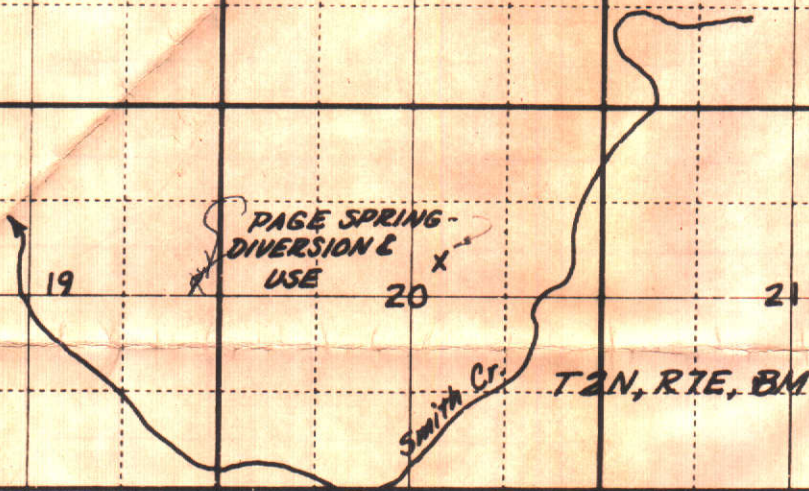


N



31190

Deputy *Richard Thomas*
State Reclamation Engineer

Office copy

31190

061190

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.

*Reforestation pipe
cultural type
50' pipe and
irrigation length*

U. S. Forest Service
Forest Service Bldg.
Ogden, Utah. ✓
Permit No. 31190
~~Edward A. Harvey~~, Agent
4315 Clark St, Boise
Examination for *High* ~~Vannaman~~ *Stock water* Bene. Use
County Elmore
Sec. 20 T. 2N R. 7E
Quantity: *.01 Cfs*
Source: *Page Spring*
P. D.: *SWNE, 20-2N-7E*
Use: *Stock Water*
Filed: *6-10-63*
Due: *6-12-64*
Extension:
Protest:
Completion of Works:
Other Rights:

RECEIVED
APR 29 1964

Department of Reclamation

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

Notice is hereby given that at 10:00 A.M. on the 10th day of June, 1964,
at Boise, County of Ada, State of Idaho, before
Frank Bowles Jr., Notary Public, 720 N. Orchard, proof will be submitted of the
application to beneficial use of .01 cubic feet per second of the waters of
Page Spring a trib. of Smith Creek in accordance with the terms and conditions of
Permit No. 31190 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit
United States of America, Forest Service, Ogden, Utah - 84403

The use to which said water has been applied is Stockwatering

The amount applied to beneficial use is .01

The point of diversion of said water is SW1/4 NE1/4 Section 20, T 2 N, R 7 E, B.M.

The place where said water is used (LEGAL DESCRIPTION) SW1/4 NE1/4 Section 20, T2N,
R 7 E, B.M.

The date of priority which said user is prepared to establish is June 10, 1963

Carl E. Tappan
State Reclamation Engineer

B 31190 CR



PAGE SPRING-DIVERSION & USE

19

20

3

Smith Cr.

T2N, R7E, BM

Permit Map No. 31190

As Approved

12-1953

Deputy

State Reclamation Engineer

Office copy

531190

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-3351

Priority: June 10, 1963 Amount: .01 CFS 3.6 AFA

This is to certify, that U.S. DEPT. OF AGRI.
FOREST SERVICE
FEDERAL BLDG.
324 25TH ST.
OGDEN, UT 84401

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated June 10, 1963, and
has submitted proof to the Department of Water Resources on June 26, 1964, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .01 cfs of water from;

PAGE SPRING tributary to SMITH CREEK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	05/01 to 10/31	.01 cfs	3.6 afa

LOCATION OF POINT OF DIVERSION(S): SENE, Sec. 19, Township 2N, Range 7E
Elmore County

PLACE OF USE: Stockwater

TWN RGE SEC

2N 7E 19 SENE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment.
5. Use of water under this license is subject to control by the watermaster of State Water District No. 63B.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 23rd day
of November 19 87.

