

Small Pipeline & Distribution System R 5 E

T
4
N

34

2PD

use 2re2

TO BOISE

Arrow Rock
Reservoir

TO ATLANTA

Collection again
2000 photos
5000 gal storage
U. S. Forest Service
Cottonwood Ranger Sta.

Permit No. 31461

Cottonwood R. S.

Examination for Comp. of Works & Bene. Use

County Boise

Sec. 34 T. 4N R. 5E

Quantity: .01

Source:

Spring

P. D.:

NENE-34-4N-5E

Use:

Domestic & Fire

Filed:

27 May 63

Due:

16 Oct 64

Extension:

Protest:

Completion of Works:

Other Rights:

None Stated

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
APR 18 1966

Department of Reclamation

31461

**AFFIDAVIT
OF
PUBLICATION**

STATE OF IDAHO
COUNTY of BOISE

} ss.

T.R. Adams, being
duly sworn, deposes and says:
That he is the manager and prin-
cipal 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 **four** 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 issues beginning
with **Sept. 17**, 1964

and ending with the issue of
October 8, 1964

Fees \$.....

T.R. Adams

Subscribed and sworn to before
me this **15th** day of **October**
1964

Katherine M. Logan
Clerk District Court

Deputy

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

NOTICE is hereby given that
at 10:00 A.M. on the 15th day
of October 1964, at Boise,
County of Ada, State of Ida-
ho, before Frank Bowles,
Notary Public at 720 N. Orchard
proof will be submitted of the
completion of works for the
diversion of 0.01 cubic feet per
second of the waters of Cotton-
wood Creek, and of the applica-
tion to beneficial use of said water
in accordance with the terms
and conditions of Permit No.
31461, heretofore issued by the
Department of Reclamation of
the State of Idaho.

1. The name and postoffice
address of the person or corpora-
tion holding said permit is:
United States of America; Forest
Service, Forest Service Building
Ogden, Utah.

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-
veying to the place of use is
0.01 cubic feet per second

3. The use to which said water
has been applied is domestic
purposes and fire protection,
Cottonwood R. S., and the
amount applied to beneficial use
is 0.01 cubic feet per second.

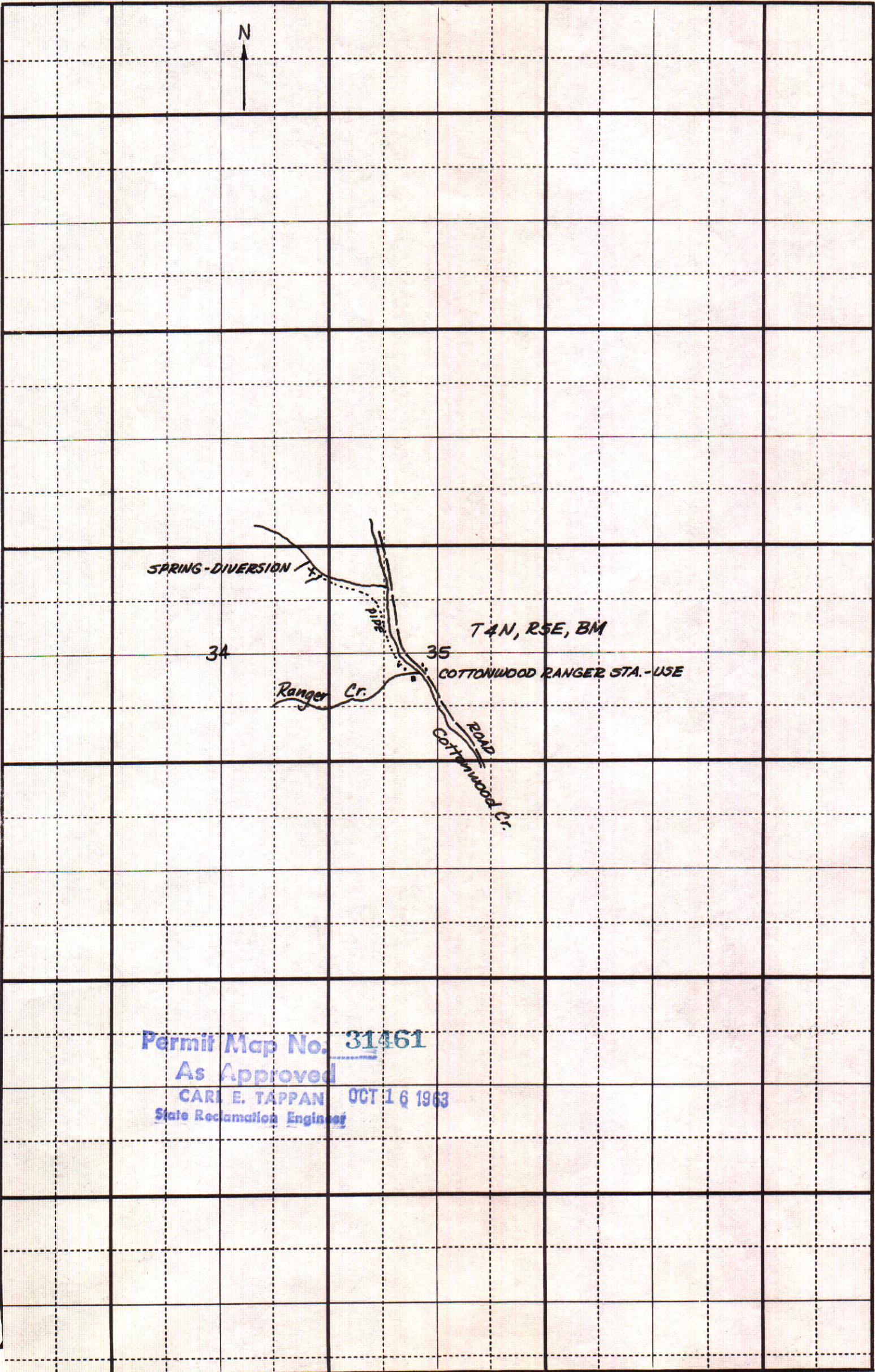
4. The point of diversion of
water is NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 34,
T. 4 N., R. 5 E., B. M.

