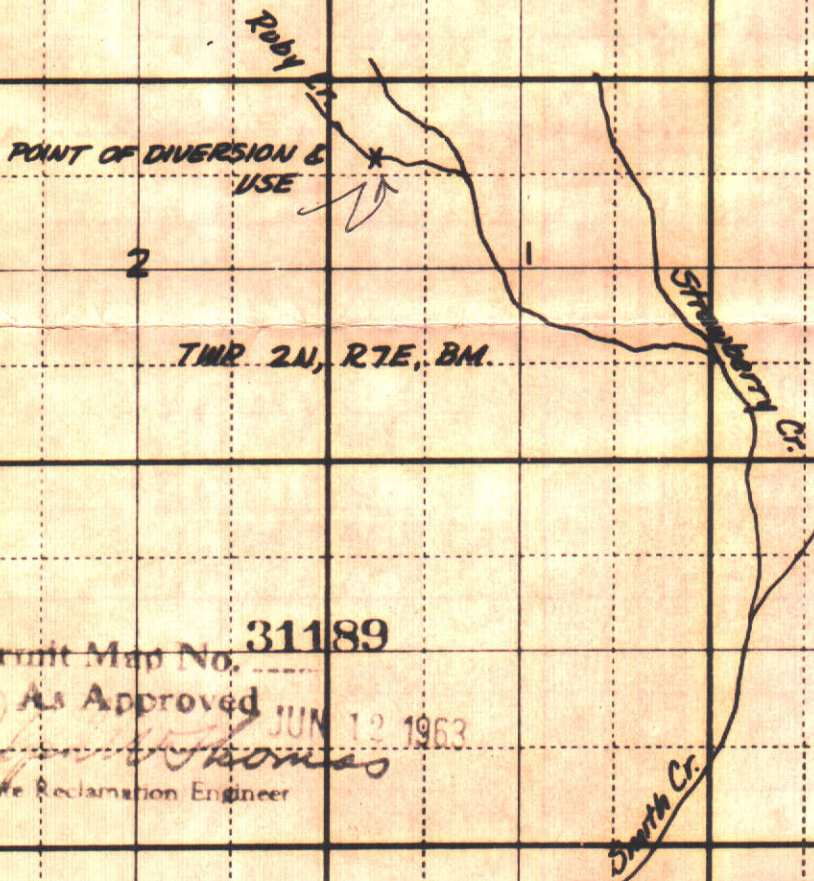


Permit Map No. **31189**

As Approved

JUN 12 1963

Deputy *Robert Thomas*
State Reclamation Engineer*Office copy**B 31189*

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 28 1966

Department of Reclamation

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

Permit No. 31189

Edward A. Harvey, Agent
4315 Clark St., Boise

Examination for Beneficial Use

County Elmore

Sec. 1 T. 2N R. 7E

Quantity: .01 cfs

Source: Ruby Cr.

P. D.: NWNW, 1-2N-7E

Use: Stock Water

Filed: 6-10-63

Due: 6-12-64

Revised: 6-10-64

Extension:

Protest:

Completion of Works:

Other Rights:



Ruby Cr.
POINT OF DIVERSION & USE X
2
TWP 2N, R7E, BM.
1
Strawberry Cr.
Smith Cr.

Permit Map No. **31189**

As Approved

JUN 12 1963

Ralph Thomas
Deputy State Reclamation Engineer*Office copy*

85121
D

State of Idaho
License and Certificate of Water Right

Water License No. 31189 Amount 0.01 c.f.s.
Water District No. _____ Priority June 10, 1963

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 June 10, 1963; that Permit No. 31189
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 29, 1966, showing that said works
were completed on the 10th day of June, 1964; and that on the 10th
day of June, 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 the right to use the waters of Ruby Creek
, a tributary of Smith Creek, for the purpose of stock water
, under Use Permit No. 31189 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 8512 on the 29 day of June, 1966;
The right hereby confirmed dates from June 10, 1963;

The Point of Diversion is located
in the NW 1/4 NW 1/4, Sec. 1, Tp. 2 N, R. 7 E, B. M. Elmore 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	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N	7 E	1	NW 1/4 NW 1/4 For stock water		

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
29th day of June, 1966.

/s/ R. KEITH HIGGINSON
Deputy State Reclamation Engineer.

(SEAL)

63 2350

-8711

State of Idaho
License and Certificate of Water Right

Water License No. 31179

Amount 0.2 c.f.s.

