

Idaho Dept. of Water Resources  
Place of Use Comparison Report

| Type   | WR #    | Owner            | Source                          | TRS      | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | Total |
|--------|---------|------------------|---------------------------------|----------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| Claim  | 63 3609 | GREENE TREE INC. | BOISE RIVER                     | 06N11E35 |      |      | 5    |      |      |      |      | 15   | 6    |      |      |      | 20   |      |      |      | 46    |
| Right  | 63 3609 | GREENE TREE INC. | BOISE RIVER                     | 06N11E35 |      |      |      |      |      |      |      |      |      |      |      |      | 20   | 26   |      |      | 46    |
| Permit | 63 2532 | ALVA D GREENE,   | GREYLOCK CREEK                  | 06N11E35 |      | X    | X    |      | X    |      | X    | X    | X    | X    | X    |      |      |      |      |      | 0     |
| Right  | 63 2532 | ALVA D GREENE,   | GREYLOCK CREEK                  | 06N11E35 | 1.2  | 0.8  | 12.7 | 1.9  | 0.8  |      | 1.6  | 33.5 | 12.9 | 5.1  |      |      |      |      |      |      | 70.5  |
| Claim  | 63 7866 | GREENE TREE INC. | GREYLOCK CREEK, JOE DALEY CREEK | 06N11E35 |      |      |      |      | 10   |      |      | 30   |      |      |      |      |      |      |      |      | 40    |
| Permit | 63 7866 | GREENE TREE INC. | GREYLOCK CREEK, JOE DALEY CREEK | 06N11E35 |      |      |      |      | 10   |      |      | 30   |      |      |      |      |      |      |      |      | 40    |
| Claim  | 63 2532 | GREENE TREE INC. | GREYLOCK CREEK, SNOWSLIDE CREEK | 06N11E35 |      |      | 35   |      |      |      |      | 30   | 20   |      | 5    |      |      |      |      |      | 90    |

↑ ↑ ↑ ↑ ↑ ↑ ↑ ↑ ↑ ↑

irrigation  
rights  
only

no OL w/ Rt. 63-03609-  
(claims for that  
right on different  
place of use than  
license transfer.)

7/24/01

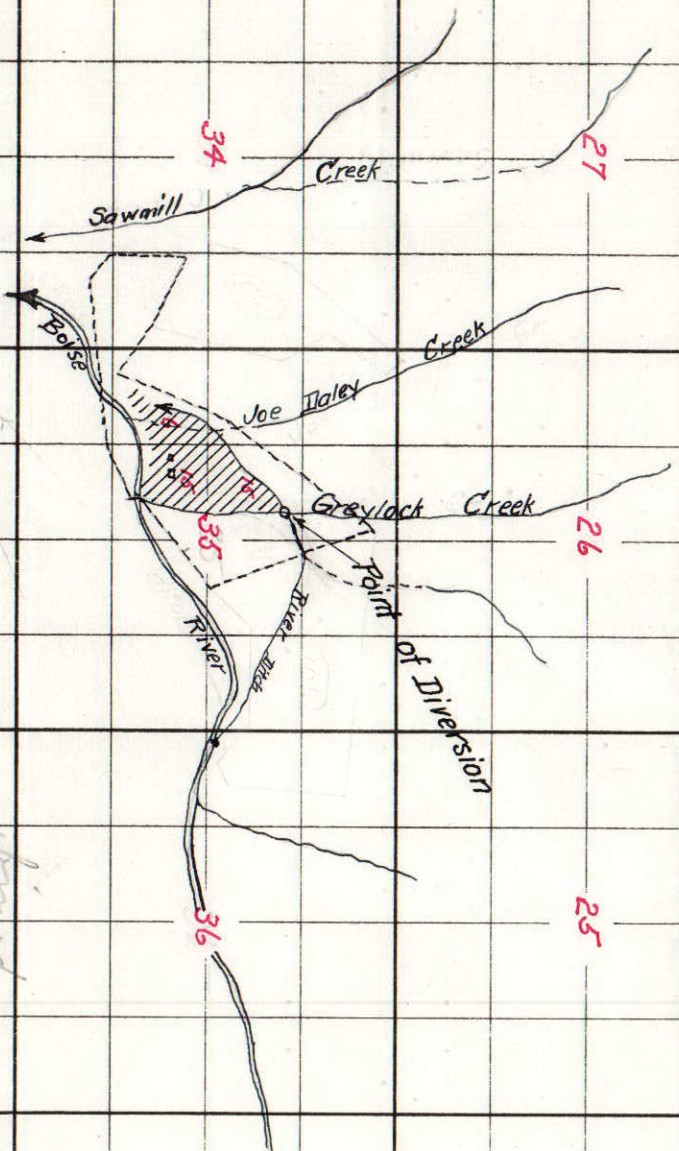
Idaho Dept. of Water Resources  
Place of Use Comparison Report