5. The place where said water
is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35,
T. 4 N., R. 5 E., B. M.

6. The date of priority which
said user is prepared to estab-
lish is May 27, 1963.

CARL E. TAPPAN
State Reclamation Engineer
Pub. Sept. 17 - Oct. 8, 1964.

31461



Permit Map No. 31461
As Approved
CARL E. TAPPAN OCT 16 1963
State Reclamation Engineer

16. (a) Is reservoir to be used? no 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.

FLOYD IVERSON, Regional Forester *Applicant.*

By s/ James M. Usher *Agent.*

Date of first receipt at Department of Reclamation: 9:00 A.M. May 27, 1963

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 31461
Recorded in Book 110 Page 31461 Approved October 16, 1963
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 December 16, 1963 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 April 16, 1964
The whole of said work to be completed on or before October 16, 1964
Beneficial use of water appropriated in accordance herewith, to be made on or before October 16, 1964

WITNESS My hand this 16th day of October, 1963

s/ CARL E. TAPPAN
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, W. E. DREVLLOW, Acting, 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 16th day of October, 1963

Countersigned:
(SEAL) By s/ ARNOLD WILLIAMS STATE OF IDAHO
Secretary of State. By s/ W. E. DREVLLOW, *Acting Governor.*

REMARKS: Works are complete and water is being applied to stated use at present time

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
			Permit No. 31461																
			CERTIFICATE OF COMPLETION OF WORKS																
			TO ALL WHOM IT MAY CONCERN:																
			This is to certify that UNITED STATES OF AMERICA, FOREST SERVICE of Ogden, County of Weber, and State of Utah, the holder of Permit No. 31461, issued upon Application No. 39571 bearing date of priority of May 27, 1963, authorizing the diversion of 0.01 second feet of waters of spring County of Boise, State of Idaho, for domestic and fire protection 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 0.01 second feet of the waters of spring, tributary of Cottonwood Creek; that the point of diversion of said waters NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, T. 4 N., R. 5 E., B.M. and that the lands proposed to be irrigated by the use or place of use of said waters are described as follows, to-wit: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 4 N., R. 5 E., B.M.																
			Proof of Completion of Works Made: <u>October 13, 1964</u> Witness my hand this <u>14th</u> day of <u>June</u> , A.D. 1966																
			S/ R. Keith Higginson Deputy State Reclamation Engineer																
			LICENSE ISSUED FOR 0.01 SEC. FT. LICENSE PAGE NO. <u>8491</u>																

WATER RIGHT NUMBER 63-3383

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

ADDRESS LINE 1 - FOREST SERVICE

ADDRESS LINE 3 - 324 25TH ST.

