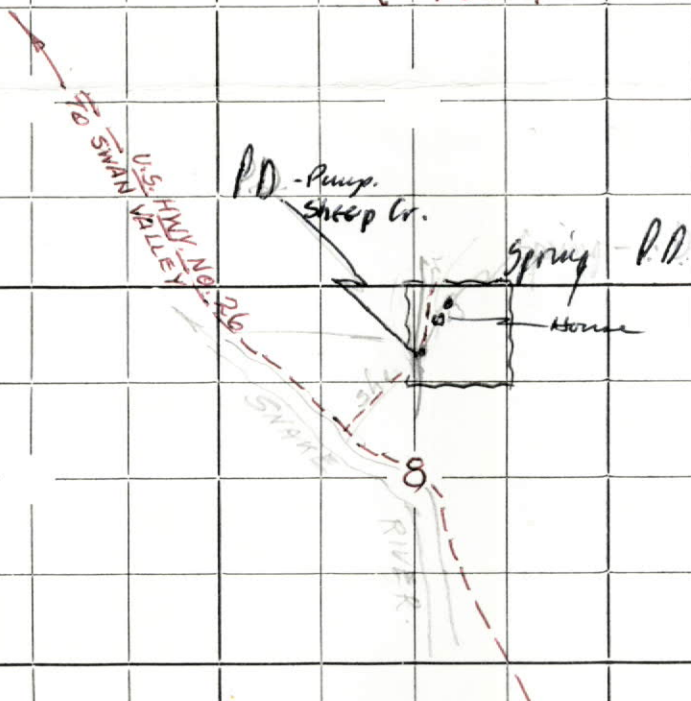


R-45E.

T.
S.



Domestic.

Allow 0.02 cfs or 1 inch.

PROOF OF PUBLICATION

AUG 22 1962

Department of Reclamation

STATE OF IDAHO
County of Bonneville

ss.

I Aden Hyde, first being duly sworn, depose and say that I am the printer/foreman/or/principal clerk of the Idaho Falls Publishing Company, an Idaho corporation, Bonneville County, Idaho, being publishers of the Eastern Idaho Farmer, a legal newspaper of general circulation, published weekly at Idaho Falls, Idaho, having been published continuously and uninterruptedly in conformity with the provisions of Section 60-106, Idaho Code, for more than seventy-eight (78) weeks prior to the first publication of the legal notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in the Eastern Idaho Farmer for -4- consecutive weeks, first publication having been made on the 17th day of May, 19 62, last publication having been made on the 7th day of June, 19 62, and that notice was published in regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this

day of _____, 19 _____

Notary Public.

My Commission Expires

19 _____

JOHN PEREBAUER
NOTARY PUBLIC
IDAHO FALLS, IDAHO
MY COMM. EXPS. 9-1-62

Thursday, June 7, 1962

LEGAL NOTICES

**NOTICE OF PROOF OF COMPLETION
OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE**

NOTICE is hereby given that at 2 p. m., on the 15th day of June, 1962, at Idaho Falls, County of Bonneville, State of Idaho, before Emmett E. Gallup, Notary Public, at Idaho Falls, Idaho, proof will be submitted of the completion of works for the diversion of 0.1 cubic feet per second of the waters of Spring on Sheep Creek & Sheep Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 26952, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Edward C. Perry, 284, 10th Street, Idaho Falls, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 0.06 cubic feet per second.

3. The use to which said water has been applied is domestic purposes, and the amount applied to beneficial use is 0.06 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8 Tp. 1 S R 45 Bonneville County.

5. The place where said water is used is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 1 S R 45 E. B. M.

6. The date of priority which said user is prepared to establish is June 5, 1957. Work was completed on pipe line leading from Sheep Creek and Spring to Cabin Site.

GEO. N. CARTER
State Reclamation Engineer
Publish: May 17, 24, 31; June 7, 1962.

26952

Snake River
Sec 8
T1S R45E
* Spring

Permit Map No. 26952
As Approved
JUN 17 1957
MARK R. KULP
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 26952

Amount 0.02 c.f.s.

Water District No.

Priority August 2, 1957

THIS IS TO CERTIFY that EDWARD C. PERRY
of Idaho Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 5, 1957; that Permit No. 26952
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.02 second feet, was issued thereunder on August 13, 1963, showing that said works
were completed on the 14th day of August, 1962; and that on the 14th
day of August, 1962,

EDWARD C. PERRY

of Idaho Falls, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed
Creek
spring & Sheep a tributary of Snake River, for the purpose of domestic use
under Use Permit No. 26952 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
12 of Licenses at page 7657, on the 13 day of August, 1963;
The right hereby confirmed dates from August 2, 1957;

The Point of Diversion is located
in the NW 1/4 NE 1/4, Sec. 8, Tp. 1 S. R. 45 E., B. M. County Bonneville

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.02 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	45 E.	8	NW 1/4 NE 1/4 - DOMESTIC USE		

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
13th day of August, 1963.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

26952
23-2062

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 34867
PERMIT No. 26952
DISTRICT No.

