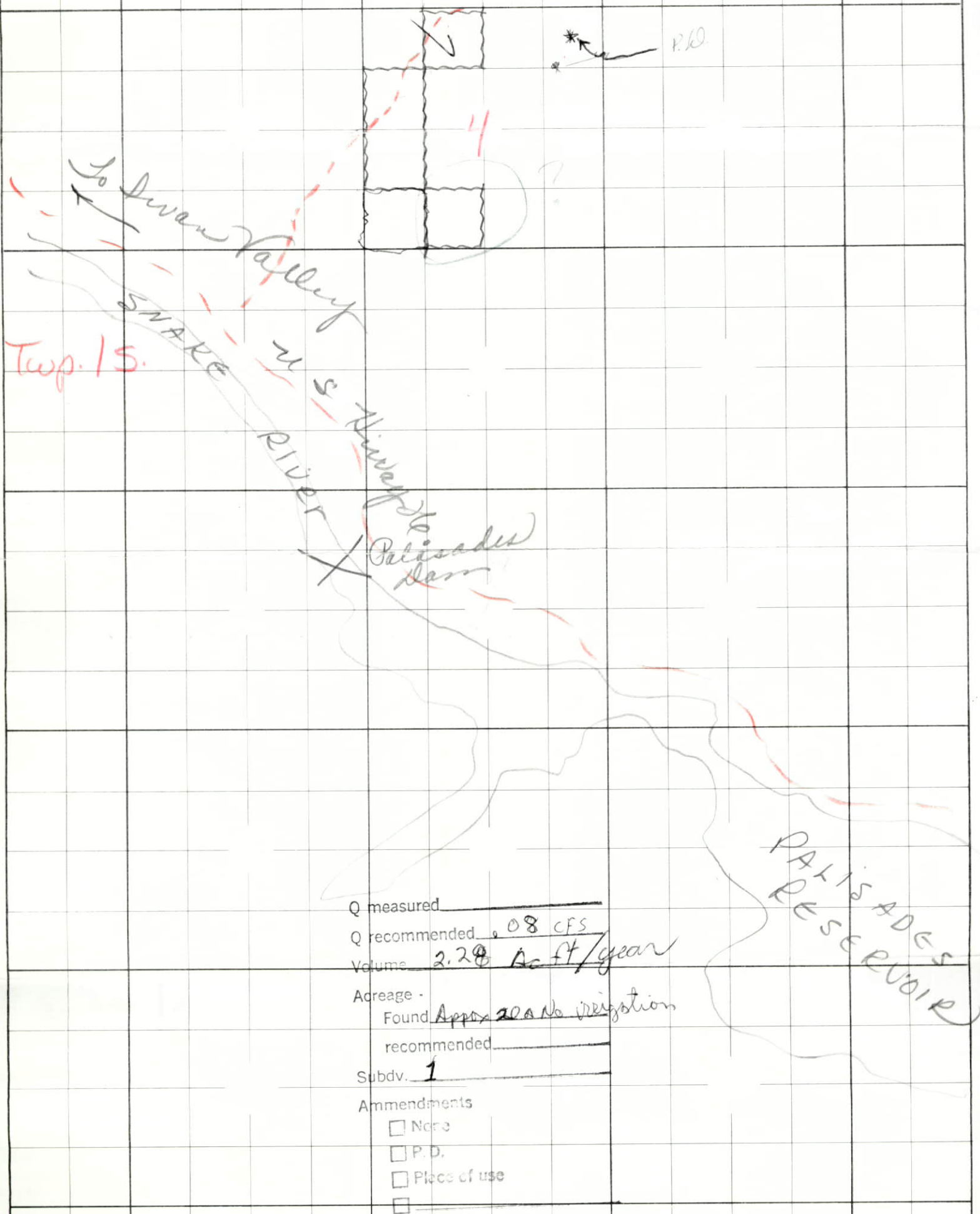
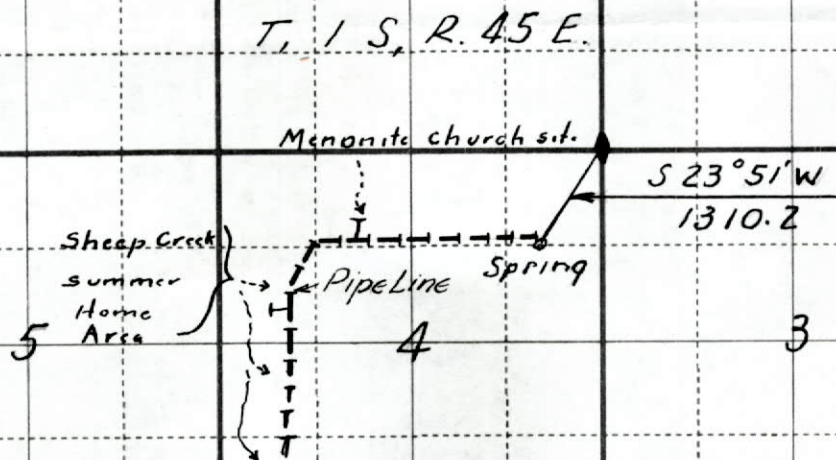


Pge. 45 EBM





Permit Map No. 27222
 As Approved FEB 6 1958
 MARK E. KULP
 State Reclamation Engineer

Affidavit of Publication
The Post - Register

RECEIVED
MAR 15 1966

Department of Reclamation

STATE OF IDAHO }
County of Bonneville } ss.

I, E. F. McDermott, being first duly sworn, depose and say: That I am the Principal Clerk of the Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publisher of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, in Bonneville County, Idaho, and that said newspaper has been published continuously and uninterruptedly for more than four (4) years up to and including the last publication of the notice hereinafter referred to.

Affiant further says that the said newspaper, prior to the date of the first publication of said notice, as hereinafter stated, did designate a particular day of the week as the day on which legal notices, required by law or by order of any Court of competent jurisdiction within the State to be published weekly, would be published, and that since prior to the date of the first publication of said notice, as hereinafter stated, said newspaper has at the head of the editorial column of said paper and in each issue thereof announced the day of the week on which such legal notices required by law or by order of any Court of competent jurisdiction to be published weekly would be published, and that such day so designated was and is the Sunday issue or edition of said newspaper of each week.

Affiant further says that the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said The Post-Register in the Sunday edition or issue of said newspaper for four consecutive weeks, the first publication having been made in the Sunday issue of said newspaper on the 2nd day of January, 1966, and that said notice was thereafter published in each Sunday issue of said newspaper as follows:

On Sunday the 9th day of January, 1966
and on Sunday the 16th day of January, 1966
and on Sunday the 23rd day of January, 1966
and on Sunday the day of January, 1966
and on Sunday the day of January, 1966
and on Sunday the day of January, 1966
and that said notice was published in the regular and entire issue of said newspaper on the said respective dates of publication, and that such notice was published in the newspaper and not in any supplement issue thereof.

