott,
Attorney at law,
St. Anthony, Idaho.

Dear Sir:--

Relative to examination for proof of completion of works and beneficial use of water under above permit would say that we will have a man in the field just as soon as weather conditions will permit in the spring who will make the examination and report. We desire, so far as possible, to have these examinations made by an engineer from this department.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By _____

14459

THOMAS ELLIOTT
ATTORNEY
ST. ANTHONY, IDAHO

January 24, 1921.

Mr Baer,

Reclamation Office

Boise, Idaho.

My dear Mr. Baer:-

I had intended to ask if you had made any appointment for examination of the land covered by permit of John Bishop on Blue Creek. I don't have the number of permit but proof of beneficial use has just been made. We suggested Lem Steele, he is a Forest Service man and fully capable I think.

In mentioning the Roseborough matter to you I ought to have stated that our appeal to the District Court has no connection with the action your office took some time ago. We were fully satisfied with the certificate you gave us, but other conditions have arisen that compels to go into court with Hammond.

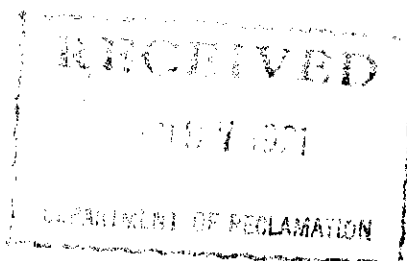
We are still having snow, and to all appearance our snow crop is fully assured for the coming year.

Very truly yours

Thomas Elliott

14457

2-18-21



14459

December 22, 1920.

Re: Permits 14459-R-186.

Mr. John Bishop.
St. Anthony, Idaho.

Dear Sir:--

Affidavit of holder for proof of completion of works
and depositions and affidavit of publisher for proof of use of
water under Permit 14459 received December 20. Upon receipt of
statutory fees in the sum of \$5.00, the certificate of completion
of works will be issued.

No further action will be taken in regard to the final proof
until the examination can be made by our engineer, at which time
you will be further advised as to fees due on this proof before
issuing the license. This examination cannot now be made before
spring weather opens at which time we will again have an engineer
in the field for this work.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By _____

14459

AFFIDAVIT OF PUBLICATION

I, WM. F. GIBSON, publisher of THE FREMONT COUNTY NEWS, a newspaper of general circulation published weekly at St. Anthony, Fremont County, Idaho, do solemnly swear that

a copy of the notice, a printed copy of which is hereto attached and made a part of this affidavit, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for Four consecutive weeks, commencing with the issue dated Nov. 24 1920, and ending with the issue dated Dec. 15 1920.

Wm. F. Gibson
Publisher.

Subscribed and sworn to before me this 18 day of
Decr, 1920.

Rose D. Miller

~~United States Commissioner.~~ Notary Public.

My commission expires July 1, 1927.

14459

Notes on the Authors

Notice is hereby given that at 7 p. m. on the 19th day of December, 1906, at St. Anthony, County of Fremont, State of Idaho, before John D. Miller, notary public, there will be submitted to the subscribers for voluntary use of fire and water power, the first payment of the water of the canal in connection with the project of irrigation of about 20,000 acres of land owned by the State of Idaho.

1. The first of these is the fact that the
2. second of these is the fact that the
3. third of these is the fact that the
4. fourth of these is the fact that the
5. fifth of these is the fact that the

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500 5TH AVENUE
NEW YORK 17, N.Y.

... ..

[illegible]

The name of the pond or ditch or other source for water used water is CCR. Amount in each pond or ditch is separate.

1. NAME _____
 2. ADDRESS _____
 3. CITY _____
 4. STATE _____
 5. ZIP _____
 6. PHONE _____
 7. DATE _____
 8. SIGNATURE _____
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THE UNIVERSITY OF CHICAGO

W. G. B. 1942

Continuation of Abstract of Title to the Lands described in the Caption hereio

No.