Edward C. Perry
284-10th St.,
Idaho Falls, Idaho

1. Name of Applicant: EDWARD C. PERRY Idaho Falls, Idaho
- Postoffice address: 284-10th St. County: Bonneville State: Idaho
- I. If applicant is a corporation, give:
- (a) Date and place of incorporation:
 - (b) Amount of capital stock:
 - (c) Amount paid in:
 - (d) Names and addresses of directors:
- II. The financial resources of the applicant are:
- (a) Cash on hand:
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources:
2. Quantity of water claimed: 0.1 cubic feet per second.
3. Source of water supply: Un-named spring - also use ^S Sheep Creek for culinary purposes. which is a tributary of Sheep Creek - a tributary of Snake River.
4. Location of point of diversion: feet distant from the corner of Section , T. , R. , B. M., and is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8 , T. 1 S. , R. 45 E., B.M., County of Bonneville
5. Water is to be used for 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 NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8 , T. 1 S. , R. 45 E., 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: 300' of pipe
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 inches; length of conduit miles. Average grade per mile feet.
12. The time required for the completion of such work is One years.
13. The time required for the complete application of the water to the proposed use is No 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.

/s/ Edward C. Perry
Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A. M. June 5, 1957

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 26952

Recorded in Book 95 Page 26952 Approved June 17, 1957

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 August 17, 1957 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 December 17, 1957

The whole of said work to be completed on or before June 17, 1958

Beneficial use of water appropriated in accordance herewith, to be made on or before June 17, 1958

WITNESS My hand this 17th day of June, 1957

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLLIE, 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 17th

day of June, 19 57

STATE OF IDAHO

Countersigned:

(SEAL)

By /s/ ROBERT E. SMYLIE

Governor.

By /s/ JAS. H. YOUNG

Secretary of State.

REMARKS: Spring is located on U. S. Forest Service land.

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 $\frac{1}{4}$	
			Place of use is in same 40 acre tract as point of diversion				
			APPROVAL OF STATE RECLAMATION ENGINEER				
			I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 26952 to June 17, 1962. and beneficial use proofs				
			Witness my hand this 27th day of August, 1958				
			/s/ Geo. N. Carter State Reclamation Engineer				
			Recorded: August 27, 1958.				

Permit No. 26952 ✓
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that EDWARD C. PERRY of Idaho Falls, County of Bonneville, and State of Idaho, the holder of Permit No. 26952, issued upon Application No. 34867, bearing date of priority of June 5, 1957, authorizing the diversion of 0.1 second feet of waters of unnamed spring, also use of Sheep Creek, 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 0.02 second feet of the waters of an unnamed spring, also use of Sheep Creek, tributary of Snake River; that the point of diversion of said waters two points in NW¹/₄NE¹/₄, Sec. 8, 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:

domestic use in NW¹/₄NE¹/₄, Sec. 8, T. 1 S., R. 45 E., B.M.

Witness my hand this 13th day of August A. D. 1963.

s/ RALPH W. THOMAS
 Deputy State Reclamation Engineer

Proof of Completion of Works Made: August 14, 1962

LICENSE ISSUED FOR 0.02 SEC. FT.
Page 7657

WRD417

WATER RIGHTS PROOF READING REPORT

05/09/85

PAGE 1

WATER RIGHT NUMBER 23-2062

OWNER LAST NAME - PERRY

FIRST NAME - EDWARD C.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - IDAHO FALLS

STATE - ID ZIP CODE - 83401

SOURCE - SPRING

TRIBUTARY OF - SNAKE RIVER

SOURCE - SHEEP CREEK

TRIBUTARY OF - SNAKE RIVER

STAGE - LICENSE

STATUS -

PRIORITY - 08-02-1957 COUNTY - BONNEVILLE TOTAL DIV. RATE - .0200 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 01 DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - NWNE 08 01S 45E LOT 00 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - TO -

USE - DOMESTIC

USE DIV. RATE - .0200 CFS USE DIV. VOLUME - .00 AFA

USE - DOMESTIC

PLACE OF USE - TWN 01S RNG 45E SEC 08 TRACT NWNE LOT AC

DATE -

TOTAL ACRES 0

DECREE NAME -

REMARKS - 2 P/D IN NWNE, S8, T1S, R45E.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 26952

PROOF MADE -

FLO EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED JOC

August 13, 1963

Re: Permit No. 26952

Edward C. Perry
284 10th Street
Idaho Falls, Idaho

Dear Mr. Perry:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right issued on Permit No.
26952.

Also enclosed is departmental receipt No. 31720,
in the amount of \$10.00, covering fees.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

By:

(Mrs.) Edna P. Rulo
Chief Clerk

SPR:eu

26952

July 29, 1963

RE: Permit No. 26952

Edward C. Perry
284 10th Street
Idaho Falls, Idaho

Dear Mr. Perry:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. 26952 shows the pump and pipe line are capable of conveying 1 minor's inch, or 0.02 c.f.s. of water for domestic use.

Upon receipt of the statutory fees totaling \$10.00, Completion of Works fee \$5.00, and License and Certificate of Water Right fee \$5.00, we will issue the Certificate of Completion of Works and License and Certificate of Water Right, confirming the right, with priority of August 2, 1957, to the use of 0.02 cubic foot per second of surface water with the point of diversion in the NW 1/4 of Section 8 from an unnamed spring and Sheep Creek for domestic use in the NW 1/4, Sec. 8, T. 1 S., R. 45 E., S. 1 E.