Water District No. _____

Priority June 23, 1963

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 June 10, 1963; that Permit No. 31179
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.2 second feet, was issued thereunder on May 4, 1964, showing that said works
were completed on the 10th day of April, 1964; and that on the 25th
day of June, 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 the right to use the waters of Middle Fork
Boise River, a tributary of Boise River, for the purpose of irrigation
, under Use Permit No. 31179 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 8511, on the 27 day of June, 1966;

The right hereby confirmed dates from June 23, 1963;

The Point of Diversion is located
in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, Tp. 6 N, R. 9 E, B. M. Elmore 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 0.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N	9 E	35	NE $\frac{1}{4}$ SW $\frac{1}{4}$	5	5
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	3	2
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	2	3
Total number of acres to be irrigated:				10	

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

29th day of June, 1966.

/s/ R. KEITH HIGGINSON
Deputy State Reclamation Engineer.

(SEAL)

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

APPLICATION No. 39283
PERMIT No. 31189
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: **Ruby Creek**

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 **NW $\frac{1}{4}$ of NW $\frac{1}{4}$**

of section **1** , T. **2 N** , 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 **NW $\frac{1}{4}$ of NW $\frac{1}{4}$** of Section ~~1~~ **1** , 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: **\$65.**

8. Kind of works: **Concrete collection box and wooden 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

fee; 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 31189

Recorded in Book 109 Page 31189 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. SMYLIE**....., 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....., 19 63. STATE OF IDAHO

STATE OF IDAHO

Countersigned:

(SEAL) By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE

Governor.

Secretary of State.

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

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
			Permit No. 31189 ✓ 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. 31189, issued upon Application No. 39283 bearing date of priority of June 10, 1963, authorizing the diversion of 0.01 second feet of waters of Ruby Creek County of Elmore, State of Idaho, for stock water 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 Ruby Creek tributary of Smith Creek; that the point of diversion of said waters NW¹/₄NW¹/₄, Sec. 1, T. 2 N., R. 7 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: NW¹/₄NW¹/₄, Sec. 1, T. 2 N., R. 7 E., B.M. Proof of Completion of Works Made: June 10, 1964 Witness my hand this 29th day of June, A.D. 1966 /s/ R. KEITH HIGGINSON Deputy State Reclamation Engineer LICENSE ISSUED FOR <u>0.01</u> SEC. FT. LICENSE PAGE NO. <u>8512</u>.																

WATER RIGHT NUMBER 63-3350

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

FIRST NAME - ORIG OWNER -

ADDRESS LINE 1 - FOREST SERVICE

ADDRESS LINE 2 - FEDERAL BLDG.

ADDRESS LINE 3 - 324 25TH ST.

CITY - DENVER

STATE - UT ZIP CODE - 84401

SOURCE - RUBY CREEK

TRIBUTARY OF - SMITH CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 06-10-1963 COUNTY - ELMORE

TOTAL DIV. RATE - .0100 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 63 DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - NWNW 01 02N 07E LOT REDIV -

272.0 312.0 96.0 12.0 7.0 1.0 0.0 0.0 0.0 0.0 1.3

FROM - TO -

USE - STOCKWATER

USE DIV. RATE - .0100 CFS USE DIV. VOLUME - .00 AFA

USE - STOCKWATER

PLACE OF USE - T4N 02N R4G 07E SEC 01 TRACT NWNW LOT AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 31189

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

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. 31189, issued upon
Application No. 39283, bearing date of priority of June 10, 1963, authorizing the
diversion of 0.01 second feet of waters of Ruby Creek

County of Elmore, State of Idaho, for stock water
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 Ruby Creek
tributary of Smith Creek;

that the point of diversion of said waters NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 2 N., R. 7 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: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T. 2 N., R. 7 E., B.M.

Proof of Completion of Works Made: June 10, 1964

Witness my hand this 29th day of June, A. D. 1966

R. Keith Higgins
Deputy State Reclamation Engineer

31189

Permit No. 31189

**Certificate of Completion
of Works**

Dated June 29, 1966

Stream Ruby Creek

County Elmore

Amount 0.01 c.f.s.