Page1

| Type  | WR #    | Owner          | Source         | TRS      | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | Total |
|-------|---------|----------------|----------------|----------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| Right | 63 2532 | ALVA D GREENE, | GREYLOCK CREEK | 06N11E36 |      |      |      |      |      | 1.6  |      |      |      |      |      |      |      |      |      |      | 1.6   |



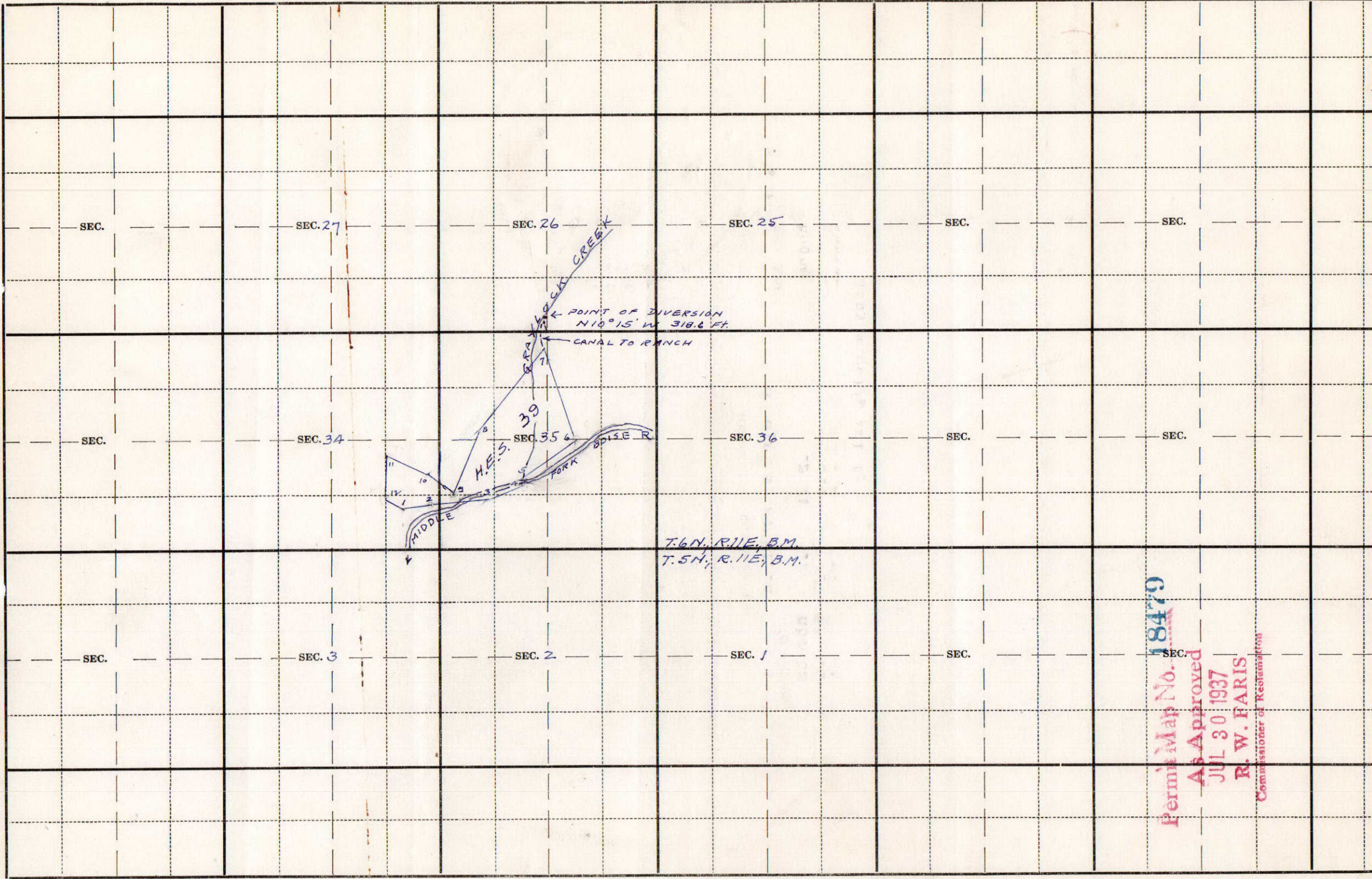
SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.