Director

RECEIVED

JUL 09 1987

STATE OF IDAHO

Ident. No. _____

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)

APPROVED

Comes now U.S. Dept. of Agri., Forest Service Phone _____
of (address) Federal Bldg. 324 25th St. Ogden, UT 84401, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 31190/63-3351, and requests that the permit be changed as follows:

1a. Point of diversion: SE 1/4 NE 1/4, Section 19, Township 2N, Range 7E,
B.M., County of Elmore. Other points of diversion: _____

1b. Source: Page Spring tributary to Smith Creek

2a. Period and nature of use:

Amount 0.01 for Stockwater purposes from 5/1 to 10/31 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

2b. The maximum quantity diverted shall not exceed 0.01 cfs or 3.6 acre feet
per year.

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	7E	19				X													1

Total number of acres to be irrigated = _____

4. Date of priority: June 10, 1963

5. Conditions (if any):

Use of water under this license is subject to control by the watermaster of State Water District No. 63B, Smith Creek.

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Ogden, Utah, this 16th day of July, 19 86.
United States of America Forest Service
Randall R. Hall
(Signature)
(for) J. S. TIXIER, Regional Forester

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00 ✓ Received by js Date 10-20-87
#43976

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. KEITH HIGGINSON, of the Department of Water Resources hereby Approve the above Application for Amendment for Permit No. 63-3351.

Witness my hand this 23rd day of November, 1987.

R. Keith Higgins
Director

MICROFILMED

FEB 29 1988

62-3351

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

APPLICATION No. 39284
PERMIT No. 31190
DISTRICT No.

1. Name of Applicant: United States of America, Forest Service

Postoffice address: Ogden

County: Weber

State: Utah

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 0.01

cubic feet per second.

3. Source of water supply: Page Spring

which is a tributary of Smith Creek

4. Location of point of diversion:

feet distant from the

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

of section 20 , T. 2N , R. 7 E , B. M., County of Elmore

5. Water is to be used for Stock watering

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 SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section of 20 , T. 2N , R. 7 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.

8. Kind of works: Perforated pipe collection; 50 foot pipe and trough

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

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe 1 inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 1 years.

13. The time required for the complete application of the water to the proposed use is 0 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? 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: 8:00 A.M. June 10, 1963

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 31190

Recorded in Book 109 Page 31190 Approved June 12, 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 **August 12, 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 **December 12, 1963**

The whole of said work to be completed on or before **June 12, 1964**

Beneficial use of water appropriated in accordance herewith, to be made on or before **June 12, 1964**

WITNESS My hand this 12th day of June, 1963

s/ RALPH W. THOMAS, Deputy
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 12th.....

day of June, 1963..

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLLIE
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 $\frac{1}{4}$	

POINT OF DIVERSION AMENDMENT ✓

Comes now United States of America, Forest Service, Regional Forester and represents to the State Reclamation Engineer of the State of Idaho, That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 31190. That the point of diversion is described in said Permit as being located: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T 2 N., R 7 E., B.M. That he now requests that the point of diversion be changed to a point located: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, T 2 N., R 7 E., B.M. That the reason for desiring to make such change is as follows: _____ That no one will be injured by such change and such change will be made at Permit Holder's own risk.

Signed at Ogden, Utah, this 4th day of October, 1966.

/s/ FLOYD IVERSON, Regional Forester, by

S. L. CUSKELLIS

Date of Receipt at Department of Reclamation October 5, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for permit to Appropriate the Public Waters of the State of Idaho, No. 31190. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

Recorded in book 109 of Permit at page 31190, October 11, 1966.



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

Governor

R. KEITH HIGGINSON

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

December 21, 1987

RE: Permit Nos. 63-3351 & 72-7091

U.S. Dept. of Agri.
Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84401

Gentlemen:

Enclosed herewith are copies of the Water Right Licenses issued on the above referenced permits along with copies of the approved Applications for Amendment.