Very truly yours,

CARL E. TALPANI
Acting State Reclamation Engineer
By

(Mrs.) Edna P. Rulo
Chief Clerk

RPR:mr

26952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 26952

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Edward C. Perry
2. Source of water supply: Unnamed spring and Sheep Creek, tributary of Snake River
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8
T. 1^s R. 45^e E., B. 1 County of Bonneville
4. Describe works as they exist, giving dimensions and capacities of same: Drinking water is carried from spring. 1/2 HP F-M Motor Model C355XB1E, F-M Horizontal Centrifugal pump 500 VS OEN 1 1/4" inlet x 1" outlet to 1" x 75' GIP to 225' x 3/4" GIP buried to stand pipe in yard
5. Water is used for: Domestic purposes
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):
NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 1^s, R. 45^e 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? _____

Remarks: Ranger Reese, along.

The Perry's were unable to go along at time of inspection.

Water pumped from Sheep Creek is used for irrigation of yard on weekends and whenever they can spend a few days at house.

This examination was made on the 11th day of July, 1963

(Signed)

Lloyd Johnson

Examiner.

26952

Edward C. Perry 522-4001
284 10th Street
Idaho Falls, Idaho
Permit No. 26952

Examination for Completion of Works & Beneficial Use

County Bonneville
Quantity 0.1 c.f.g. Sec. 8 T. 1 SR. 45 E. B.M.

Source: Home and spring in Section 8.

P. D.: Mr. H. E. Sec. 8, T. 1 S. R. 45 E. B.M.

Use: Domestic

Filed: June 5, 1957

Due: June 17, 1958

Extension: to June 17, 1960

Protest: No

Completion of Works:

Other Rights: none noted

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

DEPARTMENT OF AGRICULTURE

26952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

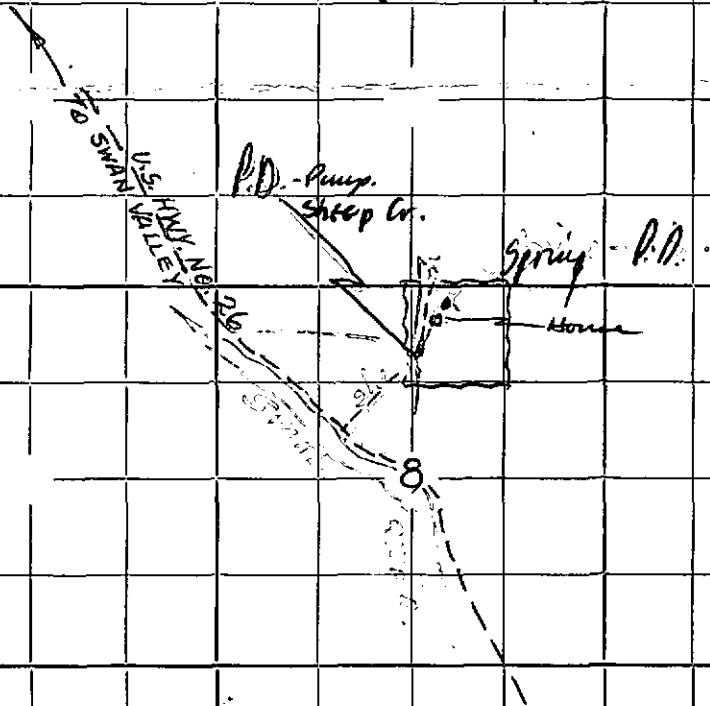
PERMIT NO. 26952

REPORT ON PROOF OF Completion of Works & Beneficial Use
Edward C. Perry
284 10th Street
Idaho Falls, Idaho

26952

R-45E.

T.
S.



Domestic

Allow 0.02 cfs or 1 inch.

XXXXXXXXXX

July 8, 1963

Re: Permit No. 26952

Edward C. Perry
284 10th Street
Idaho Falls, Idaho

Dear Mr. Perry:

This is a follow up of the notice from the Department of Reclamation office that an inspection would be made on your water filing as soon as possible.

I will plan to inspect your permit on or about the week of July 10, 1963.

Please arrange to be on the premises so that you can accompany me over the work.

Very truly yours,
Carl E. Tappan, Acting
~~SECRETARY~~
State Reclamation Engineer
By

Field Engineer

LHW:mr

26952

RECEIVED
AUG 22 1962
Department of Reclamation

AFFIDAVIT

Bonneville County, Idaho

I, Edward C. Perry, being duly sworn, hereby depose and say that the attached depositions were not signed on June 15, 1962 because I assumed that the papers which were first sent in were all the papers required. The envelope containing the depositions was mislaid at home and was not recovered until you referred to them in your last letter. At this time the depositions were signed and sent in.

Signed and sealed this 21st day of August, 1962

Edward C. Perry

Signed and sealed before me a notary public of Idaho Falls, Idaho.

Ernest E. Gallup

Notary Public
Idaho Falls, Idaho
My commission expires 6/7/65.



=

26952

RECEIVED
AUG 22 1962
Department of Reclamation

AFFIDAVIT

Bonneville County, Idaho

I, Emmett E. Gallup, notary public, having been duly sworn, depose and say that my office at 244 Broadway, Idaho Falls, Idaho was open all day, June 15, 1962, and that no protests were received in regard to the proofs in connection with beneficial use of water by Edward C. Perry, under permit #26952.

Signed and sealed this 21st day of August, 1962.