Subscribed in my residence and sworn to before me this 24th day of January, 1966

Notary Public

Residence: Idaho Falls, Idaho

My commission expires April 5th, 1967

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

Notice is hereby given that at 10:00 A.M. on the 31st day of January, 1966, at Swan Valley, County of Bonneville, State of Idaho, before Grace Praughder, proof will be submitted of application to beneficial use of 0.080 cubic feet per second of the waters of Upper Sheep Creek Spring No. 5, in accordance with the terms and conditions Permit No. 27222 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit: United States of America Forest Service, Federal Office Building, Ogden, Utah 84401

The use to which said water has been applied is Domestic.
The amount applied to beneficial use is 0.080 cfs.

The point of diversion of said water is S. 23° 51' W. 1310 ft. from NE Corner of Section 4, T. 1 S., R. 45 E., and is in Lot 1, Section 4, T. 1 S., R. 45 E.

The place where said water is used: SW 1/4, NW 1/4, NE 1/4 NW 1/4 Section 4, T. 1 S., R. 45 E.

The date of priority which said user is prepared to establish is January 8, 1938.

CARL E. TAPPAN
State Reclamation Engineer
Pub: Jan 2, 9, 16, 23, 1966

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 27222/23-2063 Priority Jan. 8, 1958 Amount 0.08 cfs

THIS IS TO CERTIFY, that the United States of America - Forest Service
of Ogden, Utah, has complied with the terms and conditions of Permit
No. 27222/23-2063 issued pursuant to Application for Permit dated January 8, 1958
and has submitted proof to the Department of Water Administration on January 31, 1966
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.08 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Upper Sheep Spring No. 5
tributary of Sheep Creek, is hereby confirmed in the following amounts:
Amount 0.08 cfs for domestic from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.08 cfs of water be diverted at
any one time, said waters to be diverted within ~~the~~ _____

Lot #1, Sec. 4, Twp. 1 S, Rge. 45 E, B.M.

in the county of Bonneville; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 57.9 acre feet per year ~~xx~~

~~zero feet per acre~~

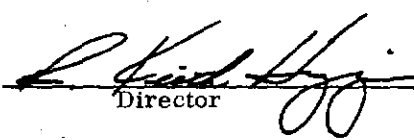
Description and location of place of use: Menonite Church Campground

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	
1 S	45 E	4					X												
							(Lot 3)												

Total number of acres irrigated _____

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24 day of
February, 19 72.


Director

23 2063

Application For Permit To Appropriate the Public Waters of the State of Idaho

23-2063

APPLICATION No. 35146
PERMIT No. 27222
DISTRICT No.

United States of America
Forest Service
Verne Despain
Acting Assistant Regional Forester

1. Name of Applicant: UNITED STATES OF AMERICA FOREST SERVICE

Postoffice address: Ogden

County: Weber

State: Utah

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) Bond to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: .080

cubic feet per second.

3. Source of water supply: Upper Sheep Spring No. 5

which is a tributary of Sheep Creek

4. Location of point of diversion: S 23° 51' W, 1310.2

feet distant from the NE

corner of Section 4, T. 1 S., R. 45 E., B.M., and is in the Lot 1

of section 4, T. 1 S., R. 45 E., B. M., County of Bonneville

5. Water is to be used for Domestic

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

(a) Point of use of water: SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$

corner of Section 4

T. 1 S., R. 45 E., B.M., in the

of Section of

, 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: \$ 11,000.00

8. Kind of works: 2 Headboxes, 2 pipe lines, 2 storage tanks

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

feet; height.

feet.

11. Ditch: Width at bottom

feet; width at water line

feet; depth of water

feet;

dimensions of flume:

Diameter of pipe 1 $\frac{1}{2}$

inches; length of conduit

.60

miles.

Average grade per mile

100

feet.

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

5

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. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

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.

UNITED STATES OF AMERICA, FOREST SERVICE
Applicant.

By

/s/ Verne H. Despain.
Agent.
Acting Assistant Regional Forester

Date of first receipt at Department of Reclamation: 8:00 A. M. January 8, 1958

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 27222

Recorded in Book 96 Page 27222 Approved February 6, 1958

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 April 6, 1958

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 August 6, 1960

The whole of said work to be completed on or before February 6, 1963

Beneficial use of water appropriated in accordance herewith, to be made on or before February 6, 1966

WITNESS My hand this 6th day of February, 1958

/s/ MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho,

and JAS. H. YOUNG, 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.....6th.....

day of February, 19 58.

STATE OF IDAHO

Countersigned:

~~-(SEAL)-~~

By /s/ JAS. H. YOUNG

By /s/ ROBERT E. MYLIE

Governor.

REMARKS: Water to be used for domestic purposes at the Sheep Creek Summer Home area. The area is located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, of Section 4, T. 1 S., R. 45 E., B.M.

Also domestic water for the Menonite Church organization site located in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 4, T. 1 S., R. 45 E.,

14.

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 $\frac{1}{4}$	
			Permit No. 27222 CERTIFICATE OF COMPLETION OF WORKS				
			TO ALL WHOM IT MAY CONCERN: This is to certify that UNITED STATES OF AMERICA FOREST SERVICE of Ogden, County of Weber, and State of Utah, holder of Permit No. 27222, issued upon Application No. 35146 bearing date of priority of January 8, 1958, authorizing the diversion of .08 second feet of waters of Upper Sheep Spring No. 5, County of Bonneville, State of Idaho, for 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 .080 second feet of the waters of Upper Sheep Spring No. 5, tributary of Sheep Creek, that the point of diversion of said waters Lot 1, Sec. 4, T. 1 S., R. 45 E., B.M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: For domestic use in campgrounds in SW$\frac{1}{4}$NW$\frac{1}{4}$, NW$\frac{1}{4}$SW$\frac{1}{4}$, SW$\frac{1}{4}$SW$\frac{1}{4}$, NE$\frac{1}{4}$NW$\frac{1}{4}$, Sec. 4, T. 1 S., R. 45 E., B.M. Witness my hand this 7th day of December A. D., 1960. s/ RALPH W. THOMAS Deputy State Reclamation Engineer				
			Proof of Completion of Works Made: September 14, 1960				
			LICENSE ISSUED FOR <u>.08</u> SEC. FT. LICENSE PAGE NO. _____				

WATER RIGHT NUMBER 23-2063

OWNER LAST NAME - U.S. DEPT. OF AGRI.

FIRST NAME - ORIG OWNER -

ADDRESS LINE 1 - FOREST SERVICE

ADDRESS LINE 2 - FEDERAL BLDG.

ADDRESS LINE 3 - 324 25TH ST.

CITY - OGDEN

STATE - UT ZIP CODE - 84401

SOURCE - UPPER SHEEP SPRING #5

TRIBUTARY OF - SHEEP CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 01-08-1958 COUNTY - BONNEVILLE TOTAL DIV. RATE - .0800 -CFS

TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND -

WATER DIST. - DLE/CAREY ACT - RIGHT BASIS - C

DIVERSION POINT - 0000 04 01S 45E LOT 01 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

NENE 04 01S 45E LOT 01 REDIV -

272.0 542.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 2.2

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0800 CFS USE DIV. VOLUME - .00 AFA

USE - DOMESTIC

PLACE OF USE - TWN 01S R4G 45E SEC 04 TRACT NENW LOT 03 AC

DATE -

TOTAL ACRES

0

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 27222

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED INC

February 28, 1972

C Re: Permit No. 27222/23-2063

O U. S. Forest Service
324 - 25th Street
Ogden, Utah 84401

Gentlemen:

Enclosed herewith is the Water License issued on the above referenced permit.