Kind of Instrument

Date of Instrument

Grantors Date of Record

to

Book of Page

No. of Instrument

Consideration, \$

Grantees Are Signatures Sealed

Name of Witnesses

Date of Acknowledgment

Before Whom Acknowledged

Is Wife Separately Examined in Acknowledgment

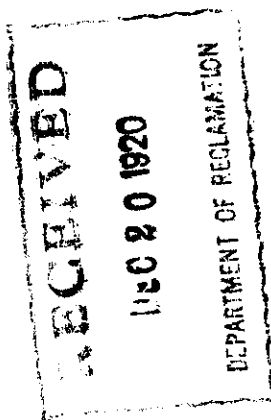
Granting Words

Covenant, if any

Description and Remarks:

RECEIVED F. S. KACI

INCORPORATE



Permit No. 14459

STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Fremont

ss.

John Bishop

, 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. 14459, and that his postoffice address is St. Anthony, Fremont County State of Idaho

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

Blue Creek.

Third: That the point of division of said water is NW 1/4 SW 1/4 section 3, Tp 10 N. R. 41 E. BM.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 10, 1920, 19

Fifth: That the use for which said water is intended is irrigation and domestic

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: Reservoir, Dam and ditches.

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

II. Dimensions of work:

(a) Height of dam 12 feet, length of dam at top 275.3 feet, length of dam at bottom 190 feet. Material used in construction rock, soil and concrete

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir 1450 acre feet.

(c) Size of headgate: Width 2 feet, height feet.

(d) Conduit ditch width at bottom 4 feet, width at water line 4 feet, depth of water 2 feet; diameter of pipe inches, average grade per mile is 5 feet. Length of conduit is 1 3/4 miles.

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

5.8/10 second feet of water.

Eighth: That water appropriated under said permit is available for 255 acres of land described as follows: NE 1/4 NE 1/4, NW 1/4 NE 1/4, SW 1/4 NE 1/4, SE 1/4 NE 1/4, NE 1/4 NW 1/4, NW 1/4 NW 1/4, SW 1/4 SW 1/4, NW 1/4 SE 1/4 section 9, NW 1/4 SW 1/4, SW 1/4 SW 1/4 section 3, NE 1/4 NW 1/4, NW 1/4 NW 1/4 section 10, all in Tp 10 N. R. 41 East of Boise Meridian.

Ninth: Remarks: That all of the above named works are full and complete according to the terms and condition of the above named permit No 14459.

Subscribed and sworn to before me this 18

day of

(Sign here)

1920

Notary Public.

My commission expires July 1 1921

14459

PERMIT NO. 14459**Proof of Application of Water to Beneficial Use****Deposition of Holder**

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

Ans. John Bishop 52 St. Anthony, Idaho. Farmer and stockman...
St. Anthony, Fremont County, 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. I am acting in my own behalf.

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

Ans. 14459, October 16, 1919. December 10, 1919.

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

Ans. Blue Creek and from a reservoir now constructed.

NW $\frac{1}{4}$ SW $\frac{1}{4}$ section 3, Tp 10 N.R. 41 E.BM.

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. Reservoir, dam and ditch. five and eight tenths. All of the
works are situate on my own private property.

Ques. 6. State for what purpost 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 cultivate or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. Irrigation for the raising of hay. NW $\frac{1}{4}$ SW $\frac{1}{4}$ -40 acres. SW $\frac{1}{4}$ SW $\frac{1}{4}$ -30
acres, all in section 3, section 9, NE $\frac{1}{4}$ NE $\frac{1}{4}$ -20 acres, NW $\frac{1}{4}$ NE $\frac{1}{4}$ -35-SW $\frac{1}{4}$ NE $\frac{1}{4}$ -
10-SW $\frac{1}{4}$ NE $\frac{1}{4}$ -10-NE $\frac{1}{4}$ NW $\frac{1}{4}$ -15-NW $\frac{1}{4}$ NW $\frac{1}{4}$ -25-SW $\frac{1}{4}$ SW $\frac{1}{4}$ -35-NW $\frac{1}{4}$ SE $\frac{1}{4}$ -5- section 10
NE $\frac{1}{4}$ NW $\frac{1}{4}$ -10-NW $\frac{1}{4}$ NW $\frac{1}{4}$ -20- all in Tp 10 N.R. 41 E.BM.