*from  
Hill, south  
River + creek  
combined*

REPORT OF ENGINEER  
DEPARTMENT OF THE ARMY  
STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

18479



Permit Map No. 18479

As Approved

JUL 30 1937

R. W. FARIS

Commissioner of Reclamation

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 63-02532

Priority: May 20, 1937

Maximum Diversion Rate: 0.30 CFS  
Maximum Diversion Volume: 119.0 AF

It is hereby certified that ALVA D GREENE  
PO BOX 39  
ATLANTA ID 83601 has complied with the terms and  
conditions of the permit, issued pursuant to Application for Permit dated May 20, 1937; and has  
submitted Proof of Beneficial Use on February 04, 1939. An examination indicates that the works have  
a diversion capacity of 0.3 cfs of water from:

**SOURCE**

GREYLOCK CREEK

Tributary: MIDDLE FORK BOISE RIVER

and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL<br/>DIVERSION VOLUME</u> |
|-----------------------|----------------------|-----------------------|------------------------------------|
| IRRIGATION            | 04/15 to 10/31       | 0.30 CFS              | 119.0 AF                           |

**LOCATION OF POINT(S) OF DIVERSION:**

GREYLOCK CREEK NE¼NW¼ Sec. 35, Twp 06N, Rge 11E, B.M., ELMORE County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE  |    |      |     | NW |     |     |      | SW   |     |    |    | SE |    |    |    | Totals |
|-------------|-----|----|------|-----|----|-----|-----|------|------|-----|----|----|----|----|----|----|--------|
|             | NE  | NW | SW   | SE  | NE | NW  | SW  | SE   | NE   | NW  | SW | SE | NE | NW | SW | SE |        |
| 06N 11E 35  | 1.2 | .8 | 12.7 | 1.9 | .8 |     | 1.6 | 33.5 | 12.9 | 5.1 |    |    |    |    |    |    | 70.5   |
| 06N 11E 36  |     |    |      |     |    | 1.6 |     |      |      |     |    |    |    |    |    |    | 1.6    |

Total Acres: 72.1

**CONDITIONS OF APPROVAL**

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. This right is limited to the irrigation of 36 acres within the place of use described above in a single irrigation season.
3. Right 63-07866 is also diverted through the point of diversion described above.
4. Rights 63-02532 and <sup>7866</sup>63-07688 when combined shall not exceed the irrigation of 72.1 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

**MICROFILMED**

SEP 07 2001

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 63-02532

6. Place of use also known as H.E.S. 39 and H.E.S. 106.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 31<sup>st</sup> day of AUGUST, 2001.

  
Acting for KARL J. DREHER  
Director

MICROFILMED

SEP 07 2001

State of Idaho  
Department of Water Resources  
**APPLICATION FOR AMENDMENT**

(For Licensing Purposes)  
**WATER RIGHT NO. 63-02532**

\*\*\*\*\*  
FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = 50.00 Received by J. Mani C055866 Date 8-29-01

**ACTION OF THE DEPARTMENT OF WATER RESOURCES**

I, Karl J. Dreher, of the Department of Water Resources hereby approve the  
above Application for Amendment for Permit No. 63-02532 with the following:

**CONDITIONS OF APPROVAL**

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. This right is limited to the irrigation of 36 acres within the place of use described above in a single irrigation season.
3. Right 63-07866 is also diverted through the point of diversion described above.
4. Rights 63-02532 and 63-07688 when combined shall not exceed the irrigation of 72.1 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Place of use also known as H.E.S. 39 and H.E.S. 106.

Witness my hand this 31<sup>ST</sup> day of AUGUST, 2001.