SOURCE - SPRING

STAGE - LICENSE

TOTAL DIV. VOLUME - .00 AFA

DIVERSION POINT - NENE 34 04N 05E LOT

FROM - TO - USE - DOMESTIC

FROM - TO - USE - FIRE

USE - DOMESTIC

DEGREE NAME -

REMARKS - P/U COTTONWOOD RANGER STATION.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

FIRST NAME - ORIG OWNER -

ADDRESS LINE 2 - FEDERAL BLDG.

CITY - CGDEN

TRIBUTARY OF - COTTONWOOD CREEK

PRIORITY - 05-27-1963

WATER DIST. -

DLE/CAREY ACT -

USE DIV. RATE -

USE DIV. RATE -

PROTECTION

PLACE OF USE - TWN 04N RNG 05E SEC 35

TRACT NESH LOT

DATE -

STATE - UT ZIP CODE - 84401

TOTAL DIV. RATE - .0100 -CFS

RIGHT BASIS -

0.0 0.0 0.0 0.0 0.0 0.0

USE DIV. VOLUME - .00 AFA

USE DIV. VOLUME - .00 AFA

TOTAL ACRES 0

HEARING -

OLD NO. - 31461

63-3383

State of Idaho

License and Certificate of Water Right

Water License No. 31461 Priority May 27, 1963 Amount 0.01 c.f.s.

THIS IS TO CERTIFY that UNITED STATES OF AMERICA, FOREST SERVICE

of Ogden, Utah, made application for a permit to appropriate the public waters of the State of Idaho, dated May 27, 1963; that Permit No. 31461 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 0.01 second feet, was issued thereunder on June 14, 1966, showing that said works were completed on the 13th day of October, 1964; and that on the 13th day of October, 1964 UNITED STATES OF AMERICA, FOREST SERVICE

of Ogden, State of Utah, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of spring

a tributary of Cottonwood Creek for the purpose of domestic and fire protection, under Use Permit No. 31461 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 13 of Licenses, at Page 8491, on the 14th day of June, 1966.

The right hereby confirmed dates from May 27, 1963.

The Point of Diversion is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34, Twp. 4 N, R. 5 E, B.M. Boise County.

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 0.01 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N	5 E	35	NE $\frac{1}{4}$ SW $\frac{1}{4}$ For domestic use and fire protection		

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 14th day of June, 1966.

R. Keith Higgins
Deputy State Reclamation Engineer.

31461

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. 31461

To United States of America, Forest Service
Ogden, Utah

Source of Supply spring

Boise County

Amount 0.01 Sec. Ft.

Point of Diversion NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 34,
T. 4 N., R. 5 E., B.M.

Place of Use NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35,
T. 4 N., R. 5 E., B.M.

Purpose domestic and fire protection

Date of Priority May 27, 1963

Recorded June 14, 1966

in Book 13 of Licenses, Page 8491

31461

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that ..UNITED STATES OF AMERICA, FOREST SERVICE.....
 of Ogden, ... , County of Weber , and State of
 Utah , the holder of Permit No. 31461 , issued upon
 Application No. 39571... bearing date of priority of May 27, 1963..... , authorizing the
 diversion of ...0.01..... second feet of waters of spring.....

 County of Boise , State of Idaho, for domestic and fire protection
 purposes, ha...^s.....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 0.01..... second feet of the waters of spring, tributary.....
 of Cottonwood Creek;.....

that the point of diversion of said waters NE~~1~~NE~~1~~4, Sec. 34, T. 4 N., R. 5 E., B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: NE~~1~~SW~~1~~4, Sec. 35, T. 4 N., R. 5 E., B.M.....

Proof of Completion of Works Made: October 13, 1964

Witness my hand this ...14th... day of June....., A. D. 19 66...

Deputy State Reclamation Engineer

31461

Permit No. 31461.....

**Certificate of Completion
of Work**

Dated .. June 14, 19 .. 66 ..

Stream .. Spring

County .. Boise

Amount .. 0.01 c.f.s.

Date of Priority .. May 27, 1963 ..