Date of Priority June 10, 1963

Recorded in Book 109

of Permits, page 31189

681189

June 29, 1966

RE: Permit Nos. 27706, 31179, 31189,
31453, 31460, G-29575, G-31468

Regional Forester
Federal Office Building
Ogden, Utah

Dear Sir:

Enclosed are the Certificates of Completion of Works on
Permit Nos. G-29575, 31189, 31460, G-31468, and Licenses
and Certificates of Water Right on all the above numbered
permits.

Departmental receipts No. 33255 and G-10440 were given to
your representative.

Very truly yours,

M. Russell Bosch
Office Manager

MRE:mr

Enc. certificates 4
licenses 7

31189

May 5, 1966

RE: Permit No. 31189

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. 31189 shows spring box, pipe and trough are capable of conveying 1/2 miner's inch, or 0.01 c.f.s. of water for stock watering purposes.

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 June 10, 1963, to the use of 0.01 c.f.s. of water from Ruby Creek with the point of diversion in the NW1/4, Sec. 1, for stock water in the NW1/4, Sec. 1, T. 2 N., R. 7 E., B.M.

Very truly yours,

M. Russell Bosch
Office Manager

MRB:mr

31189

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

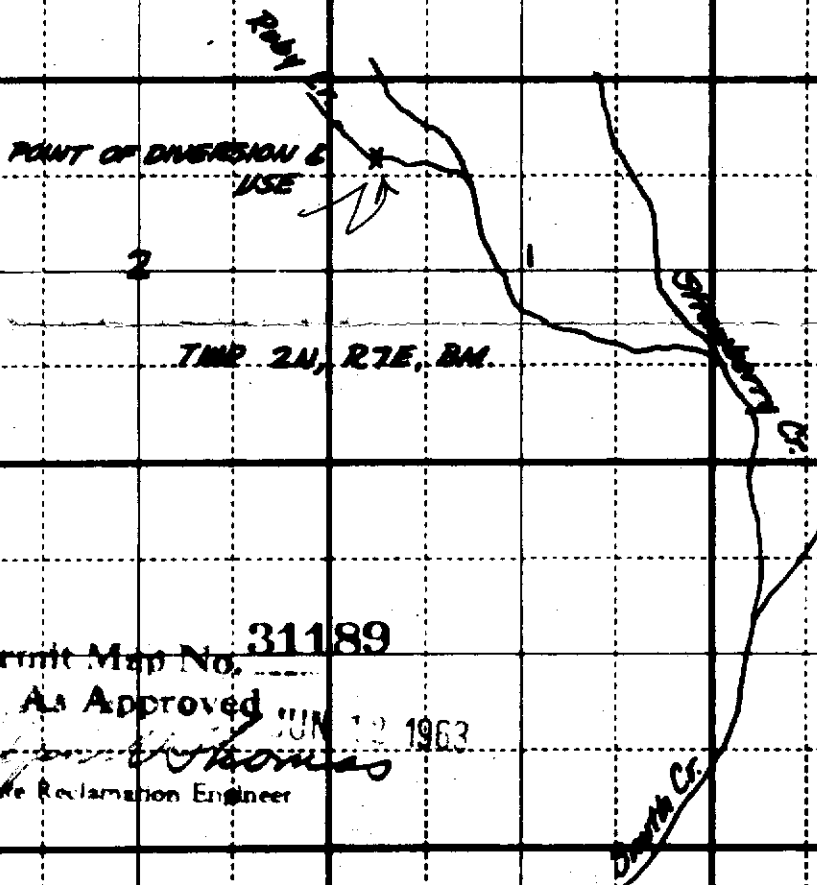
REPORT OF ENGINEER

PERMIT NO. 31189

REPORT ON PROOF OF Beneficial Use & Completion of work

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

631189



Permit Map No. **31189**

As Approved

JUN 12 1963

Thomas
Deputy State Reclamation Engineer

Office copy

B 31189

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

Permit No. 31189

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

1. Name of applicant United States Forest Service
2. Source of water supply: Ruby Creek
3. Location of point of diversion: Is in the NW 1/4 of Section 1
T. 2N R. 7E County of Elmore

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

Spring box, pipe and wooden 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):

Stock watering NW 1/4 NW 1/4 Sec. 1, T2N, R7E

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

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

Remarks: _____

allow Q = ca 01 cfs

This examination was made on the 27th day of April, 1966

(Signed) _____

Don Watta
Examiner.