Acting for   
KARL J. DREHER  
Director

MICROFILMED  
SEP 07 2001

State of Idaho  
Department of Water Resources  
**APPLICATION FOR AMENDMENT**

(For Licensing Purposes)  
**WATER RIGHT NO. 63-02532**

**Date of Priority:** May 20, 1937

**Maximum Diversion Rate:** 0.30 CFS  
**Maximum Diversion Volume:** 119.0 AF

Comes now ALVA D GREENE  
PO BOX 39

ATLANTA ID 83601 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. 63-02532, and requests that the permit be changed as follows:

**Source:** GREYLOCK CREEK

**Tributary:** MIDDLE FORK BOISE RIVER

| <b><u>BENEFICIAL USE</u></b> | <b><u>PERIOD OF USE</u></b> | <b><u>RATE OF DIVERSION</u></b> | <b><u>ANNUAL VOLUME</u></b> |
|------------------------------|-----------------------------|---------------------------------|-----------------------------|
| IRRIGATION                   | 04/15 to 10/31              | 0.30 CFS                        | 119.0 AF                    |

**LOCATION OF POINT(S) OF DIVERSION:**

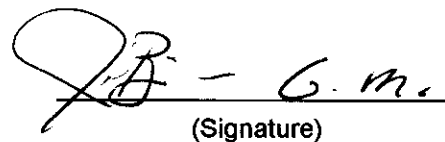
GREYLOCK CREEK NE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 35, Twp 06N, Rge 11E, B.M., ELMORE County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE  |    |      |     | NW |     |     |      | SW   |     |    |    | SE |    |    |    | Totals |
|-------------|-----|----|------|-----|----|-----|-----|------|------|-----|----|----|----|----|----|----|--------|
|             | NE  | NW | SW   | SE  | NE | NW  | SW  | SE   | NE   | NW  | SW | SE | NE | NW | SW | SE |        |
| 06N 11E 35  | 1.2 | .8 | 12.7 | 1.9 | .8 |     | 1.6 | 33.5 | 12.9 | 5.1 |    |    |    |    |    |    | 70.5   |
| 06N 11E 36  |     |    |      |     |    | 1.6 |     |      |      |     |    |    |    |    |    |    | 1.6    |

Total Acres: 72.1

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 this 8<sup>th</sup> day of August, 2001.

  
(Signature)

MICROFILMED

SEP 11 2001

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 25749  
Permit No. 18479  
District No.

Assigned to

*Olva D. Greene*  
*314 Matherly Dr.*  
*Boise*  
*Ida*

1. Name of Applicant: H. F. Coors

Postoffice address: Atlanta County: Elmore State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: two cubic feet per second.

3. Source of water supply: Graylock Creek which is a tributary of Middle Boise River

4. Location of point of diversion: N. 10°15' W. 318.60 feet distant from the  $\frac{1}{4}$  Sec.  
& 35  
corner of Section 26 /, T. 6 N., R. 11 E., B. M., and is in the SE  $\frac{1}{4}$  SW  $\frac{1}{4}$   
of Section 26, T. 6 N., R. 11 E., B. M., County of Elmore

5. Water is to be used for: irrigation and domestic purposes

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

- (a) Point of use of water: feet distant from corner of Section  
T., R., B. M., in the of Section, T., R., 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: \$ 250.00

8. Kind of works: dam and ditch

9. Height of dam three feet; length of dam at top three feet; length of dam at bottom two  
feet; material used in dam:

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

11. Ditch: Width at bottom two feet; width at water line three feet; depth of water two  
feet; dimensions of flume:

Diameter of pipe inches; length of conduit 1000' ~~radius~~  
Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is five additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. (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 waters of the State of Idaho as herein set forth.

H. F. COORS      *Applicant.*

By **E. H. ANDERSON** *Agent.*

Date of first receipt at Department of Reclamation: 11:00 A. M., May 20, 1937

Returned to applicant for correction: May 27, 1937

Corrected application received: July 24, 1937

### APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 18479

Recorded in Book 67 Page 18479 Approved July 30, 1937

**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 **September 28, 1937**

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 January 30, 1940

The whole of said work to be completed on or before **July 30, 1942**

Beneficial use of water appropriated in accordance herewith, to be made on or before July 30, 1947

Witness my hand this 30th day of July, 1937.