Recorded in Book .. 110

of .. Permits, page .. 31461 ..

31461

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

June 14, 1966

RE: Permit Nos. 27030, 31180, 31181,
31433, 31461, 31464

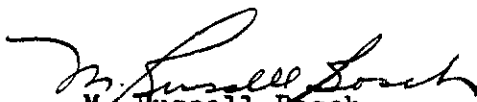
Regional Forester
Federal Office Building
324 - 25th Street
Ogden, Utah

Dear Sir:

Enclosed are the Certificates of Completion of Works and
Certificates and Licenses of Water Right on the above
numbered permits.

Also enclosed is departmental receipt No. 33237 in
the amount of \$52.00 covering the fees.

Very truly yours,


M. Russell Bosch
Office Manager

MRB:mr

Enc.

31461

April 18, 1966

RE: Permit No. 31461

Floyd Iverson
Regional Forester
Federal Office Building
Ogden, Utah

Dear Mr. Iverson:

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. 31461 shows the storage and distribution system is capable of conveying 0.01 c.f.s. of water for domestic purposes and fire protection.

Upon receipt of the statutory fees totaling \$10.00 we will issue the Certificate of Completion of Works and License and Certificate of Water Right, confirming the right, with priority of May 27, 1963, to the use of 0.01 c.f.s. of water from a spring with the point of diversion in the NE~~1~~NE~~1~~4, Sec. 34 for domestic use and fire protection in the NE~~1~~SW~~1~~4, Sec. 35, T. 4 N., R. 5 E., B.M.

Very truly yours,

Donald J. Watts
Office Engineer

DJW:mr

31461

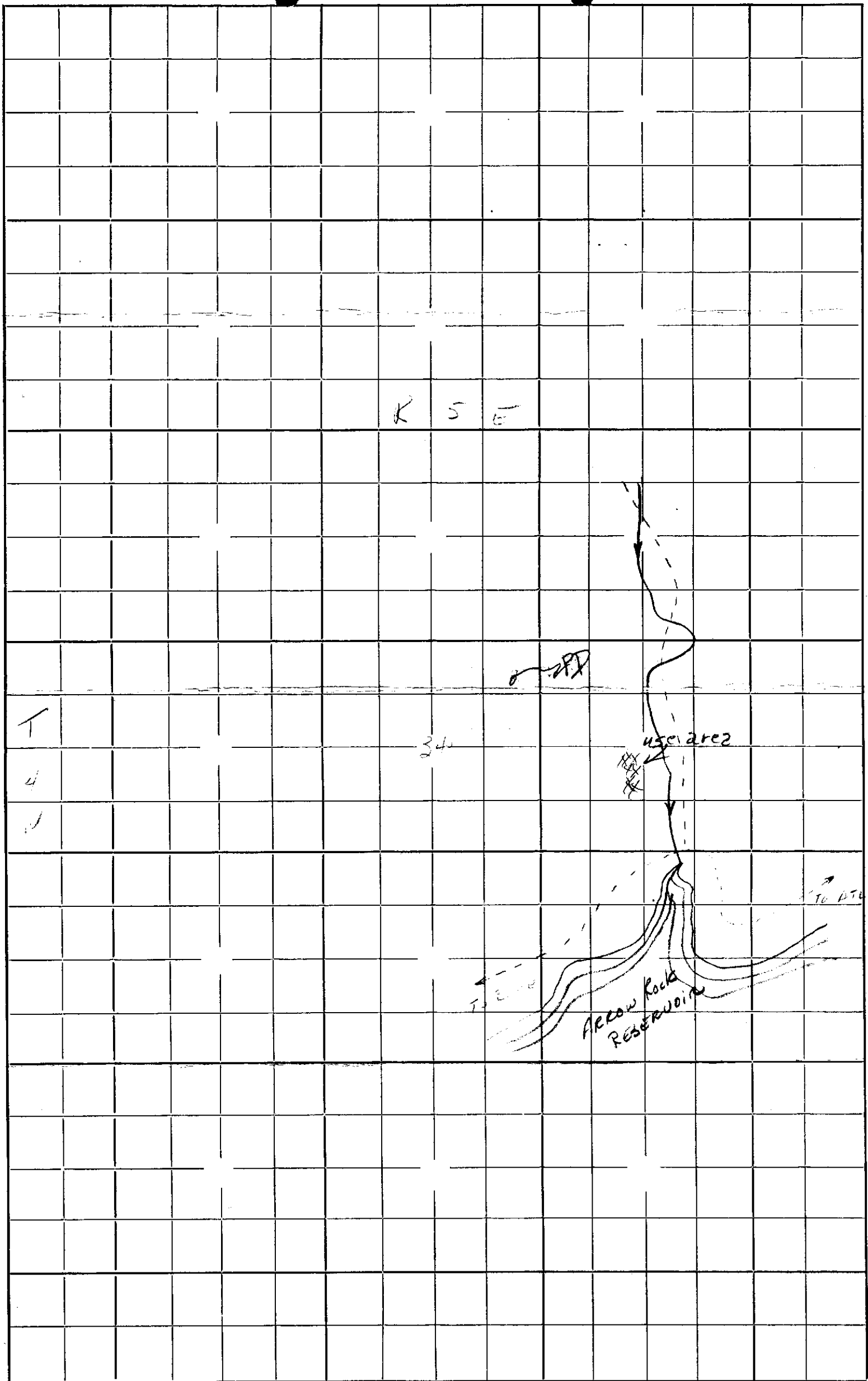
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 31161