31189

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 28 1966

Department of Reclamation

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

Permit No. 31189

~~Edward A. Harvey~~, Agent *Hugh Stanger*
4315 Clark St., Boise
Examination for Beneficial Use

County Elmore

Quantity: .01 cfs Sec. 1 T. 2N R. 7E

Source: Ruby Cr.

P. D.: NWNW, 1-2N-7E

Use: Stock Water

Filed: 6-10-63

Due: 6-12-64

Billed 6-10-64

Extension:

Protest:

Completion of Works:

Other Rights:

631189

1M April 1962

July 7, 1964

Re: Permit No. 31189

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. 31189

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

31189

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

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 publica-
tion having been made on the ...7th... day
of ...May..., 1964., and
the last publication having been made on the
...28th... day of ...May...

1964.; 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 MOUN-
TAIN 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..., 1964..

.....Jane Lathrop...
Notary Public

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 Per-
mit No. 31189 heretofore issued by
the Department of Reclamation
of the State of Idaho.

The name and post office ad-
dress of the person or corporation
holding said permit—United States
of America, Forest Service, Og-
den, Utah—84403.

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

The amount applied to bene-
ficial use is .01.

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

The place where said water is
used (LEGAL DESCRIPTION)
NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, 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.

31189

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 26 1964

Department of Reclamation

Permit No. 31189 ✓

PROOF OF COMPLETION OF WORKS AND
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 Street, 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 #31189, date of permit and priority 6/10/63 ✓

Ques. 4. State source of water supply: Ruby Creek, a tributary of Smith Creek
Give location of point of diversion, showing subdivision, section, township and range:
NW¹/₄ NW¹/₄ Section 1, T.2N., R.7E., B.M.

Ques. 5. Describe your works of diversion: Spring box, 30 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 of livestock grazing in the vicinity of the development. _____

31189

8

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:
Provides water for livestock grazing 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: About 1953 .01 sec ft Time used since first use:

Eight Months of each year

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

None

(sign)

Edward A. Harvey

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

B31189

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 28 1964
Department of Reclamation

PERMIT NO. 31189
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 Street, Boise, Idaho

Ques. 2. Are you acquainted with U.S.A. Forest Service, the holder of Permit No. 31189? 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. 31189, and are you familiar with its provisions and conditions?

Yes
Ans.

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 Ruby Creek a tributary of Smith Creek. Place of diversion is NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, T.2N., R.7E., B.M. Water is collected in a spring box and carried to a wood water trough through 30 feet of 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. Safely conduct .01 sec ft. Witnessed .01 sec ft 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. Stockwatering. Use of water has resulted in obtaining better distribution of livestock grazing on surrounding range.

31189

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

Ans. Water is used by livestock grazing on the Smith Prairie Cattle Allotment during the months April through November

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 witnessed this development in operation during the spring of 1964.

At that time it was used to supply water to livestock in the amount of .01 sec. ft.

(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 10th day of June,

A. D. 1964.

Frank Bowles

Notary Public.

My commission expires

July 13, 1967

B3 1189

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
Department of Reclamation

PERMIT NO. 31189

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. 31189? 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. 31189, 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. Ruby Creek, a tributary of Smith Creek. Located in NW¹/₄ NW¹/₄, Section 1, T.2N R.7E., B.M. Collection system is a spring box water is carried to wood trough by 30 feet of 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 second feet, have seen it conduct .01 second feet.

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 water for cattle grazing on Smith Creek Allotment

B 31189

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 cattle grazing on the Smith Prairie cattle allotment during the period 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 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 the development in use during the spring of 1964. The development is used for watering livestock and the amount of water used is .01 sec feet.

(Signed) William F. Brasley

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 Dwyer
Notary Public.

My commission expires July 13, 1967.

931189

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. 31189 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 NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, T 2 N, R 7 E, B.M.

The place where said water is used (LEGAL DESCRIPTION) NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, 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 TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(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 W. Iverson
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.

631189

April 29, 1964

Re: Permit No. 31189
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 Application~~ Application of water to Beneficial Use under Permit No. 31189. 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

B 31189

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
Ruby Creek a trib. of Smith Creek in accordance with the terms and conditions of
Permit No. 31189 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 NW1/4 NW1/4 Section 1, T 2 N, R 7 E, B.M.

The place where said water is used (LEGAL DESCRIPTION) NW1/4 NW1/4 Section 1,
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

31189

CR

Re: Permit No. 31189
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

31189

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 31187; 31188; 31189
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:

\$ 31189

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 31189