R. W. FARIS  
*Commissioner of Reclamation.*

**Remarks:**

14.

| Twp. | Range | Sec. | NE¼                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | Totals |
|------|-------|------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
|      |       |      | <p>The following described land situated near Atlanta, in the County of Elmore, State of Idaho.</p> <p>H. E. Survey No. 39, embracing a portion of the unsurveyed public domain, Idaho, more particularly bounded and described as follows:</p> <p>Beginning at Corner No. 1, a fir post, 4 x 6 x 40 inches, marked "Cor. No. 1, H. E. S. No. 39", from which U. S. Mineral Monument No. 2 bears south Twenty-five minutes, thirty seconds west Forty-one and Sixty-two-hundredths chains distant; thence North Eighty-three degrees, Twenty-four minutes East ten and Seventy-nine-hundredths chains to Corner No. 2; thence North Eighty-five degrees, twenty-four minutes, thirty seconds East twenty and sixteen-hundredths chains to Corner No. 3; thence North Sixty-nine degrees, Thirty Minutes, thirty seconds East Thirteen and Fifteen-Hundredths chains to corner No. 4; thence North Two Degrees, Fourteen Minutes East Two and Twenty-six hundredths chains to Corner No. 5; thence North Fifty-four Degrees, Twenty-two Minutes, Thirty Seconds East Twenty-five and Three-tenths chains to Corner No. 6; thence North Nineteen Degrees, Thirty Minutes, Thirty Seconds West Thirty-seven and Two-Hundredths chains to Corner No. 7; thence South Thirty-seven Degrees, Sixteen Minutes West Thirty-eight and Sixty-Nine-Hundredths Chains to Corner No. 8; thence South Twenty-three Degrees, Forty Minutes West Twenty-five and Sixty-three-hundredths Chains to Corner No. 9; thence North Fifty-one Degrees, Fifty-nine Minutes, Thirty Seconds West Seventeen Chains to Corner No. 10; thence North Sixty-five Degrees, Thirteen Minutes West Twelve and Thirty-seven-hundredths Chains to Corner No. 11; thence South Fifty Minutes East Sixteen and Nineteen-hundredths Chains to Corner No. 12; thence South Fifty-five Degrees, Forty-three Minutes, Thirty Seconds East Eight and one-tenth Chains to Corner No. 1, the place of beginning, containing One Hundred Fifty-eight and Seventeen-hundredths acres, according to the official plat of the Survey of the said land, returned to the General Land Office by the Surveyor-General.</p> |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      | <p>In testimony whereof, we, BARZILLA W. CLARK, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have hereunto 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 30th day of July, 1937.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      | <p>STATE OF IDAHO</p> <p>By BARZILLA W. CLARK<br/>Governor</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      | <p>(SEAL)</p> <p>Countersigned:</p> <p>By IRA H. MASTERS<br/>Secretary of State</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Permit No. 18479

## CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that H. F. COORS, of Atlanta, County of Elmore, and State of Idaho, the holder of Permit No. 18479, issued upon Application No. 25749, bearing date of priority of May 20, 1937, authorizing the diversion of two (2) second feet of the waters of Graylock Creek, County of Elmore, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use two (2) second feet of the waters of said Graylock Creek; that the point of diversion of said waters is in the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Sec. 26, T. 6 N., R. 11 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: H.E. Survey No. 39, embracing a portion of the unsurveyed public domain in Elmore County, Idaho, more particularly bounded as described as follows: Beginning at Cor. No. 1, a fir post, 4x6x40 inches, marked "Cor. No. 1, H.E.S. No. 39", from which U. S. Min. Mon. No. 2 bears S. 25°30' W. 41.62 chains distant; thence N. 83°24' E. 10.79 chains to Cor. No. 2; thence N. 85°24'30" E. 20.16 chains to Cor. No. 3; thence N. 69°30'30" E. 13.15 chains to Cor. No. 4; thence N. 2°14' E. 2.26 chains to Cor. No. 5; thence N. 54°22'30" E. 25.3 chains to Cor. No. 6; thence N. 19°30'30" W. 37.02 chains to Cor. No. 7; thence S. 37°16' W. 38.69 chains to Cor. No. 8; thence S. 23°40' W. 25.63 chains to Cor. No. 9; thence N. 51°59'30" W. 17 chains to Cor. No. 10; thence N. 65°13' W. 12.37 chains to Cor. No. 11; thence S. 50° E. 16.19 chains to Cor. No. 12; thence S. 55°43'30" E. 8.1 chains to Cor. No. 1, the place of beginning, containing 158.17 acres, according to the official plat of the Survey of the said land.

Witness my hand this 4th day of November, A. D. 1938.

R. W. FARIS  
Commissioner of Reclamation

Proof of completion of works made October 7, 1938.  
Certificate of completion of works issued November 4, 1938.

