

**AFFIDAVIT
OF
PUBLICATION**

STATE OF IDAHO, } S.S.
COUNTY OF BOISE

T. R. Adams, being
duly sworn, deposes and says:
That he is the manager and principal clerk of THE IDAHO WORLD a weekly news paper published at Idaho City, in the County of Boise and state of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper

once a week for two consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication, and was published in the newspaper proper and not in a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with Feb 12, 1970 and ending with the issue of February 19, 1970

Fees \$ T. R. Adams
Subscribed and sworn to before me this 8 day of July 1970

Katherine M. Brogan
Clerk District Court
Ruth M. Shanahan
Deputy

NOTICE OF CORRECTION

Notice is hereby given that Permit No. R-1198 in the name of Stanley M. Jones was advertised incorrectly. The place of use was advertised as being NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 4N., R. 4E., B.M.

WHEREAS, the actual place of use is NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21; SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 4N., R. 4E., B.M.

Any protest of the above correction must be received by the Department of Reclamation within 10 days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Pub. Feb. 12 - 19, 1970

1625 Warm Springs

Department of Water Administration

R-1198
63-3620

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COUNTY OF BOISE } S.S.

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once a week for Two con-
secutive weeks in the entire and
regular issue of every number
of said paper during the period
and time of publication, and was
published in the newspaper pro-
per and not in a supplement;
that said paper has been estab-
lished and regularly and contin-
uously published for more than
seventy-eight weeks past pre-
vious to the first publication of
this notice. Such notice was pub-
lished in the issue beginning
with Dec. 4, 1969
and ending with the issue of

December 11, 1969

Fees \$ T. R. Adams

Subscribed and sworn to before

me this 29 day of January,

1970

Richard M. Bryan
Clerk District Court

Deputy

RECEIVE
ok w/cor.
FEB 3 1970
Department of Reclamation

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that
Stanley M. Jones, 1625 Warm
Springs, Boise, Idaho, has re-
ceived an approved permit No.
R-1198 issued by the Idaho
State Reclamation Department
authorizing the storage of 75
acre feet per annum of water
from Rush Creek tributary of
Mores Creek, subject to all pri-
or rights. The priority to be es-
tablished under this permit is
March 3, 1965 and the permit
was approved March 5, 1969.

Water is to be diverted by a
dam, reservoir, pipeline, pump,
and motor from a point within
the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 21, T. 4N.,
R. 4E., B.M., Boise County and
is to be used for irrigation and
fire protection in the NW $\frac{1}{4}$ NE-
 $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21; SW $\frac{1}{4}$ -
SE $\frac{1}{4}$, Sec. 16, T. 4N., R. 4E., B.
M. SE SW

Proof of the application of
the water to beneficial use is to
be submitted to the department
on or before March 5, 1976.
Any protests against the issu-
ance of a license for the above
referenced permit should be fil-
ed with the Department of Rec-
lamation within ten (10) days
of the last date of publication
of this notice or prior to the lic-
ensing of the permit. Licensing
may commence prior to the
date beneficial use proof is due
without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Idaho World
Idaho City, Idaho, on December
4 and December 11, 1969.

62-2620
R-1198

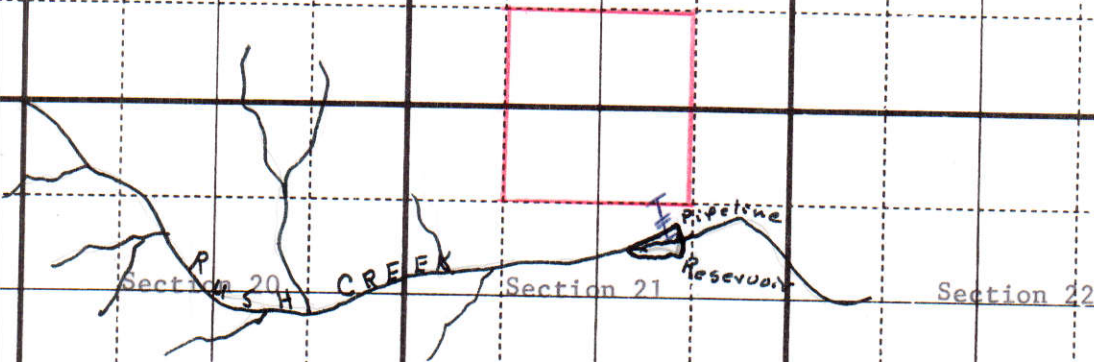
NAME OF APPLICANT Stanley A. Jones

Form No. 0

Township 4 North - Range 4 East, B.M.