Emmett E. Gallup
Notary Public.

Signed and sealed before me, a notary public, for the State of Idaho.

Ina Englis

Notary Public
Idaho Falls, Idaho
My commission expires January 25, 1966.

26952

1M April 1962

August 22, 1962

Re: Permit No.

26952

Edward C. Perry
284 10th Street
Idaho Falls, Idaho

Dear Mr. Perry:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Eastern Idaho Farmer, all submitted in proof of completion of works and beneficial use on Permit No.

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 ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: mr

26952

ROBERT E. SMYLLIE
Governor



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE

GEO. N. CARTER
State Reclamation Engineer
RECEIVED
AUG 22 1962
Department of Reclamation

August 15, 1962

Re: Permit No. 26952

Edward C. Perry
284 10th Street
Idaho Falls, Idaho

Dear Mr. Perry:

We received the depositions of holder and two witnesses, proof of completion of works and application of water to beneficial use under your permit.

These depositions were signed August 14, 1962, before Emmett E. Gallup, Notary Public. The legal notice shows that the proofs were to be made June 15, 1962, before Mr. Gallup.

Your letter of July 25th mentions papers notarized and non-interested party signing.

We need the depositions signed on June 15th, if they were signed, otherwise we must have an affidavit from Emmet E. Gallup, Notary Public, that his office was open June 15 and that no protests were received in regard to said proofs. Also an affidavit from you as to why the depositions were not made June 15. We also need the affidavit of publication from the paper.

Kindly clear this matter at your earliest convenience.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By: *Ralph W. Thomas*
RALPH W. THOMAS, Deputy
State Reclamation Engineer



26952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
AUG 15 1962

Department of Reclamation
RECEIVED
AUG 22 1962

Department of Reclamation

Permit No. 26952

Proof of Application of Water to Beneficial Use
and Completion of Works

Deposition of Holder

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

Ans. Edward A. Perry, Chief Clerk, R.R.O.
784 10th St., Idaho Falls, Idaho

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

Ans. None

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

Ans. June 15, 1962

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

Ans. Sheep Creek, T. 15 S., R. 45 E., B. 1 N., in NW 1/4 Sec. 8, T. 15 S., R. 45 E., B. 1 N., Blaine Co., Idaho

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. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Ditch and 1/2 pipe line from Sheep Creek to Point beside Chub.

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. Culinary purposes.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. None

20952 121

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

Ans. No

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

Ans. No

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. for Culinary Purpose only

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. See above

(Sign)

Edward A. Ferry

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 Idaho Falls, County of Bonneville,

State of Idaho, on this 14th day of August, A. D. 1962

Ernest E. Gallup

My commission expires

6/7/65

20952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
AUG 15 1962

Department of Reclamation
RECEIVED
AUG 22 1962

PERMIT NO. 26952

Department of Reclamation

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. John T. Homer, 31, 1474 Juniper Drive, Idaho Falls, Idaho, insurance salesman

Judy Cooper, 19, Route #1, Box 76, Idaho Falls, Idaho, Secretary

Ques. 2. Are you acquainted with Edward C. Perry, the holder of Permit No. 26952? How long have you known him and where does he reside?

Ans. 20 years. 284 10th Street, Idaho Falls, Idaho

10 years. 284 10th Street, Idaho Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. 26952, and are you familiar with its provisions and conditions?

Ans. Yes
Yes

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

Ans. Sheep Creek, Tract 1, Section 8, Twp. 15, R45, ERM Bonneville County
Idaho, 1 1/2" pipe.

Same as above

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. One quarter of one foot

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. Culinary purposes on site.

Same as above

26952

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

Ans. none

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. none

none

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

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. May 1, 1962, by personal inspection.

May 1, 1962, by personal inspection.

Judy Cooper
Tract #1, Box 76
Idaho Falls, Idaho (Signed)

John F. Homer
1474 Juniper
Idaho Falls, Idaho

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 Idaho Falls, County of Bonneville, State of Idaho, on this 14th day of August, A. D. 19 62.

Emmett E. Halluf
Notary Public

My commission expires 6/7/65

26952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
AUG 15 1962

RECEIVED
AUG 22 1962

Department of Reclamation

PERMIT NO. 26952

Proof of Application of Water to Beneficial Use
Deposition of Witness *and Completion of Works*

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. John T. Homer, 31, 1474 Juniper Drive, Idaho Falls, Idaho, insurance salesman

Judy Cooper, 19, Route #1, Box 76, Idaho Falls, Idaho, Secretary

Ques. 2. Are you acquainted with Edward C. Perry, the holder of Permit No. 26952? How long have you known him and where does he reside?

Ans. 20 years. 284 10th Street, Idaho Falls, Idaho

10 years. 284 10th Street, Idaho Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. 26952, and are you familiar with its provisions and conditions?

Ans. Yes
Yes

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

Ans. Sheep Creek, Tract 1, Section 8, Twp. 15, R45, ERM Bonneville County
Idaho, 1 1/2" pipe.

Same as above

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. One quarter of one foot.

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. Culinary purposes on site.

Same as above

26952

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

Ans. none

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. none

none

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

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. May 1, 1962, by personal inspection.

May 1, 1962, by personal inspection.