ASSIGNMENT

For value received, I hereby assign my right, title and interest in and to Permit to appropriate the public waters of the State of Idaho, No. 18479 to ALVA D. GREENE, 314 Mobley Drive, Boise, Idaho.

H. F. COORS  
Permit Holder

JANET H. COORS  
Wife of Permit Holder

STATE OF ARIZONA )  
County of Pima ) ss

for the State of Arizona, residing at Tucson, Arizona

On this 21 day of April, 1960, before me, a Notary Public/personally appeared H. F. COORS and JANET H. COORS, known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

s/ DOLORES BUCHANAN  
Notary Public, Residing at  
Tucson, Arizona

My commission expires Jan 8, 1961



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

September 4, 2001

ALVA D GREENE  
PO BOX 39  
ATLANTA ID 83601

RE: License No. 63-2532 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

MICROFILMED

SEP 07 2001

SWK:klt

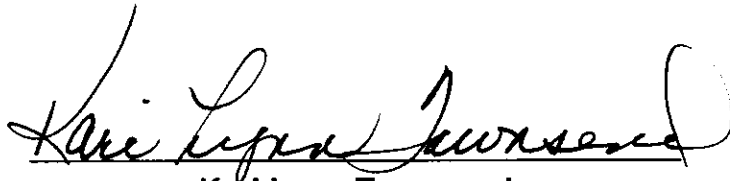
Enclosure(s)

# **CERTIFICATE OF MAILING**

I hereby certify that on September 4, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

**RE: WATER RIGHT NO. 63-2532**

**ALVA D GREENE  
PO BOX 39  
ATLANTA ID 83601**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend  
Secretary**

**MICROFILMED**

**SEP 07 2001**

**EXPLANATORY INFORMATION  
TO ACCOMPANY A  
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

**PETITION FOR RECONSIDERATION**

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

**EXCEPTIONS AND BRIEFS**

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

**REQUEST FOR HEARING**

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

**ORAL ARGUMENT**

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

**CERTIFICATE OF SERVICE**

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

### **FINAL ORDER**

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

### **APPEAL OF FINAL ORDER TO DISTRICT COURT**

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

August 21, 2001

ALVA D GREENE  
PO BOX 39  
ATLANTA ID 83601

RE: Water Right Permit 63-02532

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00. If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER  
Sr. Water Resource Agent

KW:klt

Enclosure

MICROFILMED

SEP 07 2001



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

July 31, 2001

ALVA D GREENE  
PO BOX 39  
ATLANTA ID 83601

RE: Water Right Permit No. 63-02532

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

☒ Point(s) of Diversion

☒ Place(s) of Use

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER  
Sr. Water Resource Agent

Enclosure

MICROFILMED

SEP 07 2001

# Memorandum

To: File 63-02532

From: Kay Walker *KW*

RE: License Recommendations

Date: July 24, 2001

.....  
This permit is being licensed in conjunction with Permit 63-07866 which was recently examined by Dan Nelson. We have used the information off the 1939 exam that was completed for file 63-02532 as much as possible.

The place of use for License 63-02532 will be limited to 36 acres within the permissible place of use recommended for Permit 63-07866. The 36 acre limitation comes from the map on the 1939 exam.

Dan measured the Greylock Creek diversion when he did his exam on 63-07866. Dan measured a diversion rate of 0.30 cfs for this source. Since the 1939 exam did not include a measurement of the water, we will use Dan's measurement for this system.

I could not tell if a domestic use from Greylock Creek was developed under this permit. I contacted Dan to see if he could remember and he stated there was no domestic use from this source. The domestic use is provided under Rt. 63-09684 from a spring.

MICROFILMED

SEP 07 2001

LICENSE REVIEW CHECKLIST

Permit No. 65-02532 Date: 7-24-2001 Reviewer: Kay Walker

Change/OK

Name/Address

change address per 63-07866

Source

OK  
change

Does change clarify original intended source? If no, void permit.