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

Ans. irrigation of lands

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

Ans. one inch to the acre or 5.8/10 cubic feet per second.

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. I am the original applicant.

14459

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

Ans. I have raised crops of alfalfa and wild hay for five years on the tracts named. I have used about one inch to the acre.

The diversion of water has been through ditches and so forth.

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 right claimed thereunder.

Ans. For the last five years I have raised crops of alfalfa and wild hay on the land named herein. Have used surface irrigation and obtained about two tons to the acre for alfalfa and one ton for wild hay. I have no other appropriations of water for this land.

(Sign)

John Bishop

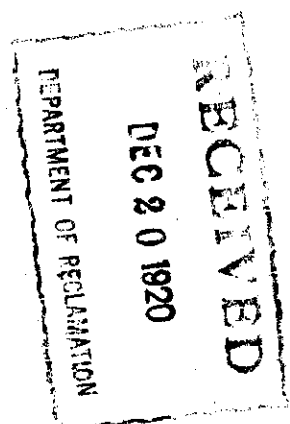
I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in St. Anthony, County of Fremont State of Idaho, on this 18th day of December D. 19 20.

Notary Public

My commission exps.

July 1st 1921

14459



Permit No. 14459

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Thos. Elliott. 63 years. St. Anthony, Idaho.

Attorney at law. St. Anthony, Fremont County, Idaho.

Ques. 2. Are you acquainted with John Bishop, the holder of Permit No. 14459? How long have you known him and where does he reside?

Ans. Yes. Fifteen years. On his ranch in

Section 3, Tp. 10 N.R. 41 E.B.M. Post office address St. Anthony, Idaho.

Ques. 3. Have you read or heard read said Permit No. 14459 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. Blue Creek. NW $\frac{1}{4}$ SW $\frac{1}{4}$ section 3, Tp. 10 N.R. 41 E.B.M. Reservoir,

dam and ditches and headgate. Headgate 2 feet wide 4 feet high,

width of ditch at bottom 4 feet water line 4 feet depth of water

2 feet length of main ditch 1.3/4 miles grade about five feet to the mile.

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. 5.8/10. 5.8/10 cubic feet.

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. Raising of hay. NW $\frac{1}{4}$ SW $\frac{1}{4}$ -40 acres, SW $\frac{1}{4}$ SW $\frac{1}{4}$ -30-section 3, NE $\frac{1}{4}$ NE $\frac{1}{4}$ -20-SE $\frac{1}{4}$ NE $\frac{1}{4}$ -10-

NW $\frac{1}{4}$ NE $\frac{1}{4}$ -35-SW $\frac{1}{4}$ NE $\frac{1}{4}$ -10-NE $\frac{1}{4}$ NW $\frac{1}{4}$ -15- NW $\frac{1}{4}$ NW $\frac{1}{4}$ -25-SW $\frac{1}{4}$ SW $\frac{1}{4}$ -35-NW $\frac{1}{4}$ SE $\frac{1}{4}$ -5-

all in section 10, NE $\frac{1}{4}$ NW $\frac{1}{4}$ -10-NW $\frac{1}{4}$ NW $\frac{1}{4}$ -20- in section 10, Tp. 10 N.R.

41 E.B.M.

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

Ans. It is for 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. Agricultural land mostly suitable for the raising of hay.

One inch to the acre is required for profitable cultivation.

14459

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. During the irrigation season of 1919. By seeing irrigation in progress. I have seen the crops raised, wild hay and also alfalfa for the season of 1920. Alfalfa going about two tons to the acre and wild hay about one ton.