Judy Cooper
Box 76, Route #1
Idaho Falls, Idaho (Signed)

John T. Homer
1474 Jimmie
Idaho Falls, Idaho

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 Idaho Falls, County of Bonneville, State of Idaho, on this 14th day of August, A. D. 19 62.

Emmett E. Bell
Notary Public.

My commission expires 6/7/65.

26452

PROOF OF PUBLICATION

RECEIVED
AUG 22 1962

STATE OF IDAHO
County of Bonneville

ss.

Department of Reclamation

I Aden Hyde, first being duly sworn, depose and say that I am the ~~printer/foreman/or~~/principal clerk of the Idaho Falls Publishing Company, an Idaho corporation, Bonneville County, Idaho, being publishers of the Eastern Idaho Farmer, a legal newspaper of general circulation, published weekly at Idaho Falls, Idaho, having been published continuously and uninterruptedly in conformity with the provisions of Section 60-106, Idaho Code, for more than seventy-eight (78) weeks prior to the first publication of the legal notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in the Eastern Idaho Farmer for -4- consecutive weeks, first publication having been made on the 17th day of May, 1962, last publication having been made on the 7th day of June, 1962, and that notice was published in regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this

day of _____, 19____

My Commission Expires

Notary Public

JOHN PEREBAUER
NOTARY PUBLIC
IDAHO FALLS, IDAHO
MY COMM. EXPS. 9-1-62

Thursday, June 7, 1962

LEGAL NOTICES

NOTICE OF PROOF OF COMPLETION OF WORKS

and APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 2 p. m., on the 15th day of June, 1962, at Idaho Falls, County of Bonneville, State of Idaho, before Emmett E. Gallup, Notary Public, at Idaho Falls, Idaho, proof will be submitted of the completion of works for the diversion of 0.1 cubic feet per second of the waters of Spring on Sheep Creek & Sheep Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 26952, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Edward C. Perry, 284, 10th Street, Idaho Falls, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 0.06 cubic feet per second.

3. The use to which said water has been applied is domestic purposes, and the amount applied to beneficial use is 0.06 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8 Tp. 1 S R 45 Bonneville County.

5. The place where said water is used is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 1 S R 45 E. B. M.

6. The date of priority which said user is prepared to establish is June 5, 1957 Work was completed on pipe line leading from Sheep Creek and Spring to Cabin Site.

GEO. N. CARTER
State Reclamation Engineer
Publish: May 17, 24, 31; June 7, 1962.

26952

August 15, 1962

Re: Permit No. 26952

Edward C. Perry
284 10th Street
Idaho Falls, Idaho

Dear Mr. Perry:

We received the depositions of holder and two witnesses, proof of completion of works and application of water to beneficial use under your permit.

These depositions were signed August 14, 1962, before Emmett E. Gallup, Notary Public. The legal notice shows that the proofs were to be made June 15, 1962, before Mr. Gallup.

Your letter of July 25th mentions papers notarized and non-interested party signing.

We need the depositions signed on June 15th, if they were signed, otherwise we must have an affidavit from Emmet E. Gallup, Notary Public, that his office was open June 15 and that no protests were received in regard to said proofs. Also an affidavit from you as to why the depositions were not made June 15. We also need the affidavit of publication from the paper.

Kindly clear this matter at your earliest convenience.

Very truly yours,

GEO. H. CATHER
State Reclamation Engineer

By:

RAIFH W. THOMAS, Deputy
State Reclamation Engineer

RT:cw

26952

July 26, 1962

Re: Permit No. 26952

Edward C. Perry
284 10th Street
Idaho Falls, Idaho

Dear Mr. Perry:

We received your letter of July 25th in answer to the pre-cancellation notice dated July 23rd.

We have a record that the legal notice was published. We do not have the depositions of holder and two witnesses or the affidavit of publication. The depositions were to have been signed June 15, 1962, before Emmett B. Gallup, Notary Public.

You should check immediately as to whether the forms were mailed to this office.

Advise promptly.

Very truly yours,

GEO. H. CARTER
State Reclamation Engineer

By:

DALE W. THOMAS, Deputy
State Reclamation Engineer

RE:cw

26952

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

POD Form 3811 Jan. 1958

20952		POSTMARK OF DELIVERING OFFICE JUL 24 1962 RETURN TO	
		INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print name of article RETURN RECEIPT REQUESTED.	
REGISTERED NO.	NAME OF SENDER		
	Department of Reclamation		
CERTIFIED NO.	STREET AND NO. OR P. O. BOX		
19513	Room 107 Statehouse		
INSURED NO.	CITY, ZONE AND STATE		
	Boise, Idaho		

CSS-16-71548-8

#1-INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to addressee

☐ Show address where delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Edward C. Perry

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

7.24.62

ADDRESS WHERE DELIVERED (only if requested in item #1)

26952

CSS-16-71548-4 GPO

Permit: No. 26952,

284, 10th Street
Idaho Falls, Idaho
July 25th 1962

RECEIVED
JUL 26 1962

Department of Reclamation, State of Idaho
Boise, Idaho

Department of Reclamation

Dear Sirs:

With reference to the above permit number, I do not wish to have this cancelled. I was of the opinion that all requirements had been complied with.

It was advertised in The Eastern Idaho Farmer four times with cost of \$31.20. Other papers were notarised and non interested party signed. If there is any other papers that should be sent to your office please let me know and this will be done as soon as possible.