If you have any questions concerning these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures

NOT FILMED

FEB 29 1988

MEMORANDUM

TO: File 63-3351
FROM: Jim Johnson *[Signature]*
DATE: November 9, 1987
RE: Licensing of Right

During a customer research request, one of the Department staff found that this permit had not yet been licensed and routed the file to my section.

In June of this year we reviewed it and determined that an amendment was necessary before a license could be issued. The pre-license correspondence shows the progress made to date.

[Faint stamp]
FEB 29 1988

INTER-DEPARTMENT MEMO — 1

FROM

Jan Thurtell

TO

Kay Walker

SUBJECT

Amendment fees for 63-3351, 63-9919,
+ 65-12541.

Attached is an app. for amendment that
was brought in & the fee was also
paid (at the same time) for Permit
Nos 63-3351 & 63-9919 (20 each). This
was also listed on Receipt No 43976.

RECEIVED

FEB 29 1988

Thanks, Jan Thurtell

SIGNATURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

Governor

R. KEITH HIGGINSON

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

October 8, 1987

RE: Permit Nos. 34-7473, 63-3351, 63-9919, 72-7091,
73-7064/7066/7067/7070

U.S. Dept. of Agri.
Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84401

Gentlemen:

We have received licensing amendments for the above referenced permits which are in the process of being licensed. However, as of this date the filing fees of \$20.00 per amendment application have not been received. Therefore, an additional 30 days will be allowed for you to return the filing fees.

If you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures

FILED

FEB 29 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 16, 1987

RE: Permit Nos. 63-3351 & 63-9919

Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84401

Gentlemen:

Thank you for returning the Applications for Amendment, however you did not include the filing fees.

I will hold the amendment forms here for twenty (20) days without further action. Please return the filing fees (\$20.00 each) for the amendments by August 5, 1987.

If you have any questions, please contact me at 334-4162.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

MICHAEL
FEB 19 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 30, 1987

RE: Permit Nos. 11-7347, 63-3351/9857/9919, 67-7579/7582,
72-7091, 73-7064/7066/7067/7070

Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84401

Gentlemen:

Some time ago we forwarded to you Amendments for Water Permits so that you could amend the above referenced permits to correspond with the findings of the Department's field examiner.

We have not yet received these amendments or the corresponding \$20.00 filing fee for each and since quite a bit of time has passed, we are enclosing another copy of each amendment for your use in this matter.

If we do not receive the amendments within 30 days, we will begin proceedings to cancel the permits.

If you have any questions, please contact us as soon as possible.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures

RECEIVED
MAY 1 1987
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 8, 1986

RE: Permit Nos. 21-2147, 47-7594, 63-3351/9709/9857/9919,
67-7579/7582, 71-7088, 72-7091, 73-7064/7066/
7067/7070, 74-7109/7123/7135/7151, 75-7278/
7288/7291/7329/7331

U.S. Dept. of Agri., Forest Service
Federal Bldg.
324 25th St.
Ogden, UT 84401

Gentlemen:

The above referenced water rights are in the process of being licensed. However, before licenses can be issued, your permits must be amended to correspond with the findings of the Department's field examiner.

The enclosed applications for amendment contain all of the information that will be included on the licenses when they are issued. Please review carefully and if you concur, sign the amendments and return with the filing fees (\$20.00 each) within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

RECEIVED
JUL 10 1986
WATER RIGHTS SECTION

6-23-1986

① use season of 5/1 thru 10/31 since these dates are on proof of B/U

(A) holder's deposition shows 7 months of use each year.

(B) witness's depositions show May thru Oct. of each year.

② $V = 0.01 \text{ cfs} \times 1.9835 \times 183 \text{ days}$
 $= 3.6 \text{ AF}$

cannot determine volume amount of cattle - not notated in file.

③ ~~AD~~ has been amended but P/U has not - recommend P/U be amended.

Reviewer: Kay Walker

FEB 23 1988

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

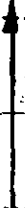
PERMIT NO. 31190

REPORT ON PROOF OF Beneficial Use & Completion of work

U. S. Forest Service
Forese-ervice Building
Ogden, Utah

B 31190

N



19

PAGE SPRING
DIVERSION &
USE

20

21

Switz Cr.

