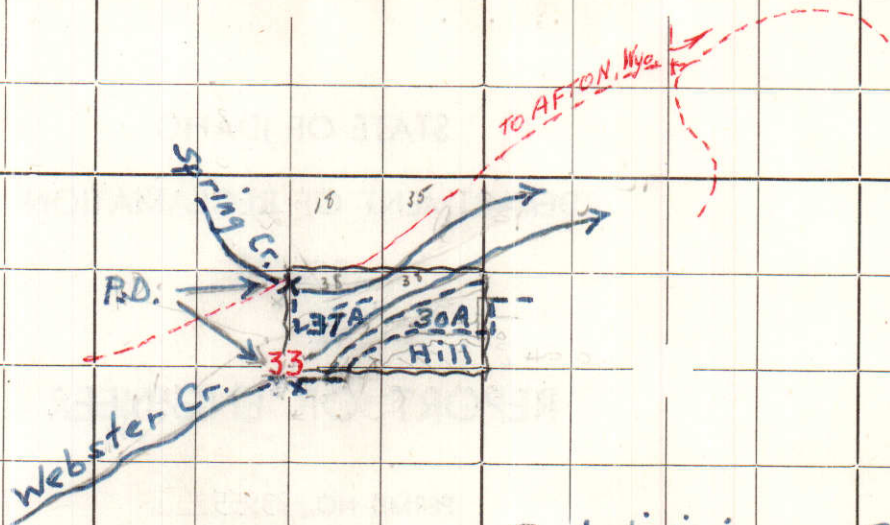


R-46E.



T.
7
S.

Subdivisions 2

Irrigated Land 67 Acres

$\frac{1}{3}$ of use is from
Spring Cr.

Sub-divisions = 2

Area = 67 acres

$Q = 67$ inches

1.34 cfs.

Q = Much in excess of
the 1.6 cfs. requested
is actually being
applied. A large part
of the area is convert-
ed into a swamp by
the diversions from
Webster + Spring
Creeks.

About $\frac{1}{3}$ of the area
is irrigated from
Spring Creek - $\frac{2}{3}$ from
Webster Cr.

The streams were all
confined for measuring.

There is already a full right from Spring Cree.
License must be written to link to 1

Total

Affidavit of Publication

County of Caribou, }
State of Idaho, } SS.

T. L. Varner

being first duly sworn

on his oath, states:

That he is Publisher of the Soda
(Printer, Foreman or Principal Clerk)

Springs Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for four successive weekly issues thereof, the date of the first publication being the 14th day of May, 1953, the date of the last publication being the 4th day of June, 1953.

Subscribed and sworn to before me this 4th day of June, 1953.

(SEAL)

Notary Public, residing at Soda Springs, Idaho.

My Commission expires the 1st day of July, 1956.

COST: _____ lines at _____ cents a line for the first insertion and _____ cents a line for each of _____ subsequent insertions, total \$ _____

SODA SPR

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 15th day of June, 1953, at Soda Springs, County of Caribou, State of Idaho, before F. J. Rasmussen, Notary Public, proof will be submitted of the application to beneficial use of 1.6 cubic feet per second of the waters of Webster Creek in accordance with the terms and conditions of Permit No. 23955 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are George C. Miller, Thayne, Wyoming.

The use to which said water has been applied is Irrigation purposes and Domestic purposes.

The amount applied to beneficial use is 1.6 cubic feet per second.

The place where said water is used: $S\frac{1}{2}$ of $NE\frac{1}{4}$ of Section 33, Township 7 South, Range 46 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 Webster Creek.

The right to take water from such works is based upon Permit No. 23955.

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

The date of priority which said user is prepared to establish is March 30, 1953.

Mark R. Kulp,
State Reclamation
Engineer.

4tc-xj4

23955

T.
7
S.

R-46E.

Point of Diversion

Creek

Webster

33

Permit Map No. ...23955

As Approved

APR 2 1953

MARK R. KULP

State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. 23955

Amount 1.34 c.f.s.

Water District No.

Priority March 30, 1953

THIS IS TO CERTIFY that GEORGE C. MILLER of Thayne, Wyoming, made application for a permit to appropriate the public waters of the State of Idaho, dated March 30, 1953; that Permit No. 23955 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.6 second feet, was issued thereunder on May 18, 1953, showing that said works were completed on the 30th day of April, 1953; and that on the 15th day of June, 1953, GEORGE C. MILLER

of Thayne, State of Wyoming, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Webster Creek, a tributary of Tygee Creek, for the purpose of Irrigation and domestic use, under Use Permit No. 23955 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 6532, on the 18th day of November, 1958; The right hereby confirmed dates from March 30, 1953; The Point of Diversion is located

in the SE 1/4 NW 1/4, Sec. 33, Tp. 7 S., R. 46 E., B. M. County Caribou

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 1.34 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	46 E.	33	SE 1/4 NE 1/4 SW 1/4 NE 1/4	40 40	30 37
Total number of acres irrigated - - -					67
Inasmuch as the lands described above have heretofore been granted a licensed water right in amount 1.52 cubic feet per second from Spring Creek by Water License No. 7103, the water right from Webster Creek evidenced by this water license shall not operate to supply at any time to the irrigated land in the SE 1/4 NE 1/4 of Section 33, Township 7 South, Range 46 East, B.M., a total amount of water greater than at the rate of one miners inch per acre from the two rights.					