Section 17

Section 16



Permit Map No. R-1198
As Approved MAR 5 1965
CARL E. TAPPAN
State Reclamation Engineer

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. R-1198/63-3620 Priority March 3, 1965 Amount 10 acre feet

THIS IS TO CERTIFY, that STANLEY M. JONES
of Boise, Idaho, has complied with the terms and conditions of Permit
No. R-1198/63-3620 issued pursuant to Application for Permit dated March 3, 1965,
and has submitted proof to the Department of Water Resources on February 26, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the storage of 10 acre feet of water from Rush Creek,
tributary to Mores Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Fire Protection	from Jan. 1 to Dec. 31	at n/a cfs and	10 acre feet
	from to	cfs and	
	from to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 10 acre feet of water be stored at any one time, and
that the amount of water so stored and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ (at various points),
Sec. 21, Twp. 4 N, Rge. 4 E, B. M. in the County of Boise

Description and location of place of use:

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 $\frac{1}{4}$	
4 N	4 E	21			X														

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 4 day of
June, 19 76.

Director

APPLICATION FOR PERMIT

To Construct a Reservoir and Appropriate and Store
The Public Waters of the State of Idaho

Application No. R 40401
Permit No. R 1198

1. Name of Applicant: Stanley M. Jones
1625 Warm Springs
Post office address: Boise

County Ada 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 corporation are:

- (a) Cash on hand: \$ (b) Treasury Stock: \$
(c) Bonds to be issued: \$ (d) Other resources:

2. Quantity of water to be stored: 75 acre feet per annum.

3. Source of water supply is Rush Creek, / tri. Mores Cr. ~~Boise River~~ a tributary of Boise River.

4. The outlet of the proposed reservoir is located (bearing) feet, distant from the corner of Section , Township , Range , B.M. and is in the SW 1/4 of NE 1/4 of Section 21 , Township 4 N. , Range 4 E. , B.M. County of Boise

5. Fill out either (a) or (b).

(a) The reservoir is located in the channel of Rush (Creek) ~~Boise~~.

(b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located (bearing) feet distant from the corner of Section , Township , Range , B.M., and is in the 1/4 of 1/4 of Section , Township , Range , B.M.; width at bottom feet, width at top feet, depth of water feet; average grade per mile feet; Capacity cubic feet per second

6. (a) The area of the high water line of the reservoir is 15 acres.

(b) The reservoir capacity is 75 acre feet.

7. Height of reservoir dam 10 feet, length at top 35 feet, length at bottom 10 feet, size of outlet 24" Pipe feet by feet. The dam is to be constructed of materials as follows: Earth & rock

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

8. (a) Will water stored in reservoir be diverted to canal or aqueduct, thence to land to be irrigated without commingling with natural flow of Rush (Creek) ~~Boise~~? Yes

(b) Water stored in reservoir will be carried in the channel of (Creek) (River) a distance of miles to point of diversion located (bearing) feet, distant from the corner of Section , Township , Range , B.M., and in the 1/4 of 1/4 of Section , Township , Range , B.M.

9. (a) Area of watershed above dam site 4 square miles.

(b) Estimated maximum flow of stream 2 cubic feet per second.

10. Water is to be used for irrigation & fire protection purposes.

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

(a) Point of use of water feet, distant from Corner of Section , Township , Range (bearing) , B.M., and is in the 1/4 of 1/4 of Section , Township , Range , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to (Creek) (River) (Spring) at a point feet distant from the corner of Section , Township , Range (bearing) , B.M. in the 1/4 of 1/4 of Section , Township , Range , B.M.

12. Water stored in accordance with this Permit will be carried to place of use through a canal heretofore constructed under the terms of Permit No. , which is hereby referred to and made a part hereof.