(Sign)

[Signature]

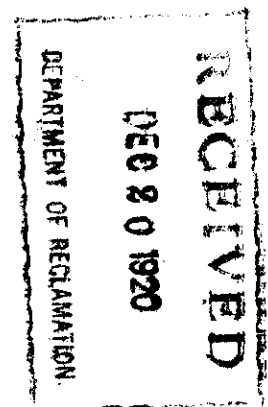
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in St. Anthony, County of Fremont, State of Idaho, on this 18th day of December A. D. 1920.

Rose D. Miller
Notary Public.

My commission expires

July 1st 1921

14459



Permit No. 14459....

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

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

Ans. Thomas Bishop. 57 years. St. Anthony, Idaho and post office.....
same address. nFarmer.

Ques. 2. Are you acquainted with..... John Bishop....., the holder of Permit No. 14459? How long have you known him and where does he reside?

Ans. Yes. He is my brother. His address is St. Anthony, Idaho but.....
he resides on his ranch on which water proof is now being made.....

Ques. 3. Have you read or heard read said Permit No. 14459, 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. Blue Creek. NW $\frac{1}{4}$ SW $\frac{1}{4}$ section 3, Tp. 10 N. R. 41 E. B.M., Reservoir,.....
dams, ditches and headgates. Headgate 2 feet wide and four feet high,
Ditch four feet at bottom, four feet at water line with a depth of.....
water two feet. Main ditch 1.3/4 miles long, with a grade of about 5.
feet to the mile.

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. 5.8/10. 5.8/10.

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. Raising of hay. NW $\frac{1}{4}$ SW $\frac{1}{4}$ -40-SW $\frac{1}{4}$ SW $\frac{1}{4}$ -30 in section 3, NE $\frac{1}{4}$ NE $\frac{1}{4}$ -20-
NW $\frac{1}{4}$ NE $\frac{1}{4}$ -35-SW $\frac{1}{4}$ NE $\frac{1}{4}$ -10- SE $\frac{1}{4}$ NE $\frac{1}{4}$ -10-NE $\frac{1}{4}$ NW $\frac{1}{4}$ -10-NW $\frac{1}{4}$ NW $\frac{1}{4}$ -20-SW $\frac{1}{4}$ SW $\frac{1}{4}$ -35-
NW $\frac{1}{4}$ SE $\frac{1}{4}$ -5-in section 9, NE $\frac{1}{4}$ NW $\frac{1}{4}$ -10-NW $\frac{1}{4}$ NW $\frac{1}{4}$ -20, section 10, Tp. 10 N. R.
41 E. B.M.

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. Hay land. About one inch to the acre.

14459

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

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen crops raised on this land for five years. Have
helped to put up the hay which has given crops of two tons to the
acre for alfalfa and about one ton for wild hay.

(Sign)

Thomas Bishop

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 St. Anthony,, County of Fremont, State of Idaho, on this 18th day of December A. D. 1920.

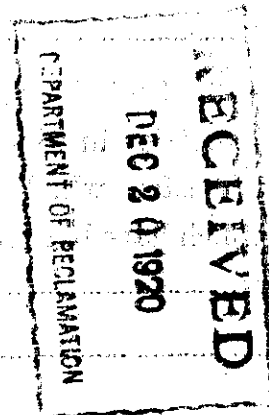
Rose D. Miller

Notary Public.

My commission expires

July 1st 1921

14459



State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO, ~~December 1,~~ 1920.

John Bishop,
c/o Rose D. Miller,
St. Anthony, 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. 14459.

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 December 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 St. Anthony, before Rose D. Miller, 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,

~~W. G. SWINERTON,~~
Commissioner of ~~Registration~~ *State Engineer*

14459

(P. O.) St. Anthony, Idaho

(Date) November 22, 1920

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of Nov. 19, 1920 enclosing notice of proof under
Permit No. 14459 which will be published as you request, beginning with our issue of
November 24, 1920

Fremont County News

By *Wm. F. Gibson*

14459

November 19, 1920.

Re Permit 14459. - John Bishop.

Mr. Theo. Elliott,
St. Anthony, Idaho.