REPORT ON PROOF OF Completion of Works & Beneficial Use

U. S. Forest Service
Cottonwood Ranger Station



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

Permit No. 31461This proof is for Comp. of Works & Bene. Use

In Water District No. _____

1. Name of applicant U. S. Forest Service
2. Source of water supply: Spring
3. Location of point of diversion: Is in the NE 1/4 of Section 34
T. 1N R. 5E County of Boise

4. Describe works as they exist, giving dimensions and capacities of same:
small pipeline to storage & Distribution System

5. Water is used for: Domestic purposes and fire protection; Cottonwood Ranger Station

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):

Used NE 1/4 Sec 35, T4N, R5E for domestic & fire protection

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

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

Remarks: allow .01 cfs

This examination was made on the 14th day of April, 19 66

(Signed) _____

Don Walter

Examiner.

31461

U. S. Forest Service
Cottonwood Ranger Sta.

Permit No. 31461

Examination for Comp. of Works & Bene. Use

County Boise

Sec. 34 T. 4N R. 5E

Quantity: .01

Source: Spring

P. D.: NE 66 - 34 4N - 5E

Use: Domestic & stock

Filed: 27 May 63

Due: 10 Oct 64

Extension: 25 Oct '64

Protest:

Completion of Works:

Other Rights: None

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
APR 18 1966

Department of Reclamation

31461

1M April 1962

October 29, 1964

Re: Permit N31156,
31157, 31161, 31160
U. S. Forest Service

U. S. Forest Service
Forest Service Building
Ogden, Utah

Gentlemen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the IDAHO WORLD & MOUNTAIN HOME NEWS, all submitted in proof of completion of works and beneficial use on Permit No. 31156, 31157, 31161, 31160

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

ot
EPR:

314161

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
OCT 28 1964
Department of Reclamation

Permit No. 31461

* * * *

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: _____

Edward A. Harvey, 4315 Clark St., Boise, Idaho, Cottonwood District Forest Ranger, c/o
Atlanta Stage, Boise, 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:

U.S.D.A. Forest Service, Regional Forester, Ogden, Utah.

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; 31461, October 16, 1963. May 27, 1963

Ques. 4. State source of water supply: Spring, A tributary of Cottonwood Creek
Give location of point of diversion, showing subdivision, section, township and range:

NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T.4 N., R. 5 E., B.M.

Ques. 5. Describe your works of diversion: Collection system at spring; 2000' of plastic
pipe; 5000 gal. tank.; state amount of water they are capable of con-

veying from point of diversion to place of use 0.01 cfs; 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: _____; depth to water _____; if pump is used,

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

_____; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Domestic purposes and fire protection.
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 nature of all improvements which have been made as a direct result of said use:

4 dwellings, 1 kitchen, 1 bunkhouse derive water partially from this spring.

31461
H

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

Ques. 7. If for other than irrigation purposes, state purpose and how used:

Domestic purposes and fire protection at the Cottonwood Ranger Station.

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

0.01 cfs

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:

N/A

Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: Approx. 1935, 0.01 cfs Time used since first use:

Constant summer use since that time.