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 State Reclamation Engineer, affixed at Boise, Idaho, this

18th day of November, 1958.

/s/ Geo. N. Carter
State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 20027 Amount 3.94 c.f.s.
Water District No. Priority March 7, 1947

THIS IS TO CERTIFY that LEONARD R. LAWSON
of Bruneau, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 7, 1947; that Permit No. 20027
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4 second feet, was issued thereunder on March 10, 1952, showing that said works
were completed on the 10th day of March, 1952; and that on the 18th
day of March, 1958, LEONARD R. LAWSON

of Bruneau, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of three wells
, a tributary of subterranean, for the purpose of Irrigation and domestic
use, under Use Permit No. 20027 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 6531, on the 18th day of November, 1958;
The right hereby confirmed dates from March 7, 1947;

The Point of Diversion are located in SW 1/4 SE 1/4 Section 23, NE 1/4 NW 1/4 and
in the NW 1/4 NE 1/4, Sec. 26, Tp. 7S, R. 4E, B. M. County Owyhee

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 3.94 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	4 E.	23	NE 1/4 SE 1/4	40	30
			NW 1/4 SE 1/4	15	10
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	37
		26	SE 1/4 SW 1/4	30	10
			NE 1/4 NE 1/4	30	12
			NW 1/4 NE 1/4	40	35
			NE 1/4 NW 1/4	40	30
			Total number of acres irrigated - -		204

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 State Reclamation Engineer, affixed at Boise, Idaho, this
18th day of November, 1958.

/s/ Geo. N. Carter
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho 24-2042

APPLICATION No. 31737
 PERMIT No. 23955
 DISTRICT No.

1. Name of Applicant: **GEORGE C. MILLER**

Postoffice address: **Thayne**

County: **Lincoln**

State: **Wyoming**

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:

(c) Bonds to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: **1.6**

cubic feet per second.

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

which is a tributary of **Tygee Creek**

4. Location of point of diversion:

feet distant from the

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

of Section **33** , T. **7 S.** , R. **46 E.** , B. M., County of **Caribou**

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: **\$100.00**

8. Kind of works: **Headgate and ditches**

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

feet; material used in dam:

10. Size of headgate: Width **4** feet; height **2** feet.

11. Ditch: Width at bottom **2** feet; width at water line **4** feet; depth of water **1** feet;

dimensions of flume:

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

Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is **None** additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **Licensed right No. 7103 from Spring Creek for 2.58 c.f.s. appurtenant to the NE $\frac{1}{4}$ Section 33.**

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

GEORGE C. MILLER *Applicant.*

By

Agent.

Date of first receipt at Department of Reclamation: 2:30 P. M. March 30, 1953

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 23955

Recorded in Book 85 Page 23955 Approved April 2, 1953

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before **Completed** and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before

The whole of said work to be completed on or before **July 2, 1953**

Beneficial use of water appropriated in accordance herewith, to be made on or before **July 2, 1953**

WITNESS My hand this 2nd day of April, 1953

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, LEN JORDAN, Governor of the State of Idaho,

and **IRA H. MASTERS**, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 2nd _____

day of April, 1953

STATE OF IDAHO

Countersigned:

(SEAL)

By IRA H. MASTERS

Secretary of State,

By

LEN JORDAN

Governor.

REMARKS: Applicant holds Water License No. 7103 for 2.58 cubic feet per second from Spring Creek. However, ever since said date applicant and his predecessors have used the waters of Webster Creek, in lieu of the waters of Spring Creek, for the irrigation of at least eighty acres of the NE $\frac{1}{4}$ Section 33, Twp. 7 S., R. 46 E. This filing is supplemental to existing water rights, as waters of Spring Creek are deficient during part of the irrigation season.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7 S.	46 E.	33	40 40				CERTIFICATE OF COMPLETION OF WORKS												80
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that GEORGE C. MILLER of Thayne, County of Lincoln, and State of Wyoming, the holder of 23955, issued upon Application No. 31737 bearing date of priority of March 30, 1953, authorizing the diversion of 1.6 feet of the waters of Webster Creek, a tributary of Tygee Creek, County of Caribou, State of Idaho, for irrigation purposes has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to of intended use 1.6 second feet of the waters of Webster Creek; that the point of diversion of said waters is in the Section 33, Township 7 South, Range 46 East, B.M. and that the lands proposed to be irrigated by the use of said waters described as follows, to-wit: South Half of the Northeast Quarter of Section 33, Township 7 South, Range 46 East, B.M.																			
Witness my hand this 18th day of May, A.D. 1953.																			
MARK R. KULP State Reclamation Engineer																			
Proof of completion of works made April 30, 1953. Certificate of completion of works made May 18, 1953.																			
Page 6532																			

WATER RIGHT NUMBER 24-2042 ✓

OWNER LAST NAME - MILLER

FIRST NAME - GEORGE C.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - THAYNE

STATE - WY ZIP CODE -

SOURCE - WEBSTER CREEK

TRIBUTARY OF - TYGEE CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 03-30-1953 COUNTY - CARIBOU

TOTAL DIV. RATE - 1.3400 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

OLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SENW 33 07S 46E LOT REDIV -

272.0 570.0 32.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 1.2

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

1.3400 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 07S RNS 46E SEC 33 TRACT SWNE LOT

AC 37 TRACT SENE LOT

AC 30

DECREE NAME -

DATE -

TOTAL ACRES

67

REMARKS - INASMUCH AS THE LANDS DESCRIBED ABOVE HAVE HERETOFORE BEEN

GRANTED A LICENSED WATER RT. IN AMOUNT 1.52 CFS FROM SPRING CK.