Point of Diversion:

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use

change

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s):

File reviewed Profile reports printed

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 2.0 cfs  
Fee Limit N/A cfs  
Measured 0.30 cfs  
Theoretical \_\_\_\_\_ cfs

Recommended Total Diversion Rate 0.30

Water Uses

OK Change (P46)

Season of Use per new Standards  
4-15 10-31

Irrigation 0.30 cfs 119.0 af  
Stockwater \_\_\_\_\_ cfs \_\_\_\_\_ af  
Domestic \_\_\_\_\_ cfs \_\_\_\_\_ af  
\_\_\_\_\_ cfs \_\_\_\_\_ af  
\_\_\_\_\_ cfs \_\_\_\_\_ af  
Total 0.30 cfs 119.0 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Qw (WB7/065/104)

overlap spec combined rts (W35)

1 acre (W31)

Domestic (W01/W05/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

0.30 cfs x 1.9835 x 200 days = 119.0 af (vs) 36 acres x 3.5 (FHR) = 126.0 af  
2.5 (con)

Remarks:

W27

Additional Conditions

63 Watermaster Control  
\_\_\_\_\_ GW Measurement/Measuring Device  
\_\_\_\_\_ Other  
Trust R55 - remove 051)  
Non-trust (048/049)

GW Dist? 0  
Water Msmt. Dist? 0  
Crit. GWMA? 0  
GWMA? 0  
Government/Lots? \_\_\_\_\_

Advance Priority?

yes  
no

If yes, explain why below.

SRBA Claim?

yes-pending

Adjust memo

yes

Amend Letters

P87, S06

Second Amendment Notice

P49 S06

Idaho Dept. of Water Resources  
Place of Use Comparison Report

| Type | WR # | Owner | Source | TRS | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | Total |
|------|------|-------|--------|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| 1    | 2    | 3     | 4      | 5   | 6    | 7    | 8    | 9    | 10   | 11   | 12   | 13   | 14   | 15   | 16   | 17   | 18   | 19   | 20   | 21   | 22    |
| 2    | 3    | 4     | 5      | 6   | 7    | 8    | 9    | 10   | 11   | 12   | 13   | 14   | 15   | 16   | 17   | 18   | 19   | 20   | 21   | 22   | 23    |
| 3    | 4    | 5     | 6      | 7   | 8    | 9    | 10   | 11   | 12   | 13   | 14   | 15   | 16   | 17   | 18   | 19   | 20   | 21   | 22   | 23   | 24    |
| 4    | 5    | 6     | 7      | 8   | 9    | 10   | 11   | 12   | 13   | 14   | 15   | 16   | 17   | 18   | 19   | 20   | 21   | 22   | 23   | 24   | 25    |
| 5    | 6    | 7     | 8      | 9   | 10   | 11   | 12   | 13   | 14   | 15   | 16   | 17   | 18   | 19   | 20   | 21   | 22   | 23   | 24   | 25   | 26    |
| 6    | 7    | 8     | 9      | 10  | 11   | 12   | 13   | 14   | 15   | 16   | 17   | 18   | 19   | 20   | 21   | 22   | 23   | 24   | 25   | 26   | 27    |
| 7    | 8    | 9     | 10     | 11  | 12   | 13   | 14   | 15   | 16   | 17   | 18   | 19   | 20   | 21   | 22   | 23   | 24   | 25   | 26   | 27   | 28    |
| 8    | 9    | 10    | 11     | 12  | 13   | 14   | 15   | 16   | 17   | 18   | 19   | 20   | 21   | 22   | 23   | 24   | 25   | 26   | 27   | 28   | 29    |
| 9    | 10   | 11    | 12     | 13  | 14   | 15   | 16   | 17   | 18   | 19   | 20   | 21   | 22   | 23   | 24   | 25   | 26   | 27   | 28   | 29   | 30    |
| 10   | 11   | 12    | 13     | 14  | 15   | 16   | 17   | 18   | 19   | 20   | 21   | 22   | 23   | 24   | 25   | 26   | 27   | 28   | 29   | 30   | 31    |
| 11   | 12   | 13    | 14     | 15  | 16   | 17   | 18   | 19   | 20   | 21   | 22   | 23   | 24   | 25   | 26   | 27   | 28   | 29   | 30   | 31   | 32    |
| 12   | 13   | 14    | 15     | 16  | 17   | 18   | 19   | 20   | 21   | 22   | 23   | 24   | 25   | 26   | 27   | 28   | 29   | 30   | 31   | 32   | 33    |
| 13   | 14   | 15    | 16     | 17  | 18   | 19   | 20   | 21   | 22   | 23   | 24   | 25   | 26   | 27   | 28   | 29   | 30   | 31   | 32   | 33   | 34    |
| 14   | 15   | 16    | 17     | 18  | 19   | 20   | 21   | 22   | 23   | 24   | 25   | 26   | 27   | 28   | 29   | 30   | 31   | 32   | 33   | 34   | 35    |
| 15   | 16   | 17    | 18     | 19  | 20   | 21   | 22   | 23   | 24   | 25   | 26   | 27   | 28   | 29   | 30   | 31   | 32   | 33   | 34   | 35   | 36    |
| 16   | 17   | 18    | 19     | 20  | 21   | 22   | 23   | 24   | 25   | 26   | 27   | 28   | 29   | 30   | 31   | 32   | 33   | 34   | 35   | 36   | 37    |
| 17   | 18   | 19    | 20     | 21  | 22   | 23   | 24   | 25   | 26   | 27   | 28   | 29   | 30   | 31   | 32   | 33   | 34   | 35   | 36   | 37   | 38    |
| 18   | 19   | 20    | 21     | 22  | 23   | 24   | 25   | 26   | 27   | 28   | 29   | 30   | 31   | 32   | 33   | 34   | 35   | 36   | 37   | 38   | 39    |
| 19   | 20   | 21    | 22     | 23  | 24   | 25   | 26   | 27   | 28   | 29   | 30   | 31   | 32   | 33   | 34   | 35   | 36   | 37   | 38   | 39   | 40    |
| 20   | 21   | 22    | 23     | 24  | 25   | 26   | 27   | 28   | 29   | 30   | 31   | 32   | 33   | 34   | 35   | 36   | 37   | 38   | 39   | 40   | 41    |
| 21   | 22   | 23    | 24     | 25  | 26   | 27   | 28   | 29   | 30   | 31   | 32   | 33   | 34   | 35   | 36   | 37   | 38   | 39   | 40   | 41   | 42    |
| 22   | 23   | 24    | 25     | 26  | 27   | 28   | 29   | 30   | 31   | 32   | 33   | 34   | 35   | 36   | 37   | 38   | 39   | 40   | 41   | 42   | 43    |
| 23   | 24   | 25    | 26     | 27  | 28   | 29   | 30   | 31   | 32   | 33   | 34   | 35   | 36   | 37   | 38   | 39   | 40   | 41   | 42   | 43   | 44    |
| 24   | 25   | 26    | 27     | 28  | 29   | 30   | 31   | 32   | 33   | 34   | 35   | 36   | 37   | 38   | 39   | 40   | 41   | 42   | 43   | 44   | 45    |
| 25   | 26   | 27    | 28     | 29  | 30   | 31   | 32   | 33   | 34   | 35   | 36   | 37   | 38   | 39   | 40   | 41   | 42   | 43   | 44   | 45   | 46    |