13. Kind of diversion works: Dam, reservoir & pipeline & pump & motor (Dam, canal, flume, pipe, etc.)

14. Height of diversion dam: feet, length at top feet, length at bottom feet. The dam is to be constructed of materials as follows:

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

15. Size of headgate: Width feet, Height feet.
16. Diversion Canal: Width at bottom feet, width at water line feet, depth of water feet, Dimensions of Flume
- Diameter of Pipe 10 inches; Length of Conduit 600 feet ~~xxxxx~~ Average grade per mile feet.
17. Estimated Cost of Works: Storage Works: \$ 500 Diversion Works: \$ 500
18. Time required for completion of work 5 years.
19. Time required for complete application of water to proposed beneficial use is 6 years.
20. The land to be irrigated is described in the following tabulation:

(Give Irrigable acreage in each 40-acre subdivision.)

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4 N.	4 E.	21 16	30				10				10				30				40 40

Total Number of Acres to Be Irrigated 80

21. Existing rights and/or valid permits appurtenant to lands described above are I have a use right out of Daggett Creek that also irrigated portions of these same lands and has done so since 1890 and this irrigation has been carried on every year from ~~xxxxxx~~ Daggett Creek.

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and appropriate and store the public waters of Idaho as herein set forth, and that the enclosed map is hereby made a part of this application.

Stanley M. Jones , Applicant.

By s/ Harley M. McDowell , Agent.
sld

Date of first receipt at Department of Reclamation: 8:00 A.M. March 3, 1965

Returned to applicant for correction:

Corrected application received:

APPROVAL OF STATE RECLAMATION ENGINEER

The number of this permit is R 1198

Recorded in book R 5 , page 1198 . Approved March 5, 1965

This is to certify that I have examined the within application for a permit to construct a reservoir and appropriate and store 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 May 5, 1965 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before September 5, 1967

The whole of said work to be completed on or before March 5, 1970

Beneficial use of water stored in accordance herewith, to be made on or before March 5, 1976

Witness my hand this 5th day of March , 1965...

s/ CARL E. TAPPAN ,
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE , Governor of the State of Idaho, and ARNOLD WILLIAMS ,

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 5th day of March , 1965.

COUNTERSIGNED

STATE OF IDAHO

By s/ ARNOLD WILLIAMS ,
Secretary of State.

By s/ ROBERT E. SMYLLIE ,
Governor.

(SEAL)

AFFIDAVIT
OF
PUBLICATION

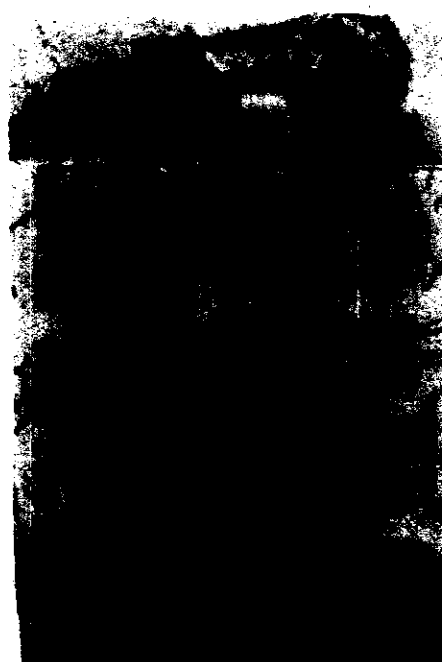
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once a week for ~~two~~ con-
secutive weeks in the entire and
regular issue of every number
of said paper during the period
and time of publication, and was
published in the newspaper pro-
per and not in a supplement;
that said paper has been estab-
lished and regularly and contin-
uously published for more than
seventy-eight weeks past pre-
vious to the first publication of
this notice. Such notice was pub-
lished in the issue beginning
with Feb 12, 1970
and ending with the issue of
February 19, 1970

Fees \$ T. R. Adams
Subscribed and sworn to before
me this 3 day of July
1970

Kathleen M. Brown
Clerk District Court
Ruth M. Shanahan
Deputy



8-1198
62-3620

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vious to the first publication of
this notice. Such notice was pub-
lished in the issue beginning
with Dec. 7, 1969
and ending with the issue of