BY WATER LIC. NO. 7103/24-2016, THE WATER RIGHT FROM WEBSTER CK.

EVIDENCED BY THIS WATER LIC. SHALL NOT OPERATE TO SUPPLY AT ANY

TIME TO THE IRRIGATED LAND IN THE S1/2, NE1/4 OR S33, T7S, R46E, ✓

B.M., A TOTAL AMOUNT OF WATER GREATER THAN AT THE RATE OF ONE

MINERS INCH PER ACRE FOR THE TWO RTS.

VERIFIED JDC

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE - ✓

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 23955

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL - 16

DIVERSION MEANS -

WATER RIGHT NUMBER 24-2042

WATER RIGHTS EDIT REPORT

12/20/79

PAGE 20

ACT
ION

N OWNER LAST NAME - MILLER

FIRST NAME - GEORGE C.

N CITY - THAYNE. STATE - WY

N SOURCE - WEBSTER CREEK

TRIBUTARY OF - TYGEE CREEK

N STAGE - LICENSE

PRIORITY - 03-30-1953 COUNTY - CARIBOU

TOTAL DIV. RATE - 1.3400CFS

N DIVERSION POINT - SENW 33 07S 46E

N USE - IRRIGATION

USE DIV. RATE - 1.3400CFS

N USE - DOMESTIC

N USE - IRRIGATION

PLACE OF USE - TWN 07S RNG 46E SEC 33 TRACT SWNE

AC 37 TRACT SENE

AC 30

N REMARKS - NOT TO EXCEED.02.

N OTHER RIGHTS FOR SAME USE - 24-2016.

N

OLD NO. - 23955

3/79

IDENT. NO. 24-2042

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

1000

- DATA ENTRY -

Identification No. 23955 124-2042
 Old No. New No.

Record

1. Original Owner: George C. Miller

Present Owner: _____

2. Address:

3. City: Tetayne State: Wyo Zip: _____

4. A. Source of Water: Webster Creek

B. Tributary of: Tyger Creek

5. A. Stage (A,P,L,D,S,J): L

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

C. Priority Date: 3-30-1953

D. County: 29

E. Total Diversion Rate: 1.34

F. Total Diversion Volume:

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

H. Water District:

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

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

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SE NW</u>	<u>33</u>	<u>72</u>	<u>46E</u>		

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

from _____ to _____ for A purposes. Amount 1.34
 (cfs or AC-Ft/yr)

from _____ to _____ for D purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<i>72</i>	<i>46E</i>	<i>33</i>			<i>37</i>	<i>30</i>													

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. *Not to exceed .02.*
 B.
 C.
 D.
 E.

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

12. Other Rights for Same Use: *24-2016.*

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: *23955*

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

File # 3955

September 10, 1963

Re: Loan #116349
Taggee or Tyghes Creek
Tributaries

Mr. Harry B. Gambles,
Assistant Manager,
Federal Land Bank Assn.,
Preston, Idaho.

Dear Mr. Gambles:

We are enclosing Departmental Receipt No. 31789
which was issued covering payment in the amount of \$3.25
for the photo copy of our letter to you dated August 22,
1963, and for the information contained therein.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl. - Receipt No. 31789
EPR:pmk

23955

**FEDERAL LAND BANK ASSOCIATION
OF PRESTON**

PRESTON, IDAHO

J. P. GARNER, MANAGER

September 9, 1963

FEDERAL LAND BANK LOANS



(Seal of the Federal Land Bank Association)

Re: Loan #116349
Taggee or Tyghee Creek
Tributaries

State Dept. of Reclamation
107 State House
Boise, Idaho

Gentlemen: Attn: Carl E. Tappan, St. Reclamation Eng.

In accordance with your letter of August 28, 1963 we are enclosing U S Postal Money Order in the amount of \$3.25 representing payment of the charges outlined in your letter. We are sorry that we were not able to remit this money sooner but did experience some delay in collecting it from the applicant.

We wish to thank you for your cooperation in sending the information as requested.

Yours very truly,

Harry B. Gambles
Asst. Manager

HBG:lt
Encl.

23955

File in: 23955

August 28, 1963

Mr. Harry E. Gambles,
Assistant Manager,
Federal Land Bank,
Preston, Idaho.

Dear Mr. Gambles:

As requested in your letter of August 26, 1963,
I am sending you a photo-copy of our letter to you dated
August 22, 1963.

Please note there was a \$2.25 charge for that
information and the fee for the photo copy is \$1.00,
making a total of \$3.25 which you may remit to this office.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

Encl. - Photo copy
CET:RH:pmk

23955

**FEDERAL LAND BANK ASSOCIATION
OF PRESTON**

PRESTON, IDAHO

August 26, 1963

J. P. GARNER, MANAGER

FEDERAL LAND BANK LOANS

Re: Loan Application - Ray E. Petersen

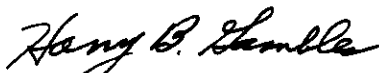
State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

Recently we received an answer to the enclosed copy of our letter to you in connection with the above identified case. However, we have misplaced your letter and would appreciate it very much if you would send us a copy as we need this information in order to make an appraisal of Mr. Peterson's property.