Dear Sir:--

We are in receipt of your letter enclosing notices for proof of use of water under the above permit. One copy will be mailed to the Fremont County News for the required four weeks publication prior to December 15th and deposition blanks will be mailed to Rose M. Miller, notary public.

Relative to affidavit form sent you would say that this was for proof of completion of works under the above numbered permit and not the storage permit, as the affidavit of Mr. Bishop is now on file for completion of the reservoir. This affidavit may be filled out and returned on the same date as proof of beneficial use of water.

Very truly yours,

E. G. SWENDSEN,

Commissioner of Reclamation.

By_____.

14459

THOMAS ELLIOTT

ATTORNEY

ST. ANTHONY, IDAHO

November 17, 1920.

Commissioner of Reclamation

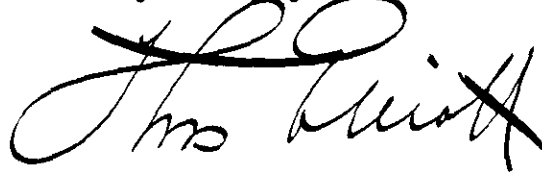
Boise, Idaho.

Dear sir:-

Find herewith application to make proof of
beneficial use Of the waters of Blue Creek, and accompanying authority.

Will you please advise if the blank "Proof of Completion of
works" is for storage permit No 186 or beneficial use permit No
14459.

Very truly yours

A handwritten signature in cursive script, appearing to read "Thos Elliott", written over the typed name.

Box 14459

14459

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 17, 1920.

(P. O.) St. Anthony, Fremont County, Idaho

TO THE STATE ENGINEER:

Boise, Idaho.

DEAR SIR:

You are hereby authorized to have the attached notice published at my expense in the
Fremont County News of St. Anthony,, published
in the county in which the works are situated.

John Bishop Esq.
St. Anthony

(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.

14459

November 16, 1920

Re. Permit No. 14459.- John Bishop.

Mr. Thomas Elliott, Attorney,
St. Anthony, Idaho

Dear Sir:

Per your request of the 9th inst., I
am inclosing herewith affidavit form for completion
of works under the above numbered permit, together
with blank notices for final proof.

Yours very truly,

W. C. SWENDSON.
Commissioner of Reclamation.

By _____

F6-2F10-F11

CB/BC

14459

THOMAS ELLIOTT

ATTORNEY

ST. ANTHONY, IDAHO

November 9, 1920.

Commissioner of Irrigation

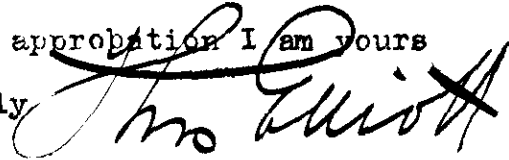
Boise, Idaho.

Dear sir:-

Will you please forward me necessary blanks for proofs to be made by John Bishop on storage permit No 186, also beneficial use permit No 14459. I expect to go on the ground Thursday by appointment with Mr Bishop and if it meets your approval make a full examination of the land and reservoir such as is made with all proofs. I do this for the reason that if we wait until the proof is made snow may be covering the entire tract that it would not be possible to determine the amount of land in each forty irrigated, and submit the later inspection report.

This land is irrigated for hay and meadow and it will be my purpose to take the permit and make a proper report with the proof, trusting that this will meet your approbation I am yours

Truly



I suppose an application blank to make the proof will be necessary.

14459

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. John Bishop,
St. Anthony, Idaho

Boise, Idaho,
November 5, 1920

Dear Sir:—

Under the terms of your permit No. **14459** you are required to complete your diversion works on or before **Dec. 10, 1920**. 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,

G. SWENDSEN.

Commissioner of Reclamation.

14459

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 14459
Thos. Elliott
St. Anthony, Idaho.