The work has been completed on this project and water is in use now, with no protest from any parties.

I am,

Yours very truly,
Edward C. Perry
Edward C. Perry.
284, 10th Street.

PS Projects is on Sheep Creek

26952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

July 23, 1962, 195

Re: Permit No. 26952

To Edward C. Perry
284 10th St.,
Idaho Falls, Idaho.

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 26952
to appropriate the Public Waters of the State of Idaho, have not been complied with as to

~~Completion of Works and Beneficial Use Proofs which were due June 17, 1962~~

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 26952
is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 26952 claims the use of 0.1 cubic feet per second of the
waters of Unnamed spring - Sheep Creek - trib. Snake River with point of diversion located
NW 1/4, Sec. 8, T. 1 S., R. 45 E.B.M., Bonneville County, and
was approved June 17, 1957

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
23rd day of July, 1962

GEO. N. CARTER
State Reclamation Engineer.

By CARL E. TAPPAN Assistant.

26952

May 14, 1962

Re: Permit No. 26952

Mr. Edward C. Perry,
284 - 10th St.,
Idaho Falls, Idaho.

Dear Mr. Perry:

On May 9, 1962, we forwarded to Mr. Emmett E. Gallup, Notary Public, Idaho Falls, Idaho, a copy of the letter dated May 9th addressed to you.

This letter was returned to this office due to "insufficient address." Idaho Falls is the only address we have in our files, and since it is important that your Notary be advised as to the time of making proofs, we are enclosing the letter and will ask that you please forward same to Mr. Gallup.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rulo
Chief Clerk

Encl.
EPR:pmk

26952

May 9, 1962

Re: Permit No. 26952

Mr. Edward C. Perry,
284 - 10th St.,
Idaho Falls, Idaho.

Dear Mr. Perry:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 26952. The proofs are to be made at 2:00 o'clock P.M., on the 15th day of June, 1962, before Emmett E. Gallup, Idaho Falls, Idaho, Notary Public.

As of this date we have mailed the Notice to the Eastern Idaho Farmer, 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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

P.S. You will note that we have changed the date for making proof from May 8th to June 15th, inasmuch as the Notice for Publication was not received in this office until today, which would not allow any time for any publications.

26952



ROBERT E. SMYLLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEO. N. CARTER, STATE RECLAMATION ENGINEER
BOISE

May 9, 1962

Re: Permit No. 26952

Mr. Edward C. Perry,
284 - 10th St.,
Idaho Falls, Idaho.

Dear Mr. Perry:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 26952. The proofs are to be made at 2:00 o'clock P.M., on the 15th day of June, 1962, before Emmett E. Gallup, Idaho Falls, Idaho, Notary Public.

As of this date we have mailed the Notice to the Eastern Idaho Farmer, 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,

GEO. N. CARTER
State Reclamation Engineer

By: *Edna P. Rule*
(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

P.S. You will note that we have changed the date for making proof from May 8th to June 15th, inasmuch as the Notice for Publication was not received in this office until today, which would not allow any time for any publications.

26952

May 8, 1962

Notice is hereby given of intention to divert the waters of the spring on Sheep Creek in Bonneville County, Idaho for culinary purposes.

Edward C. Perry
Edward C. Perry

26952

not required

May 8, 1962

Notice is hereby given of intention to divert the waters of the spring on Sheep Creek in Bonneville County, Idaho for culinary purposes.

Edward C. Perry
Edward C. Perry

26952

Form No. 11
2M - 10/60

RECEIVED
MAY 9 1962

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 8 1962

(P. O.) Idaho Falls Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Eastern Idaho Farmer of Idaho Falls Idaho published in
the county in which the works are situated.

Bonneville Co
Edward A Perry

(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.

26952

RECEIVED
MAY 9 1962

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

NOTICE is hereby given that at 2PM ~~PM~~, on the 15th day of June ~~May~~ 1962
1962, at Idaho Falls, County of Bonneville, State of Idaho, before
Ernest E. Gallup, Notary Public, at (address) Idaho Falls, Idaho,
proof will be submitted of the completion of works for the diversion of
0.1 ~~3 inches~~ cubic feet per second of the waters of Spring on Sheep Creek & Sheep Creek,
and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No 26952, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is: Edward C. Perry, 284, 10th Street, Idaho Falls Idaho

2. Said works of diversion will be fully completed on the date set for such completion
and the amount of water which said works are capable of conveying to the place of use is
0.06 ~~3 inches~~ cubic feet per second.

3. The use to which said water has been applied is Domestic
Culinary, and Drinking purposes, and the amount applied to beneficial use is 0.06 cubic
feet per second.

4. The point of diversion of said water is NW. NE.
Spring on Sheep Creek and Sheep Creek
Tract 1 Less Tract 1-A Sec. 8 Tp 1 S R 45 Bonneville County.

5. The place where said water is used is at Cabin on land mentioned above.
NW. NE. Sec 8, T. 1 S. - R. 45 EBWA.

For drinking and Culinary purposes Total 3 acres

6. The date of priority which said user is prepared to establish is June 5, 1957
Work was completed on pipe Line leading from Sheep Creek and Spring to
Cabin Site. June 15 1961

State Reclamation Engineer

26952

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. 26952
Edward C. Perry

Date: May 9, 1962

Eastern Idaho Farmer,
Idaho Falls, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to June 15, 1962 the date set for proof;

the expense of the publication is to be paid by the applicant

Edward C. Perry of 284 - 10th St., Idaho Falls, Idaho 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,

GEO. N. CARTER
GEO. N. CARTER
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.