Thanking you for your help in this case, I remain

Yours very truly,


Harry B. Gambles
Asst. Manager

HBG:lt

23955

COPY

August 20, 1963

Re: Loan Application

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

We are in the process of making a loan to Ray E. Peterson of Auburn, Wyoming. His land is located in Caribou County in Sections 33 & 34 of Township 7 South, Range 46 E, Section 4, Township 8 South, Range 46 E. He acquired this land from his father, Soren C. Petersen.

We are interested in determining just what water rights he has with this property. He claims water by State License from three streams--Taggee Creek, Webster Creek & Spring Creek, all of which flow through his property.

Can you give me what information you have as to appropriations, priorities, diversion points and on what land each is used.

Yours very truly,

J. P. Garner
Manager

JPG:lt

23955

August 22, 1963

Re: Taggee or Tyghee Creek
and tributaries

Mr. J. P. Garner
Federal Land Bank
Preston, Idaho

Dear Mr. Garner:

In reply to your letter of August 20, 1963, our records show the following water rights from Taggee, Webster, Weber and Spring Creeks with the water going to lands in Sections 33 and 34, T. 7 S., R. 46 E. I cannot find any water right with the water going to Section 4, T. 8 S., R. 46 E.

License No. 3695 issued Soren C. Peterson, priority date April 23, 1908 in amount of 2.8 c.f.s. from Weber Creek. Point of diversion SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32, T. 7 S., R. 46 E., used on lands SE $\frac{1}{4}$ Section 33, T. 7 S., R. 46 E.

License No. 3695 issued to Soren C. Peterson, priority date May 17, 1911 in the amount 0.64 c.f.s. from Weber or Webster Creek. Point of diversion SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32, T. 7 S., R. 46 E., used on lands NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 33, T. 7 S., R. 46 E.

License No. 4097 issued to Sam Webster, priority date October 5, 1908 in amount of 2.4 c.f.s. from Webster and Taggee Creeks. Points of Diversion, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, T. 7 S., R. 46 E., SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34, T. 7 S., R. 46 E. used on lands SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 34, T. 7 S., R. 46 E.

License No. 7070 issued to Soren C. Peterson, priority date December 12, 1910 in amount 2.1 c.f.s. from Webster Creek. Point of Diversion SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, T. 7 S., R. 46 E. used on lands E $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34, T. 7 S., R. 46 E.

23955

License No. 7103 issued to Levi Baker, priority date January 1, 1911, in amount of 2.58 c.f.s. from Spring Creek. Point of diversion 40 rods South from NW corner NW $\frac{1}{4}$ Section 33, T. 7 S., R. 46 E., used on lands NE $\frac{1}{4}$ Section 33, T. 7 S., R. 46 E.

License No. 7211 issued to Seth Dent, priority date April 5, 1911, in the amount of 2.8 c.f.s. from Spring Creek. Point of diversion SW corner NW $\frac{1}{4}$ Section 33, T. 7 S., R. 46 E. use on lands S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 33, T. 7 S., R. 46 E.

License No. 10960 issued to Andrew S. Peterson, priority date July 8, 1916, in amount of 3.0 c.f.s. from Webster Creek. Point of diversion NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 5, T. 8 S., R. 46 E. used on lands SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33, T. 7 S., R. 46 E., also beginning NW corner SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, T. 7 S., R. 46 E. thence west 23 $\frac{1}{2}$ rods; thence south 150 rods; thence east 23 $\frac{1}{2}$ rods; thence north 150 rods to place of beginning.

License No. 14772 issued to Daniel C. Peterson, priority date January 29, 1922, in amount of 0.8 c.f.s. from Spring Creek. Point of Diversion SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 32, T. 7 S., R. 46 E., used on lands NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33, T. 7 S., R. 46 E.

License No. 23955 issued to George C. Miller, priority date March 30, 1953, in amount of 1.34 c.f.s. from Tyghee Creek. Point of Diversion SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33, T. 7 S., R. 46 E., used on lands S $\frac{1}{2}$ NE $\frac{1}{4}$, Section 33, T. 7 S., R. 46 E.

There is a fee of 25¢ for each item or a total of \$2.25 which you may remit to this office.

Yours very truly,

CARL E. TAPPAN
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RWT:vj

23955

**FEDERAL LAND BANK ASSOCIATION
OF PRESTON**

PRESTON, IDAHO

J. P. GARNER, MANAGER

August 20, 1963

FEDERAL LAND BANK LOANS

DEPARTMENT OF RECLAMATION

Re: Loan Application

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

We are in the process of making a loan to Ray E. Petersen of Auburn, Wyoming. His land is located in Caribou County in Sections 33 & 34 of Township 7 South Range 46 E, Section 4 Township 8 South Range 46 E. He acquired this land from his father, Soren C. Petersen.

We are interested in determining just what water rights he has with this property. He claims water by State License from three streams--Taggee Creek, Webster Creek & Spring Creek, all of which flow through his property.

Can you give me what information you have as to appropriations, priorities, diversion points and on what land each is used?