Ques. 11. Describe all other water rights appurtenant to same place of use:

Permit #31464; Ranger Creek

Permit # 5589 , Ranger Creek; irrigation 0.10 cfs

(sign) Edward C. Hume

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

Boise, County of Ada
State of Idaho, on this 15th day of October, A.D. 1964.

My Commission expires: July 13, 1967

31464

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 31461

Proof of Application of Water to Beneficial Use
Deposition of Witness

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

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

Ans. William F. Beasley, 43, 1216 Grant Avenue, Boise, Idaho, Fire Control Officer,
Cottonwood Ranger District, Boise National Forest.

Ques. 2. Are you acquainted with Edward A. Harvey, Agent, the holder of Permit No. 31461? How long have you known him and where does he reside?

Ans. I have known him 7 years and he resides at 4315 Clark Street, Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 31461, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. A spring that is a tributary of Cottonwood Creek. The diversion is in the
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 4 N., R. 5 E., B.M. There is a collection system at the spring;
2000' of plastic pipe; 5000 gal. tank.

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. 0.01 cfs, and I have seen approximately that much water being conveyed.

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. Water is used for domestic purposes and fire protection at the Cottonwood
Ranger Station. There are 4 dwellings, 1 cookhouse, and 1 bunkhouse that use the
water.

31461

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

Ans. The water is used for domestic purposes around the buildings at the Cottonwood Ranger Station.

Ques. 8. If for irrigation, state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. N/A

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

Ans. No, except to use the water as needed around the station area.

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

Ans. I have observed approximately 0.01 cfs of water in use each summer around the Cottonwood Ranger Station since 1959.

(Signed)

William F. Beasley

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 Boise

County of Ada, State of Idaho, on this 15th day of October

A. D. 1964.

Frank J. Jones
Notary Public.

My commission expires July 13, 1967

31461

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 31461

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. Sherman B. Boyce, 32, Boise, Idaho, Assistant District Forest Ranger,
Cottonwood Ranger District, c/o Atlanta Stage, Boise, Idaho

Ques. 2. Are you acquainted with Edward A. Harvey, Agent, the holder of Permit No. 31461? How long have you known him and where does he reside?

Ans. Yes, 3 years, 4315 Clark Street, Boise, Idaho

Ques. 3. Have you read or heard read said Permit No. 31461, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Spring -a-tributary of Cottonwood Creek. Diversion is in NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35,
T. 4 N., R. 5 E., B.M. There is a collection system at the spring; 2000' of
plastic pipe; 5000 gal. tank.

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. 0.01 cfs, and I have seen approximately that much water being conveyed.

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. Water is used for domestic purposes and fire protection at the Cottonwood
Ranger Station. There are 4 dwellings, 1 cookhouse, and 1 bunkhouse that use
the water.

31461

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

Ans. Water is used for domestic purposes around the buildings at the Cottonwood Ranger Station.

Ques. 8. If for irrigation, state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. N/A

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

Ans. No, except to use the water as needed around the station area.

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

Ans. I have observed the water in use for approximately eight months of each summer season since 1961. The use has been for domestic purposes at the Cottonwood Ranger Station. Approximately 0.01 cfs is used during the summer season.

(Signed)

Sherman B Boyce

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 Boise,

County of Ada, State of Idaho, on this 15th day of October,

A. D. 1964.

Frank Douglas
Notary Public.

My commission expires July 13, 1967.

31461

**AFFIDAVIT
OF
PUBLICATION**

STATE OF IDAHO

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 **four** 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 issues beginning

with **Sept. 17**, 1964

and ending with the issue of **October 8**, 1964

Fees \$.....

T. R. Adams

Subscribed and sworn to before me this **15th** day of **October**, 1964

Richard H. Logan
Clerk District Court

Deputy

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

**APPLICATION OF WATER TO
BENEFICIAL USE**

NOTICE is hereby given that at 10:00 A.M. on the 15th day of October 1964, at Boise, County of Ada, State of Idaho, before Frank Bowles, Notary Public at 720 N. Orchard proof will be submitted of the completion of works for the diversion of 0.01 cubic feet per second of the waters of Cottonwood Creek, and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 31461, 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: United States of America; Forest Service, Forest Service Building Ogden, Utah.

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 0.01 cubic feet per second.