P Also enclosed is departmental receipt No. 8074 in the amount of \$5.00 covering the licensing fee.

Sincerely,

Y BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: License

Receipt #8074

bc: Eastern District Office

23 2063

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
324 25th Street
Ogden, Utah 84401

RECEIVED

JAN 31 1972

2540

Department of Agriculture

January 27, 1972

Mr. R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707



Dear Mr. Higginson:

Thank you for your January 24 letter advising that the field examination of the works covered by Permit No. 27222/23-2063, Upper Sheep Creek Spring No. 5 on the Targhee National Forest, has been completed.

A \$5.00 voucher is enclosed to cover the fee for the License of Water Right. Please sign the voucher and return for payment.

Sincerely,


for

VERN HAMRE
Regional Forester

Enclosure

Voucher Returned
1-31-72
dr

23 2063

S&WM

Standard Form No. 1034a 7 GAO 5000 1034-210		PUBLIC VOUCHER FOR PURCHASES AND SERVICES OTHER THAN PERSONAL			VOUCHER NO.				
U.S. DEPARTMENT, BUREAU, OR ESTABLISHMENT AND LOCATION U.S. Department of Agriculture Forest Service 324 - 25th Street Ogden, Utah 84401			DATE VOUCHER PREPARED January 27, 1972		SCHEDULE NO. PAID BY DATE INVOICE RECEIVED DISCOUNT TERMS PAYEE'S ACCOUNT NUMBER				
			CONTRACT NUMBER AND DATE						
			REQUISITION NUMBER AND DATE						
PAYEE'S NAME AND ADDRESS Mr. R. Keith Higginson, Director Idaho Department of Water Administration Statehouse - Annex 2 Boise, Idaho 83707					DATE INVOICE RECEIVED				
					DISCOUNT TERMS				
					PAYEE'S ACCOUNT NUMBER				
					GOVERNMENT B/L NUMBER				
SHIPPED FROM			TO		WEIGHT				
NUMBER AND DATE OF ORDER		DATE OF DELIVERY OR SERVICE		ARTICLES OR SERVICES (Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)		QUAN- TITY			
						COST	UNIT PRICE PER	AMOUNT	
		1/27/72		To pay License of Water Right fee for Permit No. 27222/23-2063, Upper Sheep Creek Spring No. 5, Targhee N.F.		1	5.00	ea.	5.00
I certify that the above bill is correct and just and that payment therefor has not been received. Date _____ Payee R. Keith Higginson, Director Idaho Dept. of Water Adm.								5.00	
(Use continuation sheet(s) if necessary)				(Payee must NOT use the space below)		TOTAL		5.00	
PAYMENT: ☐ COMPLETE ☐ PARTIAL ☐ FINAL ☐ PROGRESS ☐ ADVANCE						DIFFERENCES			
				Amount verified; correct for					
				(Signature or initials)					
MEMORANDUM									
ACCOUNTING CLASSIFICATION									
PAID BY	CHECK NUMBER		ON TREASURER OF THE UNITED STATES			CHECK NUMBER		ON (Name of bank)	
	CASH		DATE						
\$									
23 2063									

January 24, 1972

Forest Service
324 - 25th Street
Ogden, Utah 84401

Gentlemen:

A representative of this department has made an examination of the works covered by your Permit No. 27222/23-2063 and has found the following:

Quantity of water diverted: 0.08 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.08 cfs

The maximum quantity of water diverted shall not exceed 57.9 acre feet per season.

Beneficial Use: Domestic purposes within Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 4,

Twp. 1S, Rge. 45E, B.M. - Menonite Church Campground

Source: Upper Sheep Spring No. 5 Point of diversion: Lot 1, Sec. 4

The priority date established is : January 8, 1958

A fee totaling \$ 5.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth in this letter.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDR:DR

23 2063

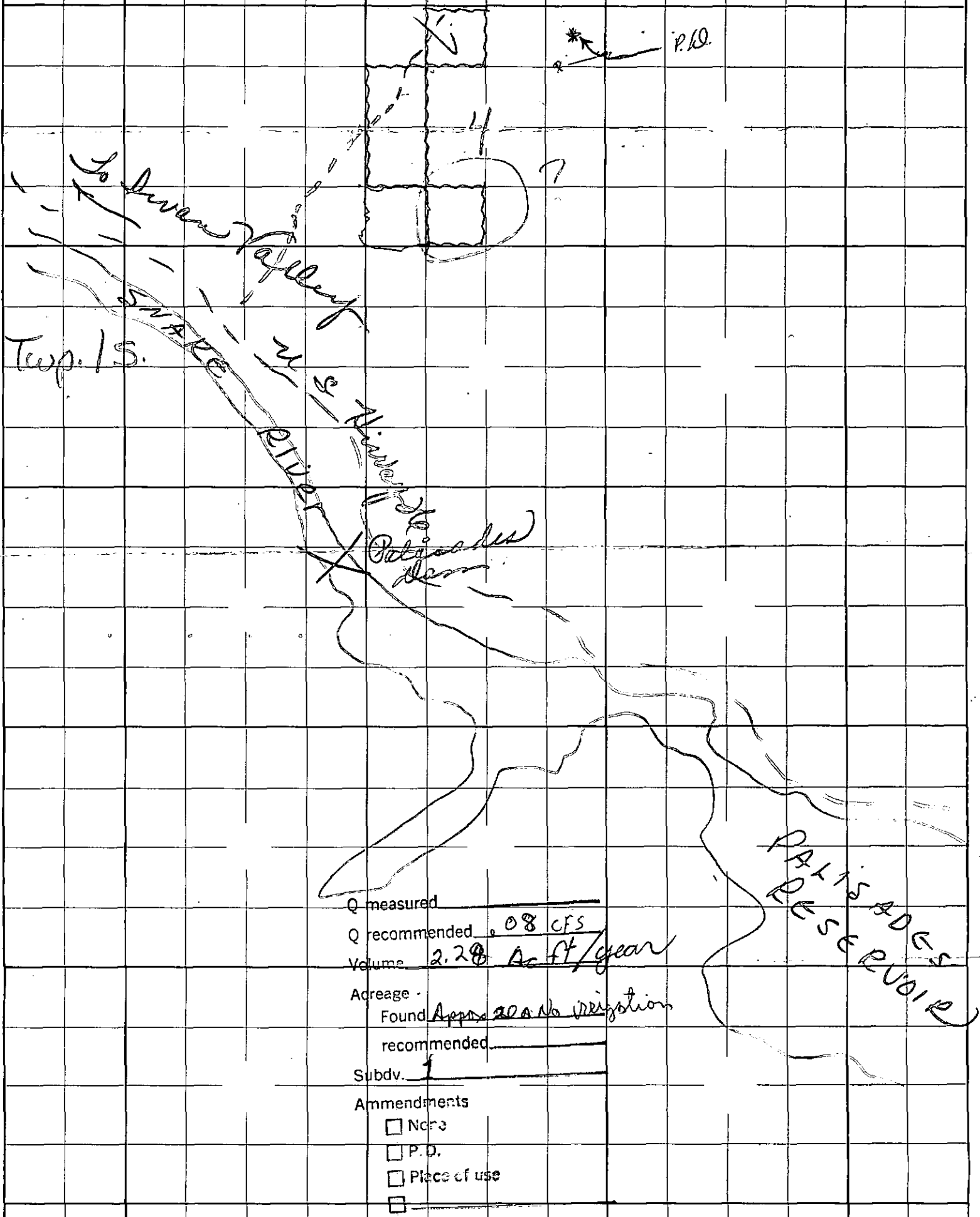
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 27222 723-2063