December 11, 1969

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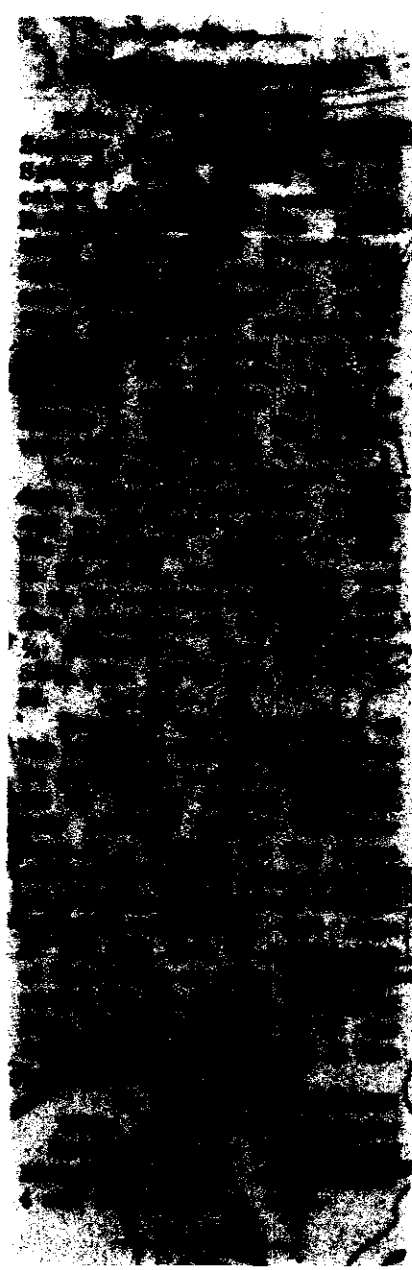
me this 29 day of January,

1970

Richard M. Bogan
Clerk District Court

Deputy

RECEIVED
OK w/cont.



63-3620
8-1198

June 4, 1976

Re: Permit No. 63-3620

Stanley M. Jones
1625 Warms Springs Ave.
Boise, ID 83702

Dear Mr. Jones

Enclosed is a copy of the approved water right license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enc.

FIELD REPORT

... ..

3. Water will be used for the following purposes:

Other uses: _____

- Other Points of Diversions: _____

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

DATE OF EXAM 5-13-76

ACREAGE
Found N/A
Recommended N/A

Irrigation Requirement N/A Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
fire Protection V= 10.0 Jan 1 Dec 31

Is water co-mingled? yes _____ no X

Name source: _____
twp. N/S, Rge E/W, B.M., Sec. _____, Sub. 1/4 _____ 1/4 _____
County

Exchange? yes _____ no X

Name source exchanged with: _____
twp. N/S, Rge E/W, B.M., Sec. _____, Sub. 1/4 _____ 1/4 _____
County

Point of injection:
twp. N/S, Rge E/W, B.M., Sec. _____, Sub. 1/4 _____ 1/4 _____
County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec. _____, Sub. 1/4 _____ 1/4 _____
County

Total Q measured N/A Method of measurement estimate

Total Q recommended N/A Meter No. _____ Type _____ Condition _____

Total V recommended 10.00 AF/ANN

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None X

MEASUREMENT CALCULATION:

SYSTEM DESCRIPTION:

8 small ponds with earthfill dams and culvert overflows
on Rush Creek - all dams are 6' to 10' high and made of local
rock from creek - water is diverted by a gas powered truck mounted
pump - Pump system is a Mitchell serial #6706 model #20FSW
with 7HP Briggs & Stratton gas engine serial #D172132

REMARKS:

Examiner's Signature Peter Chomka Date 5-13-76

Checked by JLS Date 5-14-76

Approved by _____ Date _____

March 10, 1976

Re: Permit No. 63-3620

Stanley M. Jones
1625 Warm Springs
Boise, ID 83702

Dear Mr. Jones:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

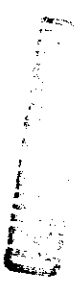
Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our District Office in **Boise**.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG



1976
Olc jr

Identification No. _____

Permit No. R-1198

~~(63-3320)~~
63-3620

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Stanley M. Jones
b) Post Office Address 1625 Warm Springs Avenue Boise, ID 83702
2. Permit Number (R-1198) 63-6320 63-3620
3. Date of Priority that you are prepared to establish March 3, 1965
4. a) Source from which water was appropriated Rush Creek
b) Location of the point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 21
Township 4N, Range 4E Boise Meridian, Other points of diversion: 5 dams in this subdivision
5. a) The amount of water and use to which the water has been applied:
Amount 10 for fire protection purposes from 1 - 1 to 12 - 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 10 A.F. cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: None made.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) A series of 5 ponds on creek to hold back water.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well driller's name and address and the date the well was completed: _____
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Pump on trailer for use in case of fire in timber.

3-2-76 jr

mif

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

Feb 26, 1976 (Date) *Philip M. Xom* (Signature)

State of Idaho)
County of Ada) ss.

On this 26th day of February, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Cathy L. Shaw
Notary Public residing at Boise, Id

My commission expires 12-26-78

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

138220

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

JAN

2 1976

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

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



**RETURN
TO**



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

December 31, 1975

CERTIFIED MAIL

138220

Re: Permit No. 63-3620 (Old No. R-1198)

Stanley M. Jones
1625 Warm Springs Ave.
Boise, Idaho 83702

Dear Mr. Jones:

One of the conditions of approval of your water Permit No. 63-3620 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before March 5, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

R. Keith Higginson

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

February 5, 1970

Re: Permit No. R-1198 - Stanley M. Jones

Idaho World
310 Main
Idaho City, Idaho 83631

Gentlemen:

After checking the affidavit of publication for the above referenced permit, we find that the notice was advertised incorrectly. In checking the notice sent to your newspaper, we find that the information was correct. We would appreciate your republishing the enclosed correction notice at your expense, if the error was indeed in your publication.

The correction notice should be published once a week for two consecutive weekly issues in your newspaper. We have suggested the dates for publication allowing ample time for you to submit to us a galley proof for review before publication.

After sending us a galley proof, please proceed with the publication on the dates set forth, assuming that the notice is correct. If we have any corrections, we will notify you prior to the first publication date. If the dates that we have suggested for publication are not convenient, please notify us as soon as possible.

Your cooperation in this matter is appreciated and if you have any questions please feel free to contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Correction Notice (1)

NOTE: After publishing this notice, please submit to the department an Affidavit of Publication. THANK YOU.

R-1198
62-2620

NOTICE OF CORRECTION

Notice is hereby given that Permit No. R-1198 in the name of Stanley M. Jones was advertised incorrectly. Place of use was advertised as being NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 4 N, R. 4 E, B. M.

WHEREAS, the actual place of use is NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21; SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 4 N, R. 4 E, B. M.

Any protest of the above correction must be received by the Department of Reclamation within 10 days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho World, Idaho City, Idaho on February 12, and February 19, 1970.

R-1198
63-3620

February 5, 1970

Re: Permit No. R-1198/63-3620

Stanley M. Jones
1625 Warm Springs
Boise, Idaho

Dear Mr. Jones:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until March 5, 1976, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

NOTE: We are returning the paid billing notice to you to place with your personal files of the permit.

R-1198
63-3620

January 12, 1970

Re: Permit No. R-1198/63-3620

Stanley J. Jones
1625 Warm Springs
Boise, Idaho

Dear Mr. Jones:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until March 5, 1976; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Idaho World, Idaho City, Idaho, and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

63-3620
R-1198

November 24, 1969

Re: Permit No. R-1198 (New No. 63-3620)

Stanley J. Jones
1625 Warm Springs
Boise, Idaho

Dear Mr. Jones:

The legal notice for the above referenced permit is being published in the Idaho World, Idaho City, Idaho on December 4 and December 11, 1969.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill of publication.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

NOTE: We are returning the Order of Modification to you to place in your personal files of the permit.

R-1198
63-3620

November 24, 1969

Re: Permit No. R-1198 - Stanley M. Jones

Idaho World
210 Main
Idaho City, Idaho 83631

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Stanley M.