T.2N., R.1E., BM

31190

Deputy *Robert J. Thomas*
State Reclamation Engineer

Office copy

31190

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 31190

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

1. Name of applicant U. S. Forest Service, Edward A. Harvey Agent

2. Source of water supply: Page Spring

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20

T. 2N R. 7E County of Elmore

4. Describe works as they exist, giving dimensions and capacities of same:

Collector system, pipe and water trough

5. Water is used for: Stock watering

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):

P.D. and use are in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 19,
T 2N, R 7E.

(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: note description errors. Must be amended and readvertised before license can issue.

This examination was made on the 27th day of April, 1946

(Signed)

Don Watts

Examiner.

31190

U. S. Forest Service
Forest Service Bldg.
Ogden, Utah
Permit No. 31190
~~Edward A. Harvey~~, Agent
4315 Clark St, Boise

Examination for *Highway* ~~Highway~~ *Beneficial Use*

County *Elmore*

Sec. *20* T. *2N* R. *7E*

Quantity: *.01 cfs*

Source: *Page Spring*

P.D.: *SWNE, 20-2N-7E*

Use: *Stock Water*

Filed: *6-10-63*

Due: *6-12-64*

Extension:

Protest:

Completion of Work:

Other Rights:

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.

061129

October 11, 1966

RE: Permit 31190

C
O
P
Y

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

Dear Mr. Iverson:

Enclosed is amendment to point of diversion which has been recorded in this office under the above referenced permit.

Departmental receipt No. 33450 in the amount of \$1.00 was issued to the Boise National Forest Service. This amount covers the recording fee of the above.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ajw
Enc1: Amendment

31190

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION
FEDERAL OFFICE BUILDING
324 25TH STREET
OGDEN, UTAH 84401

RECEIVED
OCT 5 1966

Department of Reclamation

IN REPLY REFER TO

2540

October 4, 1966

Mr. R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Mr. Higginson:

We are enclosing an Application of Amendment, Point of Diversion
for Permit No. 31190. Please call the Boise National Forest
(extension 248) and they will deliver the \$1.00 recording fee.

Sincerely yours,

FLOYD IVERSON
Regional Forester

By

L. H. Quiskell

Enclosures



31190

Application for Amendment

POINT OF DIVERSION

Permit No. 31190

RECEIVED
OCT 5 1966
Department of Reclamation

Comes now United States of America, Forest Service, Regional Forester and
represent to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to Appropriate the Public
Waters of the State of Idaho, No. 31190.

That the point of diversion is described in said Permit as being located:

SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 20, T. 2N., R. 7E., B.M.

That he now requests that the point of diversion be changed to a point

located: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 19, T. 2N., R. 7E., B.M.

That the reason for desiring to make such change is as follows:

That no one will be injured by such change, and that such change will be made
at Permit Holder's own risk.

Signed at Ogden, Utah, this 4th day of October 1966

Floyd Iverson, Regional Forester, By

[Signature]

Date of Receipt at Department Of Reclamation: October 5, 1966

APPROVAL OF STATE RECLAMATION ENGINEER

R. KEITH HIGGINSON

I, ~~OSCAR X. CARTER~~, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the above and foregoing application for amendment to Permit to Appropriate the Public
Waters of the State of Idaho, No. 31190. This approval constitutes a new
permit and is issued as an amendment to the original permit, to which it refers and of
which it becomes a part, and said application is approved only insofar as the rights of
others will not be adversely affected thereby.

Recorded in Book 109 of
Permits, at Page 31190
October 11, 19 66

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

B31190

April 28, 1966

RE: Permit No. 31190

U. S. Forest Service
% Edward A. Harvey
4315 Clark Street
Boise, Idaho

Dear Mr. Clark:

Our field engineer was out to examine the works on the above numbered permit. His examination reveals that the point of diversion is actually in the SE¹/₄NE¹/₄, Section 19, and not the SW¹/₄NE¹/₄, Section 20.