REPORT ON PROOF OF Beneficial Use

Rge. 45 EBM



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

Permit No. 27222/23-2063

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

1. Name of applicant U. S. Forest Service

2. Source of water supply: Upper Sheep Spring No. 5

3. Location of point of diversion: Is in the _____ Lot 1 of Section 4

T. 1 S. R. 45 E.B.M. County of Bonneville

4. Describe works as they exist, giving dimensions and capacities of same: Source - Spring
3" Plastic pipe from a 4' x 4' x 6' concrete
headbox approx 1/4 mile or less down hill
to the Menonite church. There are 2 fire
outlets, 3 separate bathroom facilities (2
with showers), A dining hall with kitchen.

5. Water is used for: 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):

PLACE OF USE: SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4., Twp. 1 S., Rge. 45 E.B.M

There are also 3 faucets for hoses to sprinkle
the playground.

During the summer there are from 25 to
100 people (mostly children) at the church.
Recomm. license for \$0.80 per but with
volume figured for 90 days or from 4 times

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

8. What large stream would the water here appropriated finally reach?

Remarks: the normal volume requirement for domestic
use $C.P. .08 = 4 \times .02$
 $V = 2.28 = 4 \times .57 \text{ ac ft/yr}$

place of use as best as I can determine
is the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4. Terrain is very hilly
and is part of Fargher Nat. Forest.

Since the spring is not fully used by this
application I imagine it could be utilized to
water the other subdivisions not now using it.

This examination was made on the 11 day of Aug, 1970

(Signed)

James Bookey
Examiner.

Combower & Tol. then used till 200 years
to camp ground for 50 persons
dining hall

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.

23 2063

U. S. Forest Service
Federal Office Bldg.
324 25th St., Ogden, Utah
Permit No. 27222/23-2063

used
Frisby
Saw Walker

Examination for Beneficial Use

County Bonneville

Quantity: .080 cfs
Sec Lot 11 T. 1 S. R. 45 EBM

Source: Upper Sheep Spring No. 5

P.D.: Lot 1, Sec. 4., Twp. 1 S., Rge. 45 EBM

Use: Domestic

Extension:

Protest:

Completion of Works: Made September 14, 1960

Other Rights:

Filed: January 8, 1958

Due: B/U due February 6, 1966

Made Jan 31, 1966

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION



ADDRESS REPLY TO
REGIONAL FORESTER
AND REFER TO

FOREST SERVICE BUILDING
OGDEN, UTAH

E
WATER RESOURCES - Targhee
Water Rights
Upper Sheep Creek No. 5

January 6, 1958

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

Enclosed is an application to appropriate water from Upper Sheep Creek Spring No. 5 in Bonneville County for domestic use. Two maps on Form No. 0 accompany the application. The water will be used for domestic purposes at the Sheep Creek Summer Home Area and an organization camp in Section 4, Township 1 South, Range 45 East, Boise Meridian.

Very truly yours,

A. L. ANDERSON
Assistant Regional Forester

By *Verne W. Anderson*

Enclosures

cc: Targhee

27222

January 9, 1958

Re: Application for Permit

United States Department of Agriculture
Forest Service
Forest Service Building
Ogden, Utah

Re: Water Resources - Targhee
Water Rights
Upper Sheep Creek No. 5

Attention: A. L. Anderson
Assistant Regional Forester

Dear Mr. Anderson:

We are returning herewith Application for Permit to appropriate the waters of Sheep Creek Spring No. 5 by the Forest Service, for additional information.

Please fill in Question six (6) by stating the place of use of said water. We assume from the sketch-map that the place of use is the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 4, Township 1 South, Range 45 East. Also please show on the sketch-map in duplicate, marking the place of use.

Application should be accompanied by your voucher to the amount of five dollars.

Very truly yours,

MARK E. KUIP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:lw
Encls.

27222

**PUBLIC VOUCHER FOR PURCHASES AND
SERVICES OTHER THAN PERSONAL**

D. O. Vou. No. _____

Bu. Vou. No. _____

U. S. DEPARTMENT OF AGRICULTURE—FOREST SERVICE

(Department, bureau, or establishment)

Voucher prepared at **Ogden, Utah**

(Give place and date)

THE UNITED STATES, Dr.,

Payee's Account No. _____

To **Mark R. Kulp, State Reclamation Engineer**

(Payee)

Boise

Idaho

(Address)

(City)

(State)

PAID BY

(For use of Paying Office)

No. and Date of Order	Date of Delivery or Service	ARTICLES OR SERVICES (Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)	QUANTITY	UNIT PRICE		AMOUNT	
				Cost	Per	Dollars	Cts.
	1/14/58	Filing fee for Application for Permit to appropriate the Public Waters of the State of Idaho on Upper Sheep Creek No. 5, Targhee National Forest				5	00
		Discount Terms					
		Use continuation sheet(s) if necessary					
Shipped from		to	Weight	Government B/L No.		Total	5.00

PAYMENT:

Complete ☐
Partial ☐
Final ☐

(Payee must NOT use this space)

Differences

Mark R. Kulp

State Reclamation Engineer

Account verified, correct for
(Signature or initials)

Contract No. _____ Date _____ Reg. No. _____ Date _____ Invoice Rec'd. _____

MEMORANDUM

ACCOUNTING CLASSIFICATION (For completion by Administrative Office)						
Appropriation, limitation, or project symbol	Appropriation title			Limit'n. or Proj't. Amount	Appropriation Amount	
Allotment symbol	Amount	Obligations liquidated	COST ACCOUNT		OBJECTIVE CLASSIFICATION	
			Symbol	Amount	Symbol	Amount

Paid by { Check No. _____ dated _____, 19____, for \$_____
Cash, \$_____, on _____, 19____ } on Treasurer of the United States in favor of payee named above.

METHOD OF OR ABSENCE OF ADVERTISING

METHOD OF ADVERTISING

1. Advertising in newspapers Yes ☐ No ☐.
2. (a) Advertising by circular letters sent to _____ dealers.
(b) And by notices posted in public places Yes ☐ No ☐.

(If notices were not posted in addition to advertising by circular letters sent to dealers, explanation of such omission must be made below.)