Yours very truly,



J. P. Garner
Manager

JPG:lt

23955

November 18, 1958

Re: Permit No. 23955

Mr. George C. Miller
Thayne
Wyoming

Dear Mr. Miller:

Enclosed is the License and Certificate of Water Right issued
under Permit No. 23955 and a certified copy of Water License
No. 7103.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc. (2)

23955

RT

October 9, 1958

Re: Permit No. 23955

Mr. George C. Miller
Thayne
Wyoming

Dear Mr. Miller:

In completing the report on your Permit No. 23955, we find that part of your land already has a license from Spring Creek. This is to advise you that it will be necessary to put a restriction on your license under this permit that will allow only a total from both streams of one inch per acre.

Inspection of the beneficial use of the water under the terms of this permit shows that the works are capable of conveying 67 miners inches (1.34 c.f.s.) of water from Webster Creek, for irrigation of 67 acres.

Upon receipt of the statutory fee of \$4.00, we will issue the License and Certificate of Water Right, confirming the right (restricted) with priority of March 30, 1953, to the use of 1.34 second feet of water from Webster Creek, with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33, for irrigation of 67 acres in the S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 33, Township 7 South, Range 46 East, B.M.

Very truly yours,

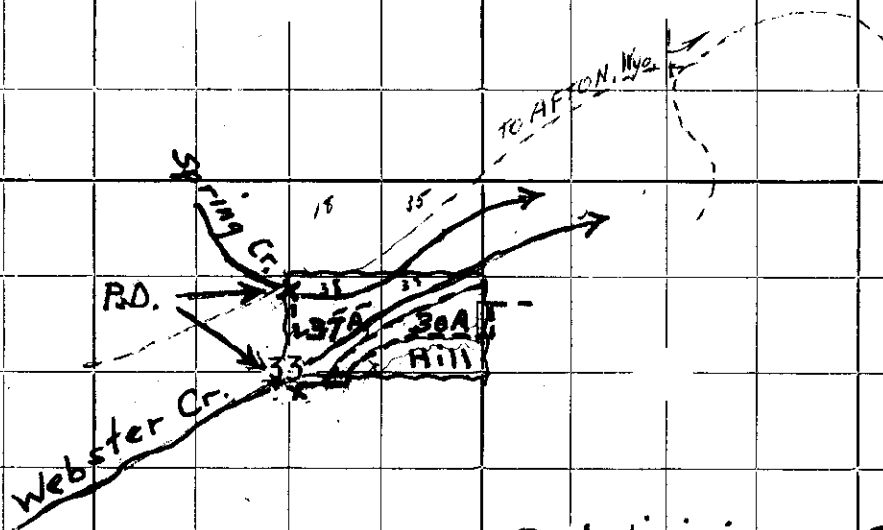
GEO. N. CARTER
State Reclamation Engineer
By

E. N. Humphrey
Deputy

ENH/nls

23955

R-46E.



Subdivisions 2

Irrigated Land 67 Acres

$\frac{1}{3}$ of use is from
Spring Cr.

See sketch = 67

Area = 67 acres

$Q = 67$ inches

1.74 cfs.

Q = Much in excess of the 1.6 cfs. requested is actually being applied. A large part of the area is converted into a swamp by the diversions from Webster & Spring Creeks.

About $\frac{1}{3}$ of the area is irrigated from Spring Creek - $\frac{2}{3}$ from Webster Cr.

The streams were all confined for measuring.

It is already a full 1/2 ft from Spring Cr.
Please must be written to limit to

Total

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 23955

REPORT ON PROOF OF Beneficial Use

George C. Miller, Thayne, Wyoming

George C. Miller
Thayne, Wyoming

Permit No. 23955

Examination for Beneficial Use

County Caribou

33-70-405

SE. 1/4, Sec. 33, T. 70 N., R. 40 E.

Sept 1958

11-5-58

INSTRUCTIONS TO EXAMINERS

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

RECEIVED
SEP 24 1958

Department of Reclamation

11-5-58

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

Permit No. 23955This proof is for Beneficial Use In Water District No. _____

1. Name of applicant George C. Miller
2. Source of water supply: Webster Creek
3. Location of point of diversion: Is in the SE 1/4 NW 1/4 of Section 33
T. 7 S R. 46 E., B. M. County of Caribou
4. Describe works as they exist, giving dimensions and capacities of same: Wooden check and headgate at point of diversion - 4' x 4' opening - capable of discharging 10+ c.f.s.
5. Water is used for: Irrigation and domestic
6. State whether or not water has been turned into works of diversion: Yes.
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
SE 1/4 of Sec. 33., Twp. 7 S., Rge. 46 E., B.M.

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

8. What large stream would the water here appropriated finally reach?
- Stump Cr. + Salt River

Remarks: The Sept. 9 '58 examination was made with Mr Geo. C. Miller. The development is wild pasture.

There actually 2 diversions - one from Spring creek and the other from Webster Cr.

See Permit # 7103 Page 121

This examination was made on the 9 day of Sept., 1956

(Signed)

James Hark

Examiner.

23955

✓
June 24, 1953

RE: Permit No. 23955

Mr. George C. Miller
Thayne, Wyoming

Dear Mr. Miller:

We acknowledge receipt of the depositions of yourself and two witnesses, also affidavit of publication in the Soda Springs Sun in proof of beneficial use under Permit No. 23955.

Before final action is taken the law requires that a field examination be made by an engineer from this Department.