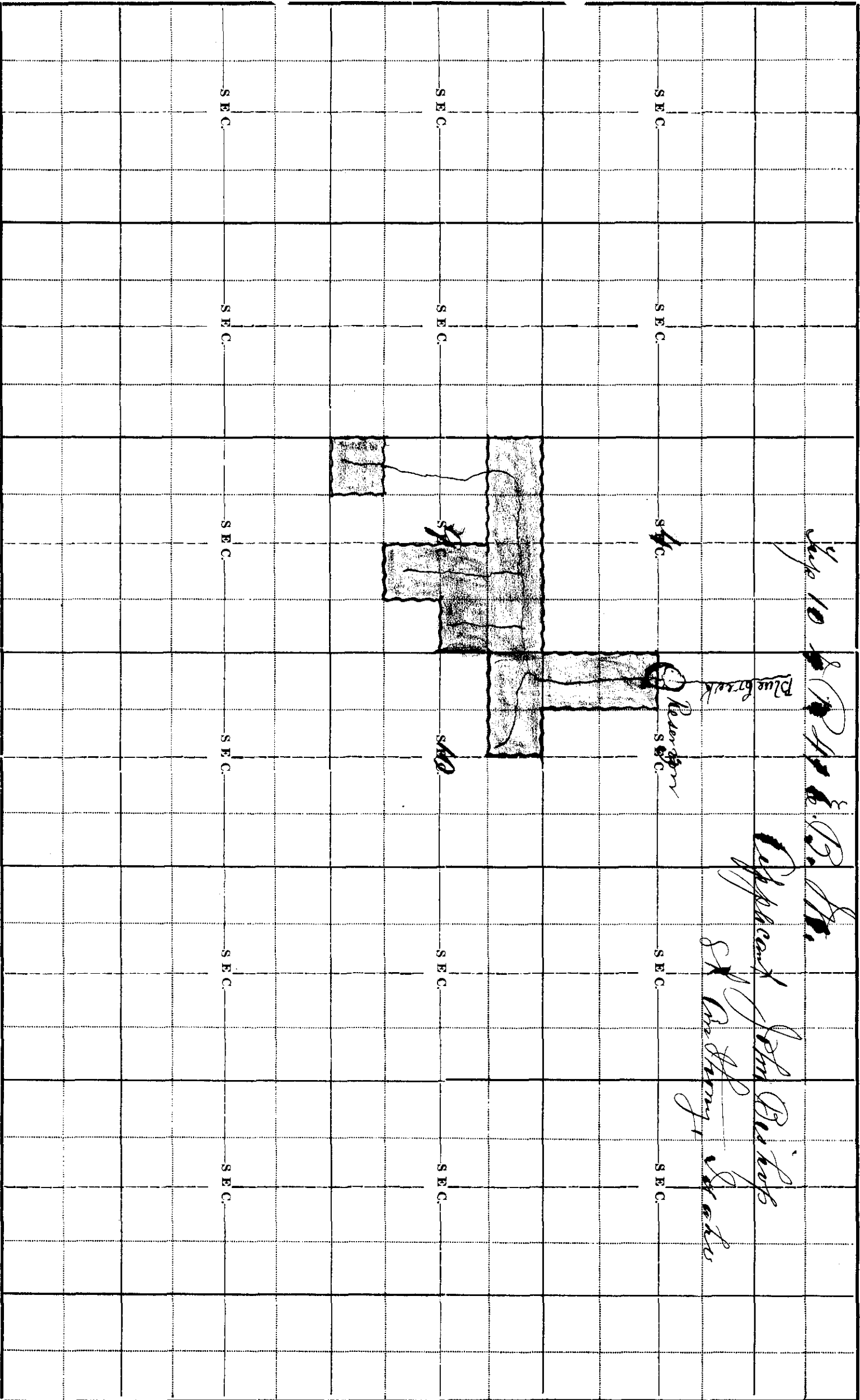
Boise, Idaho,
Dec. 18, 1919.

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.

W. G. Swendsen.
Commissioner of Reclamation.

14459



Nov. 17, 1919

20458

Mr. Wm. Elliott,
St. Anthony, Idaho.

Par. 4 and maps do not agree.
Fill in Par. 13.

20435

14459