ABSENCE OF ADVERTISING

3. Without advertising, under an exigency of the service which existed prior to the order and would not admit of the delay incident to advertising.
4. Without advertising in accordance with _____
5. Without advertising, it being impracticable to secure competition because of _____

(Here state in detail the nature of the exigency or circumstances under which the securing of competition was impracticable under 3 and 4)

~~NOTE:~~ The above form "Method of or Absence of Advertising" is to be used when purchases are made or services secured under proper authority without written agreement in any form. In case of a written agreement (formal contract, proposal, and acceptance, or less formal agreement) Standard Form No. 1036—Revised should be used for abstracting the method of or absence of advertising and award of contract. (See General Regulations No. 51, as amended.)

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION



ADDRESS REPLY TO
REGIONAL FORESTER
AND REFER TO

FOREST SERVICE BUILDING
OGDEN, UTAH

E
WATER RESOURCES
Water Rights, Targhee
Upper Sheep Creek No. 5

RECEIVED
JAN 1 5 1958

January 14, 1958

Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

Reference is made to your letter of January 9, 1958, in which you returned our Application for Permit to Appropriate the waters of Sheep Creek Spring No. 5.

Question Six (6) was not filled in as this question did not appear to be applicable for our use. Therefore, we placed the required information under the remarks section.

Enclosed is our voucher for the amount of \$5.00. Please sign on the line indicated by a check mark and return to this office.

The maps have been revised to show the places of use both within the Sheep Creek Summer Home Area and the Menonite Church Organization Site.

Very truly yours,

A. L. ANDERSON
Assistant Regional Forester

By

Enclosures

27222

January 16, 1958

RE: Application for Permit

United States Department of Agriculture
Forest Service
Forest Service Building
Ogden, Utah

RE: Water Resources - Targhee
Water Rights
Upper Sheep Creek No. 5

Attention: Mr. A. L. Anderson
Assistant Regional Forester

Dear Mr. Anderson:

We return your voucher for \$5.00 filing fee on the application for Permit to appropriate water from Upper Sheep Creek Spring No. 5, Targhee National Forest.

This voucher has been duly signed by the State Reclamation Engineer.

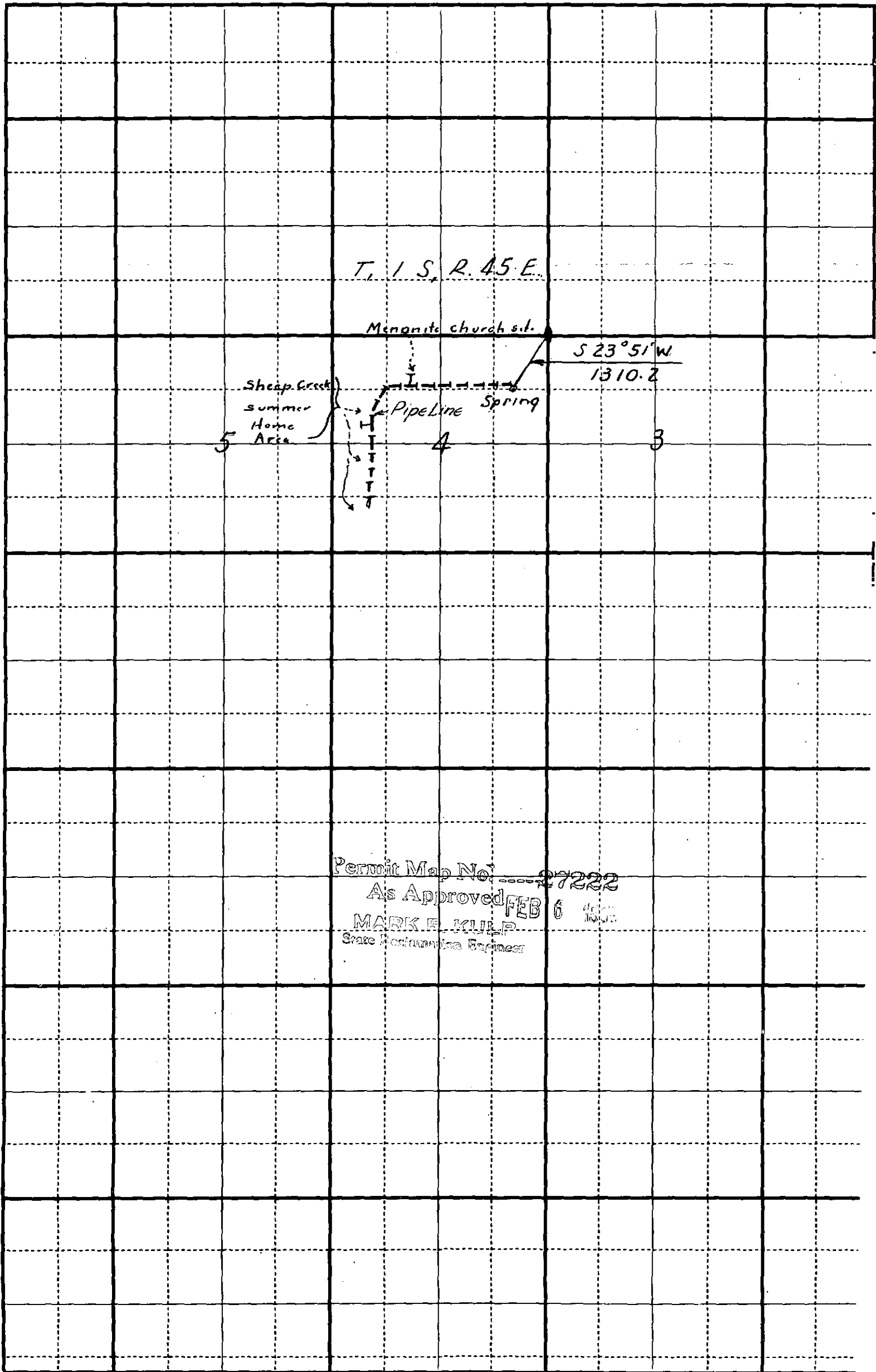
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
Enc. 1 voucher

27222



February 11, 1958

Re: Permit No. 27222
United States of America
Forest Service

United States Department of Agriculture
Forest Service
Forest Service Building
Ogden, Utah

Attention: Mr. A. L. Anderson
Assistant Regional Forester

Dear Mr. Anderson:

We enclose Permit No. 27222 - United States of America, Forest Service, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. 28961 which was issued covering payment in the amount of \$5.00 for the filing fee of the above mentioned permit.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Edna P. Rutledge (Mrs.)
Chief Clerk

MPR:lw
Encls. (2)

27222

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION



ADDRESS REPLY TO
REGIONAL FORESTER
AND REFER TO

2510(5600)

RECEIVED
SEP 15 1960
Department of Reclamation

FOREST SERVICE BUILDING
OGDEN, UTAH

September 13, 1960

Idaho State Reclamation Engineer
Idaho State Department of Reclamation
Boise, Idaho

Dear Sir:

Enclosed is a Proof of Completion of Works for Permit to Appropriate
Water #27222 (Application #35146), Upper Sheep Creek Spring No. 5, Targhee
National Forest.