We cannot say just when this examination will be made, but our field engineer will contact you at the time he makes the examination in order that you may arrange to show him over the ground.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

A:pj

23955

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 24 1953
Department of Reclamation

Permit No. _____

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. George C. Miller, Farmer, Thayne, Wyoming

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

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

Ans. No. 23955 April 2, 1953 April 2, 1953

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

Ans. Webster Creek about 330 feet Northwest of Southeast Corner of the Northwest one-quarter of Section 33, T. 7 South, Range 46 East Boise Meridian

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. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. Headgate and ditches, 2 cubic feet of water per second-- unnamed ditch.

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

Ans. Irrigation and Domestic purposes. On the S W $\frac{1}{4}$ of N E $\frac{1}{4}$ and S E $\frac{1}{4}$ of N E $\frac{1}{4}$ of Section 33 Township 7, S. R. 46 E. B. M. containing 80 acres Cultivated land.

23955

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

Ans. none

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

Ans. 1.6 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.

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

Ans. In the full amount for domestic and irrigation purposes, since completion of works.

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. There is a licensed right No. 7103 from Spring Creek for 2.58 C.F.S. appurtenant to the NE $\frac{1}{4}$ of Sec. 33 T. 7 S. R 46 E.B.M. for domestic and irrigation purposes.

(Sign)

George B. Miller

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 Soda Springs, County of Caribou, State of Idaho, on this 15th day of June, A. D. 1953,

A. J. Masser

My commission expires April 10, 1957.

23955

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. _____

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. Delbert Bevins Age 46 Soda Springs Milk Handler

Soda Springs, Idaho

Ques. 2. Are you acquainted with George C. Miller, the holder of Permit No. 23955? How long have you known him and where does he reside?

Ans. 10 years. Hayne, Wyoming

Ques. 3. Have you read or heard read said Permit No. 23955, 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. Webster Creek. About 300 feet Northwest of the SE Corner of NW 1/4 of Sec. 33 T. 7 S.R. 46 E.B.M. Ditches and Headgates.

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. 2 cubic feet per second

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. Domestic and irrigation purposes, the SW 1/4 of NE 1/4 and SE 1/4 of NE 1/4 in Section 33 T. 7 S. Range 46 E.B.M. containing 80 acres cultivated land.

23955

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

Ans. none

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. 1.6 Cubic feet per soncond good cultivated land

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. Since completion of the works when water is in full flow on the afore
mentioned land.

(Signed) Delfut Berins

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 Soda Springs,
County of Caribou, State of Idaho, on this 15 day of June,
A. D. 19 53.

C. J. Rasmussen
Notary Public.

My commission expires April 10, 1957

23955

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. _____

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Frank Lallatin Age--47 Soda Spring, Business Man
Soda Springs, Idaho

Ques. 2. Are you acquainted with George C. Miller, the holder of Permit No. 23955? How long have you known him and where does he reside?

Ans. yes for 20 years, Thayne, Wyoming

Ques. 3. Have you read or heard read said Permit No. 23955, 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. Webster Creek. About 300 feet Northwest of the SE Corner of NW $\frac{1}{4}$ of Sec. 33
T. 7 S. R. 46 E.B.M. Ditches and Headgates

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. 2 cubic feet per second

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. Domestic and irrigation purposes, The S.W. $\frac{1}{4}$ of NE $\frac{1}{4}$ and S.E. $\frac{1}{4}$ of NE $\frac{1}{4}$
in Section 33 T. 7 S. R. 46 E.B.M. containing 80 acres cultivated land.

23955

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

Ans. none

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. 1.6 Cubic feet per second good cultivated land

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. Since completion of the works when water is in full flow on the afore
mentioned land.

(Signed)

Grant Lallatin

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 Soda Springs,
County of Caribou, State of Idaho, on this 15 day of June,
A. D. 19 53.

O. J. Brumussen

Notary Public.

My commission expires April 10, 1957

23955

Affidavit of Publication

County of Caribou, }
State of Idaho, } SS.

T. L. Varner

being first duly sworn

on his oath, states:

That he is Publisher of the Soda
(Printer, Foreman or Principal Clerk)

Springs Sun, a newspaper of general circulation in Caribou County, Idaho, published weekly at Soda Springs in said County, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for four successive weekly issues thereof, the date of the first publication being the 14th day of May, 1953, the date of the last publication being the 4th day of June, 1953.

T. L. Varner

Subscribed and sworn to before me this 4th day of June, 1953.

Notary Public, residing at Soda Springs, Idaho.

My Commission expires the 1st day of July, 1956.

COST: lines at cents a line for the first insertion and cents a line for each of subsequent insertions, total \$

SODA SPR

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 15th day of June 1953, at Soda Springs, County of Caribou, State of Idaho, before J. J. Rasmussen, Notary Public, proof will be submitted of the application to beneficial use of 1.6 cubic feet per second of the waters of Webster Creek in accordance with the terms and conditions of Permit No. 23955 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are George C. Miller, Thayne, Wyoming.

The use to which said water has been applied is Irrigation purposes and Domestic purposes.

The amount applied to beneficial use is 1.6 cubic feet per second.

The place where said water is used: S $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 33, Township 7 South, Range 46 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 Webster Creek.

The right to take water from such works is based upon Permit No. 23955.

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

The date of priority which said user is prepared to establish is March 30, 1953.

Mark R. Kulp,
State Reclamation
Engineer.