This means we will require an amendment and the forms are enclosed. There is a \$1.00 recording fee for each amendment. Also the permit will have to be re-advertised and new proofs taken prior to issuance of a license.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw
Encl: Amendment forms

531190

1M April 1962

July 7, 1964

Re: Permit No. 31190

U. S. Forest Service
c/o Edward A. Harvey
4315 Clark Street
Boise, Idaho

Dear Mr. ^Harvey:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the MOUNTAIN HOME NEWS, all submitted in proof of completion of works and beneficial use on Permit No. 31190.

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:ct

8 31190

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION

FOREST SERVICE BUILDING
OGDEN, UTAH

IN REPLY REFER TO

2510 (5600)

June 25, 1964

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

Dear Mr. Tappan:

Enclosed are the Affidavits of Publication for Permits Nos. 31189 and 31190. Also enclosed are the Deposition of Holder and Deposition of Witness forms for Proof of Completion of Works and Proof of Application of Water to Beneficial Use for the water developments on the Boise National Forest.

Sincerely yours,

FLOYD IVERSON
Regional Forester

By

James M. Walker

Enclosures



B 31190

RECEIVED

JUN 26 1964

Department of Reclamation

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Waters do
solemnly swear that I am the foreman, the
publisher of the

NOTICE FOR PUBLICATION

NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 10th day of June, 1964, at Boise, County of Ada, State of Idaho, before Frank Bowles Jr., Notary Public, 720 N. Orchard, proof will be submitted of the application to beneficial use of .01 cubic feet per second of the waters of Page Spring a trib. of Smith Creek in accordance with the terms and conditions of Permit No. 31190 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit—United States of America, Forest Service, Ogden, Utah—84403.

The use to which said water has been applied is Stockwatering.

The amount applied to beneficial use is .01.

The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20, T 2 N, R 7 E, B.M.

The place where said water is used (LEGAL DESCRIPTION) SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20, T 2 N, R 7 E, B. M.

The date of priority which said user is prepared to establish is June 10, 1963.

Carl E. Tappan
State Reclamation Engineer
First publication May 7, 1964.
Last publication May 23, 1964.

MOUNTAIN HOME NEWS

a semi-weekly newspaper of general circulation, published twice a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for

...4.... consecutive weeks, the first publication having been made on the ...7th.... day

of ...May...., 19.64., and the last publication having been made on the

...28th.... day of ...May....

19.64.; every Thursday issue of the paper during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Lloyd S. Waters

Subscribed and sworn to me this 28th....
day of ...May...., 19.64.

Jane L. Lathrop
Notary Public

B 31190

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 31190

PROOF OF COMPLETION OF WORKS &
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address: Edward A. Harvey
Residence: 4315 Clark St., Boise, Idaho District Forest Ranger, U.S. Forest Service
Postoffice Address: 4315 Clark St., 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.A. Forest Service, Regional Forester, U.S. Forest Service, Ogden, Utah
I am employed by the U.S. Forest Service as the District Forest Ranger of the Cottonwood Ranger District.

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit; Permit Number 31190 date of permit, and priority 6/10/63 ✓

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

SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20, T.2N., R.7E., B.M.

Ques. 5. Describe your works of diversion: Perforated pipe collection system, 50 feet of pipe and wood water trough.

_____ ; state amount of water they are capable of conveying from point of diversion to place of use .01 sec.ft. ; 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: Stockwatering

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:

Provision is made for watering grazing livestock.

B31190

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

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

Watering livestock. Used to provide water for grazing livestock on the Smith Prairie Cattle Allotment

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

.01 Sec. Ft.

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: 1961 .01 sec. ft. Time used since first use:

Seven months each year

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

None

(sign) Edmond A. Hare

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 10th day of June, A.D. 1964.

My Commission expires: July 13, 1967

331190

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED

Department of Reclamation

PERMIT NO. 31190
PROOF OF COMPLETION OF WORKS &

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; age 42; residence 1216 Grant Ave., Boise, Idaho

occupation Fire Control Officer, U.S. Forest Service; PO address 1216 Grant Ave.,
Boise, Idaho

Ques. 2. Are you acquainted with U.S.A. Forest Service, the
holder of Permit No. 31190? How long have you known him and where does
he reside?