~~1625 West Springs, Boise, Idaho~~
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Legal Notice (1)

63-3620
R-1198

NOTICE OF EXISTING WATER PERMIT

RECEIVED
Department of Reclamation

Notice is hereby given that Stanley M. Jones, 1625 Warm Springs, Boise,
Idaho, has received an approved permit No.
R-1198 issued by the Idaho State Reclamation Department authorizing the
44499997 storage of 75 94479/feet/feet/feet/feet/ acre feet per annum
of water from Rush Creek, tributary of Moses Creek
subject to all prior rights. The priority to be established under this permit is
March 3, 1965 and the permit was approved March 5, 1965.
Water is to be diverted by dam, reservoir, pipeline, pump, and motor
from a point within the SW 1/4, Sec. 21, T. 4 N, R. 4 E, B. M.,
Boise, County
to be used for irrigation and fire protection
in the SW 1/4, NW 1/4, SE 1/4, SW 1/4, Sec. 16, T. 4 N, R. 4 E, B. M.,

Proof of the application of the water to beneficial use is to be submitted to the
Department on or before March 5, 1976. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho World, Idaho City, Idaho, on
December 4 and December 11, 1969.

State Reclamation Engineer: Permit No. R-1198
You are hereby authorized to have the attached notice published at my expense in
the Idaho World of Idaho City, Idaho;
published in the county in which the works are situated.

Stanley M. Jones
(Signature)

1625 Warm Springs Ave
(Address)
Boise, Idaho
(Date) November 20, 1969

63-3620
R-1198

November 3, 1969

Re: Permit No. R-1198

Stanley M. Jones
1625 Warm Springs
Boise, Idaho

Dear Mr. Jones:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit, ~~and are now submitting proof of beneficial use.~~ Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Order
Advertising package

63-3620
R-1198

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. R-1198)

in the name of Stanley M. Jones, 1625)

Warm Springs, Boise, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. R-1198 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of
works as originally specified, but will be required to submit proof
to the Department of Reclamation of the application of the water to
beneficial use on or before March 5, 1976. The permit holder should
be aware that failure to complete one-fifth (1/5) of the works within
one-half (1/2) of the time originally set for Completion of Works may
be grounds for cancellation at the instance of the department.

Dated this 20TH day of OCTOBER, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

63-3620
R-1198

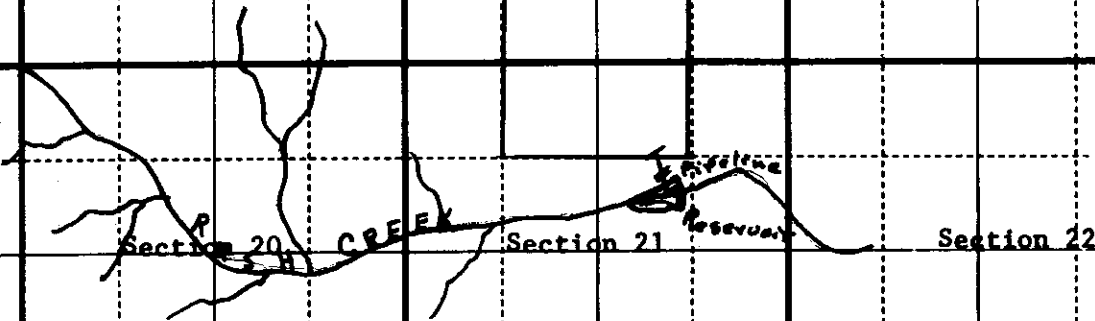
NAME OF APPLICANT Stanley A. Jones

Form No. 0

Township 4 North - Range 4 East, B.M.

Section 17

Section 16



Permit Map No. R-1198

As Approved MAR 5 1965
CARL E. TILMAN
State Reclamation Engineer

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.

R-1198

March 16, 1965

Re: Permit No. **R-1198**
Stanley M. Jones

Mr. Harley M. McDowell,
Idaho Land & Appraisal Service,
Box 2161,
Boise, Idaho.

Dear Mr. McDowell:

We enclose Permit No. **R-1198** 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. 32660 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.

EPR:pmk

cc: Stanley M. Jones
1625 Warm Springs
Boise, Idaho

R-1198