4c-xj4

23955

May 20, 1953

RE: Permit No. 23955

Mr. George C. Miller
Thayne
Wyoming

Dear Mr. Miller:

We enclose Certificate of Completion of Works issued on Permit No. 23955, for the diversion of 1.6 second feet of water from Webster Creek, with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33, Township 7 South, Range 46 East, B.M., for irrigation and domestic use on the S $\frac{1}{2}$ NE $\frac{1}{4}$ of said section 33.

We also enclose departmental receipt No. 25921 for the \$5.00 fee paid in connection with proof of completion of works.

We have sent to the Soda Springs Sun notice of beneficial use proof to be made under this permit on June 15, 1953, with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set for proof you should appear before Mr. F. J. Rasmussen, Notary Public, together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the enclosed depositions.

We return your Permit No. 23955 which you enclosed with your proof of completion of works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

23955

The Soda Springs Sun

T. L. Varner, Owner and Publisher

SODA SPRINGS, IDAHO

5-11-53

RECEIVED
MAY 12 1953
Department of Reclamation

Mark R. Kulp, State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Attention: Jeanne L. Anderson

Dear Mr. Kulp:

23955 We acknowledge receipt of RE: Permit No.
23995 to be published for four consecutive weeks.
To be billed to George C. Miller, Thayne, Wyoming.

Very truly yours,

T. L. Varner

T. L. Varner, Publisher

23955

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 23955

Date: **May 7, 1953**

Soda Springs Sun

Soda Springs, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **June 15, 1953** the date set for proof, the expense of the publication to be paid by the applicant, **George C. Miller** of **Thayne Wyoming**, 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, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

 23955

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 11 A. M. on the 15th day of June, 1953,
at Soda Springs, County of Caribou, State of Idaho, before
F. J. Rasmussen, Notary Public, proof will be submitted of the
application to beneficial use of 1.6 cubic feet per second of the waters of Webster Creek
in accordance with the terms and conditions of Permit No. 23955
Department
heretofore issued by the Bureau of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

George C. Miller, Thayne, Wyoming

The use to which said water has been applied is Irrigation purposes and Domestic purposes

The amount applied to beneficial use is 1.6 Cubic Feet per Second

The place where said water is used (~~if for irrigation give full and accurate description of the land irrigated~~)
S1 of NE1 of Section 33, Township 7 South, Range 16 East of Boise Meridian
in Caribou County, Idaho

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

Webster Creek

The right to take water from such works is based upon Permit No. 23955

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

The date of priority which said user is prepared to establish is March 30
April 3, 1953

MARK R. KULP

State Reclamation Engineer.

23955



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

May 6, 1953

RE: Permit No. 23955

Mr. George C. Miller
Thayne, Wyoming

Dear Mr. Miller:

We have your affidavit in proof of completion of works on Permit No. 23955, and upon receipt of the statutory fee of \$5.00, a certificate of completion of works will be issued.

We shall send to the Soda Springs Sun notice of beneficial use proof to be made on this Permit June 15, 1953, with instructions to publish it once a week for four consecutive weeks prior to that date and to send you the affidavit of publication, together with statement of costs.

We shall then send you the necessary forms of depositions to be used in making this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By *Jeanne L. Anderson*
Chief Clerk

A:cp

RECEIVED
MAY 14 1953
Department of Reclamation

23955

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....April 30, 1953.....

(P. O.).....Thayne, Wyoming.....

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

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

George C Miller

(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.

23955

Permit No. 23955

STATE OF IDAHO
Department of Reclamation

RECEIVED
MAY 11 1953
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Caribou

ss.

George C. Miller, 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. 23955, and that his postoffice address is Thayne

State of Wyoming

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

Webster Creek

Third: That the point of diversion of said water is SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33

T. 7 S., R. 46 E. B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 2, 1953.

Fifth: That the use for which said water is intended is Irrigation and Domestic purposes.

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: Headgate and Ditches
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

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

(d) Conduit Ditch width at bottom Two feet, width at water line Four
(State whether ditch, flume or pipe)

feet, depth of water One feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is One-Half miles.

Seventh: That said works are capable of conducting to the place of intended use 1.6 second feet of water.

Eighth: That water appropriated under said permit is available for 80 acres of land described as follows: S $\frac{1}{2}$ of NE $\frac{1}{4}$ Section 33, T. 7 S., R. 46 E. B.M.

Ninth: Remarks: That the applicant has used said water on said land prior to this application and permit and proof of completion.

George C. Miller
(Sign Here)

Subscribed and sworn to before me this 30th day of April, 1953

My commission expires April 10, 1957

R. J. Ramsey
Notary Public.

23955

April 16, 1953

RE: Permit No. 23955

Mr. George C. Miller
Thayne
Idaho

Dear Mr. Miller:

We enclose Permit No. 23955.

Since your application states that the works are completed and that no additional time is required for making proof of beneficial use, we have allowed 3 months, or until July 2, 1953, within which to make these proofs.

Proof of completion of works should be made on Form 6 enclosed, executed before a Notary Public and returned to this department with the statutory fee of \$5.00.