Very truly yours,

FLOYD IVERSON
Regional Forester

By

A handwritten signature in dark ink, appearing to read "F. Iverson", written over a horizontal line.

Enclosure

27222

Permit No. 27222STATE OF IDAHO
Department of Reclamationno fee
RECEIVED
SEP 15 1960

Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bonneville

ss.

U. S. F. S.E. C. CRARY

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. 27222, and that his postoffice address is U. S. Forest Service, Ogden State of Utah.

Second: That the name of the stream from which said water is to be diverted is Upper Sheep Creek Spring No. 5

Third: That the point of diversion of said water is S 23° 51' W, 1310.2 feet from the NE corner of Section 4 T. 1S., R. 45 E.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by February 6, 1963.

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

Sixth: That on the date above mentioned, the works constructed under said permit were ~~(orx)~~ not fully completed and consisted of the following:

✓ I. Kind of Works: headbox, pipe and storage tanks.

(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 _____ feet, height _____ feet.

(d) Conduit pipe width at bottom _____ feet, width at water line _____

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water _____ feet; diameter of pipe 1½ inches, average grade per mile is 100 feet. Length of conduit is .60 miles.

Seventh: That said works are capable of conducting to the place of intended use .080 second feet of water.

Eighth: That water appropriated under said permit is available for _____ acres of land described as follows:

Ninth: Remarks:—That this water is used for domestic purposes in a Campground and not for irrigation.

Acting Regional Forester

(SIGN HERE)

Subscribed and sworn to before me this 14th day of September, 1960Myrna S. Thomas

NOTARY PUBLIC

My commission expires 12/6/60

27222

September 16, 1960

Re: Permit No. 27222
2510 (5600)

U. S. Forest Service
E. C. Crary, Acting Regional Forester
Ogden, Utah

Dear Mr. Crary:

We received the Proof of Completion of Works on diversion of water from Upper Sheep Creek Spring No. 5 for use in campground.

The Certificate of Completion of Works will be issued upon receipt of the statutory fee of \$5.00 which you may remit to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

RT:EPR:ew

27222

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION



ADDRESS REPLY TO
REGIONAL FORESTER
AND REFER TO

FOREST SERVICE BUILDING
OGDEN, UTAH

2510
(5600)
Permit #27222

October 20, 1960

Mr. George N. Carter
State Reclamation Engineer
Boise, Idaho

Dear Mr. Carter:

Reference is made to Mrs. Rule's letter of September 16, 1960.

Enclosed is our voucher for the amount of \$5.00 to cover the issuance of the Certificate of Completion of Works. Please sign on the line indicated by a check mark and return to this office. Upon receipt of the signed voucher, we will schedule it for payment.

Very truly yours,

H. M. HUCKEBY, Chief
Division of Engineering

Enclosure

27222

October 21, 1960

RE: Permit No. 27222
2510 (5600)

U. S. Forest Service
H. M. Huckleby, Chief
Division of Engineering
Ogden, Utah

Dear Mr. Huckleby:

Enclosed is your voucher for the amount of \$5.00 to cover the fee for the Certificate of Completion of Works, properly signed, on Permit No. 27222.

Upon receipt of your check in this Department the Certificate will be issued and forwarded to you.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR
Enc. (1) voucher

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Re: Permit No. 27222

Date: Dec. 1, 1965

Regional Forester
U. S. Forest Service
Forest Service Bldg.
Ogden, Utah

Dear Sir:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 27222 is due not later than **Feb. 6, 1966**. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date, the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use, or lands which are irrigated -- by legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published, or you may have to readvertise and complete another set of proof forms.

Also enclosed is Form 11, which is authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, and at the place named, before the Notary Public, as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by field inspection to have been irrigated at the time of proof.

Very truly yours,


CARL E. TAPPAN
State Reclamation Engineer

Enc. Form 10 and 11

27222

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION

FEDERAL OFFICE BUILDING
324 25TH STREET
OGDEN, UTAH 84401

IN REPLY REFER TO

2510 (7500)

December 20, 1965

Mr. Carl E. Tappan
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Mr. Tappan:

Reference is made to your letter of December 1, 1965, regarding Permit No. 27222.

Enclosed are Form 10 in duplicate and the authorization for publication of this permit. Please forward the enclosed advertising voucher directly to the editor of the Post Register, Idaho Falls, in order to expedite payment. *Sent 12/27/65*

Sincerely yours,

FLOYD IVERSON
Regional Forester

By

James D. Nash

Enclosure



27222

RECEIVED
DEC 22 1965

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

#27222

(Date) December 20, 1965

(P. O.) Federal Office Building, Ogden, Utah 84401

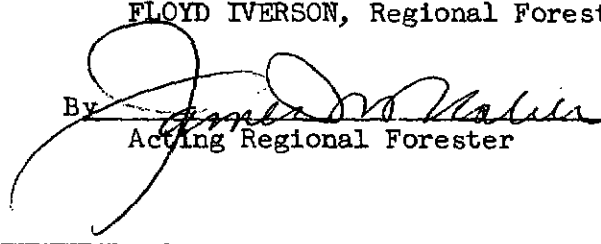
TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Post Register of
Idaho Falls, Idaho Published in
the county in which the works are situated.

FLOYD IVERSON, Regional Forester

By 
Acting Regional Forester

(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

2722

RECEIVED
DEC 22 1965

NOTICE FOR PUBLICATION

Department of Reclamation

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 31 day of January, 1966,
at Swan Valley, County of Bonneville, State of Idaho, before
Grace Praughder, proof will be submitted of the
application to beneficial use of 0.080 cubic feet per second of the waters of
Upper Sheep Creek Spring No. 5 in accordance with the terms and conditions of
Permit No. 27222 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit
United States of America Forest Service, Federal Office Building, Ogden, Utah 84401

The use to which said water has been applied is Domestic

The amount applied to beneficial use is 0.080 cfs

The point of diversion of said water is S. 23° 51' W. 1310 ft. from NE Corner of
Section 4, T. 1 S., R. 45 E., and is in Lot 1, Section 4, T. 1 S., R. 45 E.

The place where said water is used (LEGAL DESCRIPTION)

SW $\frac{1}{4}$ SW $\frac{1}{4}$)
SW $\frac{1}{4}$ NW $\frac{1}{4}$) Section 4, T. 1 S., R. 45 E.
NE $\frac{1}{4}$ NW $\frac{1}{4}$)

The date of priority which said user is prepared to establish is February 6, 1958

Carl E. Saffan
State Reclamation Engineer

27222
Re: ~~PURSA~~ Forest Service

Dec. 27, 1965
Date:

Post Register,
Idaho Falls, Idaho .

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to January 31, 1966
the date set for proof; the expense of the publication is to be paid
by the applicant United States of America Forest Service
of Federal Office Building, Ogden, Utah / 84401 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 or tear sheet of the first publication. **

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking
purposes and errors appear in subsequent issues, it is possible
that re-publication of corrected copy will be at your own expense

27222

December 27, 1965

Re: Permit No. 27222

Mr. Floyd Iverson,
Regional Forester,
U. S. A. Forest Service,
Federal Office Building,
Ogden, Utah 84401.