Ans. Employed by U.S. Forest Service for 10 years. Regional Office is located
in Ogden, Utah.

Ques. 3. Have you read or heard read said Permit No. 31190, 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. Page Spring, a tributary of Smith Creek located in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T.2N.,
R.7E., B.M. Works consist of perforated pipe collection system, 50 feet of 3/4 inch
pipe and a wood water trough.

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. Could safely conduct .01 sec. feet. have observed .01 sec feet 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 watering livestock on Smith Prairie Cattle Allotment.

31190

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 watering livestock grazing on the Smith Prairie Allotment during the period at May through October of each year.

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. None except as employed by the U.S. Forest Service.

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 witnessed this development in use on a number of occasions since 1961. It was being used for stock watering in the amount of .01 sec feet.

William F. Beasley

(Signed)

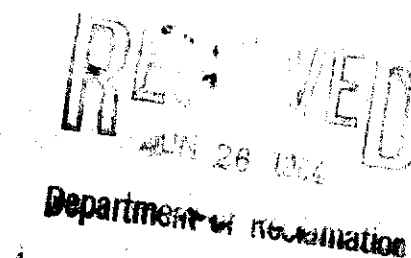
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 10th day of June, A. D. 1964.

Frank J. [Signature]
Notary Public.

My commission expires July 13, 1967.

b31190

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 31190
PROOF OF COMPLETION OF WORKS &

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; age 31; residence 1932 High Street., Boise, Idaho; occupation Assistant Ranger, U.S. Forest Service; PO address 1932 High St., Boise, Idaho

Ques. 2. Are you acquainted with U.S.A. Forest Service, the holder of Permit No. 31190? How long have you known him and where does he reside?

Ans. Employed by the U.S. Forest Service for 5 years. Regional Office address is as follows: Regional Forester, U.S. Forest Service, Ogden, Utah.

Ques. 3. Have you read or heard read said Permit No. 31190, 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. Source is Page Spring, a tributary of Smith Creek. Location is SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T.2N., R.7E., B.M. Perforated pipe collection system. Water is carried to wood water trough by 50 feet of $\frac{3}{4}$ inch pipe.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Will safely conduct .01 sec. feet. Have seen .01 sec feet 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. Stock Watering. Use of water helps in obtaining better distribution of grazing livestock in the vicinity.

B31190

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 stock water by livestock grazing on the Smith Prairie cattle allotment. Use is from May to October of each year.

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. None except as an employee of the U.S. Forest Service

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 seen this development on several occasions since 1962 being used for stock watering . The amount used was .01 sec feet.

(Signed)

Sherran 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 10th day of June, A. D. 1967.

Frank Dwyer
Notary Public.

My commission expires July 13, 1967.

B31190

May 11, 1964

Re: Permit No. 31190
U. S. A. Forest Service

Mountain Home News
Mountain Home, Idaho

Gentlemen:

We received the tear sheet on the above numbered permit
Notice of Publication and find the following correction.

In Paragraph One -Line 9 and 10 should read Page Spring
a trib. of Smith Creek, instead of Ruby Creek, a trib. of Smith
Creek.

We would appreciate a tear sheet showing this
correction for our files.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
State Water Rights Clerk

GP:ew

B 31190

April 29, 1964

Re: Permit No. 31190
U. S. A. Forest Service

Mr. Floyd Iverson, Regional Forester,
U. S. A. Forest Service,
Forest Service Building,
Ogden, Utah - 84403

Dear Mr. Iverson:

This acknowledges the Notice of Proof of Completion of Work and Application of water to Beneficial Use under Permit No. 31190. The proofs are to be made at 10:00 o'clock A.M., on the 10th day of June, 19 64, before Frank Bowles, Jr., 720 N. Orchard, Boise, Idaho, Notary Public.

As of this date, we have mailed the Notice to the Mountain Home News Mountain Home, 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

311 90

Re: Permit No. 31190
U. S. A. Forest Service

Date: April 29, 1964

Mountain Home News,
Mountain Home, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to June 10, 1964
the date set for proof; the expense of the publication is to be paid
by the applicant U. S. A. Forest Service
of Forest Service Bldg., Ogden, Utah - 84403 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

D 31190

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED
MAY 1 1964
DIVISION

(Date) April 27, 1964

(P. O.) 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

Mountain Home News of Mountain Home, Idaho published in

the county in which the works are situated.