Proof of beneficial use requires publication in a local newspaper once a week for four weeks before proof is made. Notice should be made in duplicate on Form 10 enclosed, setting the time and place and naming the Notary Public before whom proof is to be made. Both copies of Form 10 to be returned to this department together with Form 11 which is authorization for us to have the notice published at permit holder's expense in the designated county newspaper. We shall then send a copy of the notice to the newspaper with instructions in regard to publishing.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

23955



RECEIVED
APR 4 1953

Department of Reclamation

Mr. Roy L. Thompson

Chief Engineer

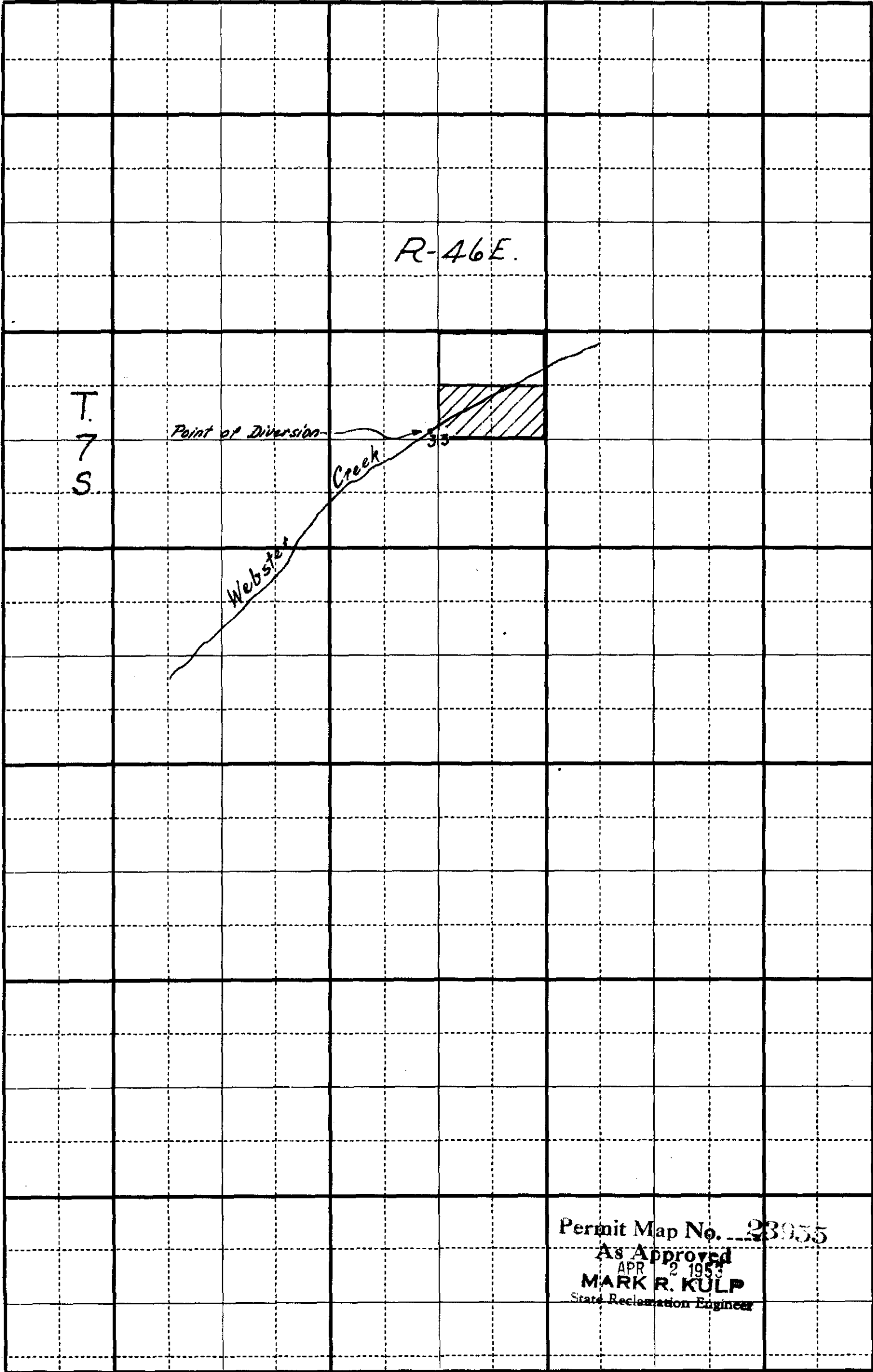
Dear Mr. Thompson

While in your office
the other day you gave me
a receipt for application for
permit of water

you signed my address
as Thayne Idaho it should
be Thayne Wyoming

31727

23955



Permit Map No. 23955
As Approved
APR 2 1953
MARK R. KULP
State Reclamation Engineer

SODA SPRING

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 15th day of June, 1953, at Soda Springs, County of Caribou, State of Idaho, before F. J. Rasmussen, Notary Public, proof will be submitted of the application to beneficial use of 1.6 cubic feet per second of the waters of Webster Creek in accordance with the terms and conditions of Permit No. 23955 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are George C. Miller, Thayne, Wyoming.

The use to which said water has been applied is Irrigation purposes and Domestic purposes.

The amount applied to beneficial use is 1.6 cubic feet per second.

The place where said water is used: S½ of NE¼ of Section 33, Township 7 South, Range 46 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 Webster Creek.

The right to take water from such works is based upon Permit No. 23955.

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

The date of priority which said user is prepared to establish is March 30, 1953.

Mark R. Kulp,
State Reclamation
Engineer.

5-14-53 -

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