3. The use to which said water has been applied is domestic purposes and fire protection, Cottonwood R. S., and the amount applied to beneficial use is 0.01 cubic feet per second.

4. The point of diversion of water is NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 34, T. 4 N., R. 5 E., B. M.

5. The place where said water is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, T. 4 N., R. 5 E., B. M.

6. The date of priority which said user is prepared to establish is May 27, 1963.

CARL E. TAPPAN
State Reclamation Engineer
Pub. Sept. 17 - Oct. 8, 1964.

31461

2510 (5600)

Re: Permit No. 31461

September 14, 1964

United States of America
Forest Service,
Forest Service Building,
Ogden, Utah.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. 31461. The proofs are to be made at 10:00 o'clock A.M., on the 15th day of October, 19 64, before Frank Bowles, 720 N. Orchard, Boise, Idaho, Notary Public.

As of this date, we have mailed the Notice to the Idaho World Idaho City, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

31461

Re: Permit No. **31461**
USA Forest Service

Date: **Sept. 14, 1964**

Idaho World
Idaho City, Idaho

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to October 15, 1964
the date set for proof; the expense of the publication is to be paid
by the applicant United States of America Forest Service
of Forest Service Building, Ogden, Utah to whom you should
furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this
office with a copy or tear sheet of the first publication. **

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

31461

NOTICE OF PROOF OF COMPLETION OF WORKS SEP 14 1964
and
APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10:00 A M., on the 15 day of October
1964, at Boise, County of Ada, State of Idaho, before
Frank Bowles, Notary Public, at (address) 720 N. Orchard, Boise,
Idaho, proof will be submitted of the completion of works for the diversion of
0.01 cubic feet per second of the waters of Cottonwood Creek
and of the application to beneficial use of said water, in accordance with
the terms and conditions of Permit No. 31461, 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: United States of America, Forest Service, Ogden, Utah

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
0.01 cubic feet per second,

3. The use to which said water has been applied is Domestic Purposes & Fire Protection
Cottonwood R.S. purposes, and the amount applied to beneficial use is 0.01 cubic
feet per second.

4. The point of diversion of said water is NE 1/4 NE 1/4 34
NB 1/4 of SW 1/4, Sec 35, T4N., R5E., B.M.

5. The place where said water is used is NE 1/4 of SW 1/4, Sec 35, T4N., R5E., B.M.

6. The date of priority which said user is prepared to establish is May 27, 1968

Paul E. Tappan

State Reclamation Engineer

31461

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NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

Permit # 31461

(Date) September 1, 1964

(P. O.) Regional Forester, Forest Service, Ogden, Utah

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Idaho World of Idaho City, Idaho (Boise County) published in the county in which the works are situated.

FLOYD IVERSON, Regional Forester

By

James D. Nelson
Acting Regional Forester

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer

31461

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 31461
31462

Date: July 31, 1964

Regional Forester
Forest Service Building
Ogden, Utah

Dear Sir:

Under the terms of your Permit No. ³¹⁴⁶¹31462 you are required to make proofs of completion of works and application of water to beneficial use on or before **October 16, 1964.**

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 or 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, or you may have to readvertise and complete another set of proof forms.

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,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

Enc.
cc:

31461

31461

November 4, 1963

Re: Permit Numbers
31433 to 31466, and
G-31467 - G-31468

Mr. Floyd Iverson,
Regional Forester,
U. S. Forest Service,
Forest Service Building,
Ogden, Utah.

Attention: James M. Usher

Dear Mr. Iverson:

We enclose Permit Nos. 31433 to 31466, and G-31467 and G-31468, 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. 31859 which was issued covering payment in the amount of \$170.00 for the filing fee of Permit Nos. 31433 to 31466, and Receipt No. G-8310 in the amount of \$10.00 for the filing fee of Permit Nos. G-31467 and G-31468.