Encl.

26952

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

Re: Permit No. 26952

Date: April 2, 1962

Edward C. Perry
284 10th St.
Idaho Falls, Idaho

Dear Mr. Perry:

Under the terms of your Permit No. 26952 you are required to make proofs of completion of works and application of water to beneficial use on or before June 17, 1962.

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 in the county.

We enclose Form 36-A 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 may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point of points of diversion and the location of use or lands which are irrigated - - by legal 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.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 36-A.

At the time we send the notice to the newspaper we will send 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 the field inspection to have been irrigated at the time of proof.

Very truly yours,



GEO. N. CARTER

State Reclamation Engineer

Enc. Forms 36A-11

26952

GEO. N. CARTER

August 28, 1958

Re: Permit No. 26952

Mr. Edward G. Perry
284 - 10th Street
Idaho Falls, Idaho

Dear Mr. Perry:

Enclosed is the Approval of the State Reclamation Engineer for an extension of time for proofs of completion of works and beneficial use of water under the terms of Permit 26952 to June 17, 1962, as same was recorded in the Department of Reclamation in Book 95 of Permits at Page 26952. This extension should now be attached to the original permit to which it refers and of which it becomes an extended limitation.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

36952

RW

Permit No. 26952

RECEIVED
AUG 27 1958
Department of Reclamation

Application for Extension of Time

FOR COMPLETION OF WORKS
AND BENEFICIAL USE PROOFS...

EDWARD C. PERRY, of 284 - 10th St., Idaho Falls,

State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 26952

Under the terms and conditions of said permit, construction work thereunder was required to be completed by June 17, 1958

That he has heretofore performed the following work described under said permit:
none

costing \$

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

the work cannot be completed on this until the Bureau of Reclamation releases their claim on this water. They have pipe line from Spring to Townsite of Palisade that I am using for my water supply, by tapping on to this line with 1 inch pipe. There is a dispute over rightway that will hold up the construction of line to my house until their lease expires in 1959. Therefore, I am asking that my permit be extended until that time so that I can complete the pipe line to my home.

WHEREFORE, He asks that the Commissioner of Reclamation/extend the time for the completion of works under said permit to June 17, 1962.

Subscribed and sworn to before me this 26th day of August, 1958.

Edward C. Perry
Martha L. Dolman

Notary Public.

My commission expires 1-25-60

Date of receipt at office of Department of Reclamation August 27, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

~~APPROVED FOR COMPLETION OF WORKS AND BENEFICIAL USE PROOFS~~

I, GEO. N. CARTER, Commissioner of Reclamation/Engineer of the State of Idaho, hereby extend the time for the completion of construction work/under Permit to Appropriate the Public Waters of the State of Idaho, No. 26952

June 17, 1962

Witness my hand this 27th day of August, 1958

Geo. N. Carter
State Reclamation Engineer

26952

GEO. N. CARTER
XXXXXXXXXX

August 7, 1958

Re: Permit No. 26952

Mr. Edward C. Perry
284 10th Street
Idaho Falls, Idaho

Dear Mr. Perry:

Enclosed is the form "Application for Extension of Time for Completion of Works and Beneficial Use Proofs". We suggest you request the maximum time of five years or until June 17, 1962. The completed form must be returned on or before August 31, 1958.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

E. N. HUMPHREY
Deputy

ENH/RT

20952

File Permit No.26952.

E C Perry
284, 10th Street,
Idaho Falls, Idaho
August 2nd 1958

RECEIVED
AUG 6 1958
Department of Reclamation

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

Dear Sir:

With reference to your letter of July 21st 1958, in connection with permit No. 26952 for claim for the use of 0.1 cubic feet per second of waters from un-named spring and Sheep Creek located at NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 8, Twp 1S, R 45 E.B.M., can state that work cannot be completed on this until the Bureau of Reclamation releases their claim on this water. They have pipe line from Spring to Townsite of Palisade that I am using for my water supply, by tapping on to this line with 1 inch pipe. There is a dispute over rightway that will hold up the construction of line to my house until their lease expires in 1959. Therefore, I am asking that my permit be extended until that time so that I can complete the pipe line to my home.

Hoping that this can be done,

I am,

yours very turly,

Edward C. Perry

Edward C. Perry

26952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

July 21, 1958

Re: Permit No. 26952

To Edward C. Perry
284 10th St.
Idaho Falls, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 26952
to Appropriate the Public Waters of the State of Idaho, have not been complied with as to
Proofs of Completion of Works and Beneficial Use which were due June 17, 1958

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 26952
is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 26952 claims the use of 0.1 cubic feet per second of the
waters of Un-named Stream and Sheep Creek with point of diversion located
NW 1/4 NE 1/4 Section 8, Twp 1 S, R 45E.B.M., and
was approved June 17, 1957

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
21st day of July, 1958

Geo. H. Carter

State Reclamation Engineer.

By _____ Assistant.