Dear Mr. Iverson:

This acknowledges the Notice of Proof of ~~Application for Water~~ Application of water to Beneficial Use under Permit No. 27222. The proofs are to be made at 10:00 o'clock A.M. on the 31st day of January, 1966, before Grace Fraugher, Swan Valley, Idaho Notary Public.

As of this date, we have mailed the Notice to the Post Registrar Idaho Falls, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

27222

January 5, 1966

RE: Permit No. 27222
United States of America, Forest Service

Post Register
Idaho Falls, Idaho

Gentlemen:

We received the tear sheet on the above numbered permit which is being advertised, and find the following correction.

Paragraph 6, Line 2 should read SW¹/₄SW¹/₄, SW¹/₄NW¹/₄, NE¹/₄NW¹/₄,
Section 4, T. 1 S., R. 45 E.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

27222

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION

FEDERAL OFFICE BUILDING
324 25TH STREET
OGDEN, UTAH 84401

IN REPLY REFER TO

2510 (7500)

February 23, 1966

RECEIVED
FEB 25 1966

Department of Reclamation

Mr. Carl E. Tappan
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Mr. Tappan:

Enclosed are the deposition forms for Permit No. 27222, which have been signed before a notary public at Swan Valley, Idaho.

As Mrs. Grace Traugher is no longer a notary public, the forms were signed before Sylvia M. Mechling, Notary Public, at the same place and time as specified in the legal notice. There were no protests to the signing of the depositions.

Sincerely yours,

FLOYD IVERSON
Regional Forester

By

James D. Nelson

Enclosure



27222

State nature of all improvements which have been made as a direct result of said use:

Construction Mennonite Church Organization Camp.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Does not apply

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Mennonite Church Organization Camp

SW $\frac{1}{2}$ NW $\frac{1}{2}$, NW $\frac{1}{2}$ SW $\frac{1}{2}$, SW $\frac{1}{2}$ SW $\frac{1}{2}$, NE $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 4, T.1S., R.15E., B.M.

Ques. 8: 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:

Does not apply

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: Summer 1958 - Time used since first use:

Each successive summer since 1958.

Ques. 10. Describe all other water rights appurtenant to same place of use:

None

(sign) Wendell E. Finley

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

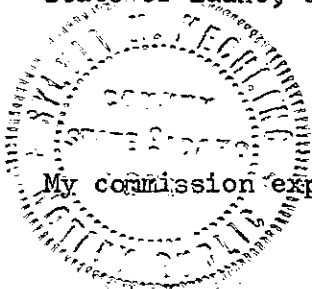
Swan Valley

County of Bonneville

State of Idaho, on this 31st day of January, A. D. 1966.

My commission expires: November 18, 1968

Sylvia M. Meckling



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. 27222

RECEIVED
FEB 25 1966
Department of Reclamation

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

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

Wendell E. Frisby, District Forest Ranger, Targhee National Forest, Swan Valley, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

United States of America Forest Service, Federal Office Bldg., Ogden, Utah 84401

Ques. 3. State number, approval date of permit, and date of priority: _____

Permit #27222. Approval date - 2-6-58 12/7/60. Priority date - 1/8/58.

Ques. 4. State source of water supply: Sheep Creek Spring #5.

Give location of point of diversion, showing subdivision, section, township and range

So. 23° 51' W., 1310.2 Ft. NE Corner, Sec. 4, T.1S., R.45E., Lot 1, Bonneville County, Idaho

Ques. 5. Describe your works of diversion: Concrete headbox, storage tank, plastic
pipe.; state amount of water they are capable of con-

veying from point of diversion to place of use: 36 G.P.M.; Give name of canal or ditch

or other works by which water is conducted to such place of use: Pipe line

_____; if a well, state depth of well --; depth and size of

casing --; depth to water --; if pump is used,

state discharge of pump: --; tell how it was measured or determined --

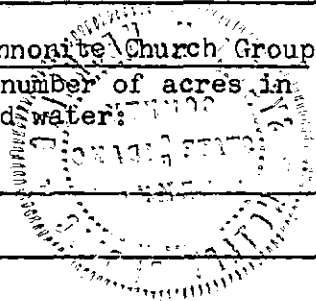
Stop watch & container of known capacity; if sprinkler irrigation, give number and size

of nozzles and operating pressure: --

Ques. 6. State for what purpose water is used: Domestic - Aberdeen Mennonite Church Group

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water: ---)

Does not apply



27222

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

Ans. .080 C.F.S. has been applied for domestic use in the Mennonite Church
Organization Camp.

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. Does not apply.

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. I witnessed the Mennonite Church Organization Camp during August 1965
when it was filled to capacity. Water was being used in the living quarters,
the lodge, and the bathroom. The area was also being sprinkled.

(Signed)

Ruth M. Jacobson

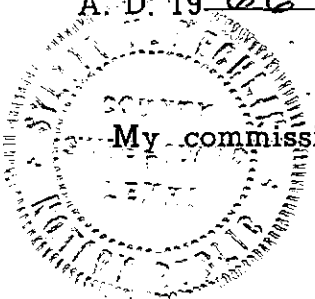
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Swan Valley

County of Bonneville, State of Idaho, on this 31st day of January

A. D. 19 66.

Sylvia M. Meckling
Notary Public.

My commission expires November 18, 1968.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
FEB 25 1938

Department of Reclamation

PERMIT NO. 27222

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. Ruth M. Jacobson, age 46, residence - Irwin, Idaho. Occupation - Forest Service District Clerk. Address - Irwin, Idaho 83428

Ques. 2. Are you acquainted with Wendell E. Frisby, United States of America - Forest Service, the holder of Permit No. 27222? How long have you known him and where does he reside?

Ans. I have known the Forest Service for approximately 15 years. Headquarters for Region Four are located in Ogden, Utah. I have known Wendell E. Frisby for at least 5 years and he resides at Swan Valley, Idaho.

Ques. 3. Have you read or heard read said Permit No. 27222, and are you familiar with its provisions and conditions?

Ans. Yes, I have read and am familiar with Permit No. 27222.

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. Source is spring. Place of diversion, Sheep Creek Spring #5, NE 1/4 NE 1/4 Sec. 4, T.1S., R.45E. Works include concrete headbox, storage tank, and plastic pipe.

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. .080 C.F.S.

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 use for the Mennonite Church Organization Camp. Water is used for living quarters, central lodge, bathhouse, and sprinkling of surrounding area.

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

Ans. .080 cfs. has been and is being used for domestic purposes at the
Mennonite Church-Organization Camp.

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. N/A

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

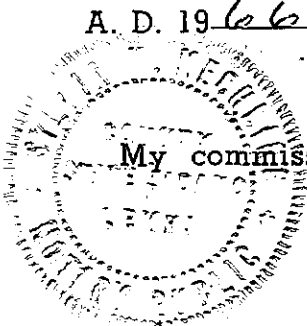
Ans. No ✓

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 noticed the administrative building - lodge and bathhouse, and
outside taps while giving a class in conservation to the group.