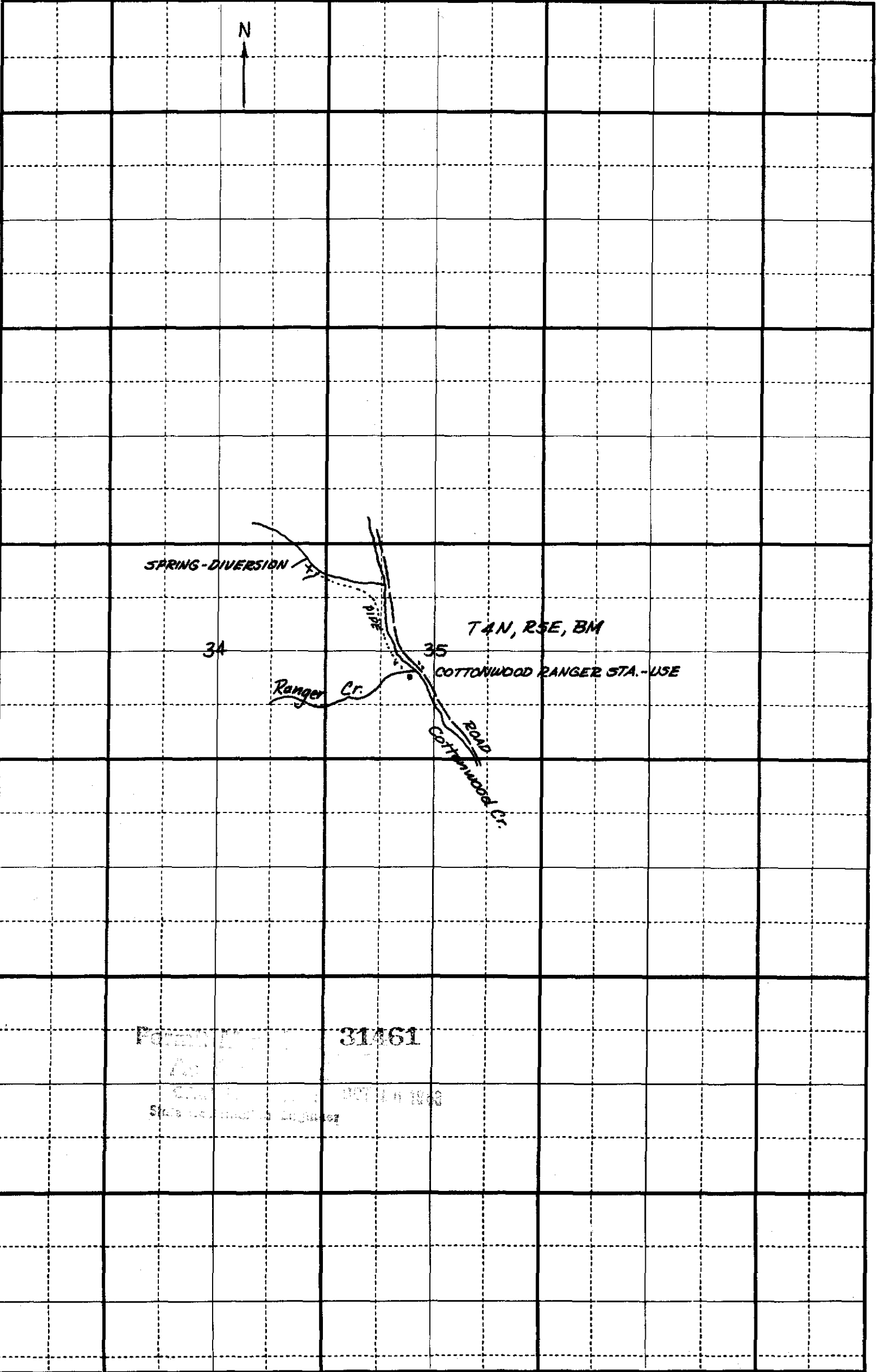
Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl. - 36 Permits
2 Receipts
EFR:pmk

31461



Form No. 0 31461
State Engineer
NOT 10 1943
State Engineer

NOTICE OF PROOF OF COMPLETION OF WORKS

and APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10:00 A.M. on the 15th day of October 1964, at Boise, County of Ada, State of Idaho, before Frank Bowles, Notary Public at 720 N. Orchard proof will be submitted of the completion of works for the diversion of 0.01 cubic feet per second of the waters of Cottonwood Creek, and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 31461, heretofore issued by the Department of Reclamation of the State of Idaho.

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5. The place where said water is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, T. 4 N., R. 5 E., B. M.

6. The date of priority which said user is prepared to establish is May 27, 1963.

CARL E. TAPPAN
State Reclamation Engineer
Pub. Sept 17 - Oct. 8, 1964.