26952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. 26952

Date April 1, 1958

Edward C. Perry
284 - 10th Street
Idaho Falls, Idaho

Dear Sir:

Under the terms of your Permit No. 26952 you are required to make proofs of completion of works and application of water to beneficial use on or before June 17, 1958.

We enclose a blank affidavit Form 6 to be filled out, sworn to by you before a Notary Public, and returned to this office on or before the above date, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit, provided same satisfactorily shows the completion of works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion of Works will be issued to you.

We enclose also blank notice for proof of application of water to beneficial use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. 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 in which the land is located. For this required information we have enclosed Form 10, in duplicate, which you are to complete and return. In filling out this form be sure to include the time of day, the date (allowing for four weeks publication), the name of the town (any place convenient for you and your two witnesses), the name and address of the Notary Public before whom you will appear to make the depositions of proof, the quantity of water filed on, for what purpose it is used, the point or points of diversion and the place of use or the lands which are irrigated (by legal land description).

In completing the Notice of Proof for Publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which have been 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.

Enclosed also is Form 11 which is the authorization for us to have the Notice of Proof published in the designated county newspaper at your expense. This is to be returned with Form 10.

At the time we send the Notice to the newspaper, we will also send to you the forms used for the depositions of holder and two disinterested witnesses, which are to be executed at the time, on the date set, at the place and before the Notary Public, as was advertised in the Notice of Publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

26952

June 25, 1957

Re: Permit No. 26952

Mr. Edward C. Perry
284-10th St.,
Idaho Falls, Idaho

Dear Mr. Perry:

We enclose permit No. 26952 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Also enclosed is departmental receipt No. 28651 which was issued covering payment in the amount of \$5.00 for the filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

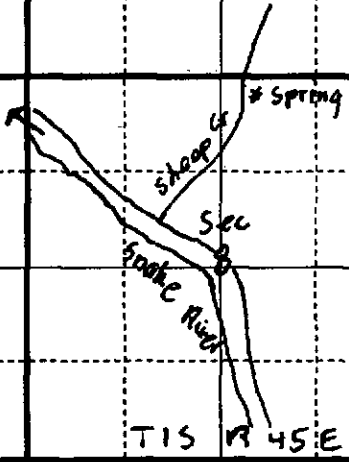
Chief Clerk

EPR
JA/lw
Encls.

26952

NAME OF APPLICANT.....

Form No. 0



Permit Map No. 26952
As Approved
JUN 17 1957
MARK R. KULP
State Reclamation Engineer

**NOTICE OF PROOF OF COMPLETION
OF WORKS.**

**and
APPLICATION OF WATER TO
BENEFICIAL USE**

NOTICE is hereby given that at 2
n p. m., on the 15th day of June, 1962, at
Idaho Falls, County of Bonneville,
l- State of Idaho, before Emmett E. Gal-
lup, Notary Public, at Idaho Falls, Ida-
ho, proof will be submitted of the com-
p- pletion of works for the diversion of
7, 0.1 cubic feet per second of the waters
of Spring on Sheep Creek & Sheep
Creek, and of the application to bene-
ficial use of said water, in accordance
l- with the terms and conditions of Per-
mit No. 26952, heretofore issued by the
l- Department of Reclamation of the State
of Idaho.

1. The name and postoffice address of
the person or corporation holding said
id permit is: Edward C. Perry, 284, 10th
Street, Idaho Falls, Idaho.

n 2. Said works of diversion will be
fully completed on the date set for such
completion and the amount of water
which said works are capable of con-
r veying to the place of use is 0.06 cubic
feet per second.

3. The use to which said water has
been applied is domestic purposes, and
the amount applied to beneficial use
is 0.06 cubic feet per second.

4. The point of diversion of said wa-
ter is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8 Tp. 1 S R 45
i- Bonneville County.

5. The place where said water is used
is NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 1 S R 45 E. B.
M.

s- 6. The date of priority which said user
is prepared to establish is June 5, 1957
l Work was completed on pipe line lead-
ing from Sheep Creek and Spring to
y Cabin Site.

GEO. N. CARTER
State Reclamation Engineer
Publish: May 17, 24, 31; June 7, 1962.

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE \$300

<i>Ept</i> <i>26952</i>		
INSTRUCTIONS.—Show name, address and number of article below. Complete "Instructions to Delivering Employee" on other side, when applicable. Moisten gummed ends and securely attach to back of article. Endorse front of article RETURN RECEIPT REQUESTED.		
REGISTERED NO.	NAME OF SENDER Department of Reclamation	
CERTIFIED NO. <i>19634</i>	STREET AND NO. OR P. O. BOX Room 107, Statehouse	
INSURED NO.	CITY, ZONE, AND STATE Boise, Idaho	

POD Form 3811, Dec. 1955

26952

INSTRUCTIONS TO DELIVERING EMPLOYEE

- ☐ DELIVER ONLY TO ADDRESSEE (20¢ additional)
☐ SHOW ADDRESS WHERE DELIVERED IN ITEM 4 BELOW (31¢ additional)

RECEIPT

Received from the Postmaster the Registered, Certified, or Insured Article, the number of which appears on the face of this return receipt.

1. SIGNATURE OR NAME OF ADDRESSEE

X

2. SIGNATURE OF ADDRESSEE'S AGENT (Agent should enter addressee's name in item 1 above)

3. DELIVERY DATE

4.

elb-71545-3 GPO

1958

26952