(Signed) William G. Sims

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 Sunn Valley, County of Bonneville, State of Idaho, on this 31st day of January, A. D. 1966.



My commission expires

November 18, 68.

Sylvia M. Meckling
Notary Public

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
FEB 25 1936

PERMIT NO. 27222

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. William G. Sims, 28, Swan Valley, Idaho, Forester

U.S. Forest Service, Swan Valley, Idaho

Wendell E. Frisby

Ques. 2. Are you acquainted with ~~United States of America~~ Wendell E. Frisby, the holder of Permit No. 27222? How long have you known him and where does he reside?

Ans. ~~5 years~~ I have known

Wendell E. Frisby for at least 5 years and he resides at Swan Valley, Idaho.

Ques. 3. Have you read or heard read said Permit No. 27222, 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. Spring. Sheep Creek Spring #5. NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 4, T.1S., R.45E.

Works include concrete headbox, storage tank, and plastic pipe.

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. .080 C.F.S.

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 use for the Mennonite Church Organization Camp. Water is used

for living quarters, central lodge, bathhouse, and sprinkling of surrounding area.

February 25, 1966

RE: Permit No. 27222

United States of America Forest Service
Federal Office Building
324 - 25th Street
Ogden, Utah 84401

Dear Mr. Iverson:

Receipt is hereby acknowledged for the depositions of holder and witnesses on the above referenced permit. However, no further action can be taken until we are in receipt of the required Affidavit of Publication. The affidavit may be obtained from the Post Register, Idaho Falls, Idaho

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw

27222

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION

FEDERAL OFFICE BUILDING
324 25TH STREET
OGDEN, UTAH 84401

IN REPLY REFER TO

2510 (7500)

March 14, 1966

Mr. Carl E. Tappan
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

RECEIVED
MAR 15 1966

Department of Reclamation

Dear Mr. Tappan:

Reference is made to your letter of February 25, 1966, regarding Permit No. 27222 for water from Upper Sheep Creek Spring No. 5 on the Targhee National Forest.

Enclosed is the affidavit of publication from the Post Register of Idaho Falls, Idaho.

Sincerely yours,

FLOYD IVERSON
Regional Forester

By

James M. Asher

Enclosure



27222

Affidavit of Publication
The Post - Register

RECEIVED
MAR 15 1966

STATE OF IDAHO

County of Bonneville

ss.

Department of Reclamation

I, E. F. McDermott, being first duly sworn, depose and say: That I am the Principal Clerk of the Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publisher of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, in Bonneville County, Idaho, and that said newspaper has been published continuously and uninterruptedly for more than four (4) years up to and including the last publication of the notice hereinafter referred to.

Affiant further says that the said newspaper, prior to the date of the first publication of said notice, as hereinafter stated, did designate a particular day of the week as the day on which legal notices, required by law or by order of any Court of competent jurisdiction within the State to be published weekly, would be published, and that since prior to the date of the first publication of said notice, as hereinafter stated, said newspaper has at the head of the editorial column of said paper and in each issue thereof announced the day of the week on which such legal notices required by law or by order of any Court of competent jurisdiction to be published weekly would be published, and that such day so designated was and is the Sunday issue or edition of said newspaper of each week.

Affiant further says that the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said The Post-Register in the Sunday edition or issue of said newspaper for four consecutive weeks, the first publication having been made in the Sunday issue of said newspaper on the 2nd day of January, 1966, and that said notice was thereafter published in each Sunday issue of said newspaper as follows:

On Sunday the 9th day of January, 1966
and on Sunday the 16th day of January, 1966
and on Sunday the 23rd day of January, 1966
and on Sunday the _____ day of _____, 19____
and on Sunday the _____ day of _____, 19____
and on Sunday the _____ day of _____, 19____
and that said notice was published in the regular and entire issue of said newspaper on the said respective dates of publication, and that such notice was published in the newspaper and not in any supplement issue thereof.

Subscribed in my residence and sworn to before me this 24th

day of January, 1966

Notary Public

Residence: Idaho Falls, Idaho

My commission expires April 5th, 1967

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE
Notice is hereby given that at 10:00
A.M. on the 31st day of January, 1966,
at Swan Valley, County of Bonneville,
Sta. of Idaho, before Grace Praugh-
der, proof will be submitted of appli-
cation to beneficial use of 0.080 cubic
feet per second of the waters of Upper
Sheep Creek Spring No. 6, in accord-
ance with the terms and conditions
Permit No. 27222 heretofore issued by
the Department of Reclamation of the
State of Idaho.
The name and post office address of
the person or corporation holding
said permit: United States of Amer-
ica Forest Service, Federal Office
Building, Ogden, Utah 84401
The use to which said water has
been applied is Domestic.
The amount applied to beneficial use
is 0.080 cfs.
The point of diversion of said water
is S. 23° 51' W. 1310 ft. from NE
Corner of Section 4, T. 1 S., R. 45
E., and is in Lot 1, Section 4, T. 1
S., R. 45 E.
The place where said water is used:
SW 1/4 SW 1/4, NE 1/4 NW 1/4 Section 4,
T. 1 S., R. 45 E.
The date of priority which said user
is prepared to establish is January 8,
1958.
CARL E. SPAN
State Reclamation Engineer
Pub: Jan 2, 9, 16, 23, 1966

B-11

27222

March 15, 1966

Re: Permit No. 27222

U. S. Forest Service
Federal Office Building
324 25th Street
Ogden, Utah

Gentlemen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~POST-REGISTER~~ ~~XXXXXXXXXXXXXXXXXXXX~~ ~~XXXX~~, all submitted in proof of completion of works and beneficial use on Permit No. 27222.

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

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

27222

NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE
Notice is hereby given that at 10:00
A.M. on the 21st day of January, 1966

at Swan Valley, County of Bonneville,
State of Idaho, before Grace Praeger,
deputy, proof will be submitted of ap-
plication to beneficial use of 0.080 cu
feet per second of the waters of Upper
Sheep Creek Spring No. 5, in accor-
dance with the terms and conditions
of Permit No. 27222 heretofore issued
by the Department of Reclamation of
the State of Idaho.
The name and post office address
of the person or corporation holding
said permit: United States of Amer-
ica Forest Service, Federal Office
Building, Ogden, Utah 84401
The use to which said water has
been applied is Domestic.
The amount applied to beneficial
use is 0.080 cfs.
The point of diversion of said water
is S. 23° 51' W. 1310 ft. from the
corner of Section 4, T. 1 S., R. 45 E.,
and is in Lot 1, Section 4, T. 1
S., R. 45 E.
The place where said water is used
is SW 1/4 SW 1/4
SW 1/4 NW 1/4, NE 1/4 NW 1/4 Section
4, T. 1 S., R. 45 E.
The date of priority which said water
is prepared to establish is January
1938.
CARL E. TAPPAN
State Reclamation Engineer
Pub: Jan 2, 9, 16, 23, 1966