FLOYD IVERSON, Regional Forester

By

James M. Misher
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.

B 31190

LEGAL NOTICE

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 10th day of June, 1964, at Boise, County of Ada, State of Idaho, before Frank Bowles Jr., Notary Public, 720 N. Orchard, proof will be submitted of the application to beneficial use of .01 cubic feet per second of the waters of Ruby Creek a trib. of Smith Creek in accordance with the terms and conditions of Permit No. 31190 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit—United States of America, Forest Service, Ogden, Utah—84403.

The use to which said water has been applied is Stockwatering.

The amount applied to beneficial use is .01.

The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20, T 2 N, R 7 E, B.M.

The place where said water is used (LEGAL DESCRIPTION)
SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20, T 2 N, R 7 E, B. M.

The date of priority which said user is prepared to establish is June 10, 1963.

Carl E. Tappan

State Reclamation Engineer

First publication May 7, 1964.

Last publication May 28, 1964.

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M. on the 10th day of June, 1964, at Boise, County of Ada, State of Idaho, before Frank Bowles Jr., Notary Public, 720 N. Orchard, proof will be submitted of the application to beneficial use of .01 cubic feet per second of the waters of Page Spring a trib. of Smith Creek in accordance with the terms and conditions of Permit No. 31190 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit—United States of America, Forest Service, Ogden, Utah—84403.

The use to which said water has been applied is Stockwatering.

The amount applied to beneficial use is .01.

The point of diversion of said water is SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20, T 2 N, R 7 E, B.M.

The place where said water is used (LEGAL DESCRIPTION) SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20, T 2 N, R 7 E, B. M.

The date of priority which said user is prepared to establish is June 10, 1963.

Carl E. Tappan

State Reclamation Engineer

First publication May 7, 1964.

Last publication May 28, 1964.

No. 6135.

NOTICE OF TIME A

RECEIVED
JUN 20 1964

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

Notice is hereby given that at 10:00 A.M. on the 10th day of June, 1964,
at Boise, County of Ada, State of Idaho, before
Frank Bowles Jr., Notary Public, 720 N. Orchard, proof will be submitted of the
application to beneficial use of .01 cubic feet per second of the waters of
Page Spring a trib. of Smith Creek in accordance with the terms and conditions of
Permit No. 31190 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit
United States of America, Forest Service, Ogden, Utah - 84403

The use to which said water has been applied is Stockwatering

The amount applied to beneficial use is .01

The point of diversion of said water is SW1/4 NE1/4 Section 20, T 2 N, R 7 E, B.M.

The place where said water is used (LEGAL DESCRIPTION) SW1/4 NE1/4 Section 20, T2N,
R 7 E, B.M.

The date of priority which said user is prepared to establish is June 10, 1963

Carl E. Tappan
State Reclamation Engineer

B 31190

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 31167; 31168; 31169
31190; 31195

Date: April 1, 1964

Regional Forester
Forest Service Bldg.
Ogden, Utah

Dear Sir:

Under the terms of your Permit No. see above you are required to make proofs of completion of works and application of water to beneficial use on or before June 12, 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. Form 36A and 11
cc:

B 31190

June 25, 1963

Re: Permit Nos.

31178	31183	31188	31193
31179	31184	31189	31194
31180	31185	31190 ✓	31195
31181	31186	31191	G-31196
31182	31187	31192	G-31197

Your 2510 (5600)

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

Dear Mr. Iverson:

We enclose the above numbered permits 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. 31583, which was issued covering payment in the amount of \$90.00 for the filing fee of Permit Nos. 31178 to 31195, inclusive; and Departmental Receipt No. G-7944, which was issued covering payment in the amount of \$10.00 for the filing fee of Permit Nos. G-31196 and G-31197.

Very truly yours,

CARL E. TAPPAN, Acting
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl. - 20 Permits
2 Receipts

EPR:pmk

B 31190