↑ ↑ ↑ ↑ ↑      ↑ ↑ ↑ ↑

Verification  
rights  
only

no OL w/ Rt. 63-03609-  
(claim for that  
right on different  
place of use than  
license/transfer)

7/24/01

Idaho Dept. of Water Resources  
Place of Use Comparison Report

Page1

| Type   | WR # | Owner         | Source         | TRS    | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | Total |
|--------|------|---------------|----------------|--------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| MIN 13 | 2312 | ALVA O'GREENE | ORAYLOCK CREEK | UNITED |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |       |



**INTER-DEPARTMENT MEMO--1**

**FROM** S. Keen  
**TO** Water Right File 63-02532  
**SUBJECT** Licensing

**DATE** 8/23/00

Dan Nelson of Western Region is working on a field report that should be used when licensing 63-02532 and 63-07866.

**MICROFILMED**

**SEP 07 2001**

  
**SIGNATURE**

**MEMORANDUM**

**TO:FILE 63-2532**

**FROM:ROXANNE MCCARTHY**

**RE: STATUS OF PERMIT**

**DATE: 5-MAR-1990**

=====  
This permitted right was examined in 1939 along with Permit 63-3609. As the letter dated Jan. 8, 1940 in this file indicates, this right was not licensed.

There is no evidence that the Department took any action to cancel this permit; it was assigned to new owners in 1960. It is recommended that 63-2532 be held without action until the Swan Falls adjudication is complete.

MICROFILMED  
SEP 07 2001

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Permit Report 63-2532

WATER RIGHT NUMBER: 63-2532

~~Owner Type~~ Name and Address~~Original Owner~~ H F COORS

Current Owner

, ID

ALVA D GREENE ✓

~~139 WOODSIDE DR~~~~PROVO, UT 84604-4423~~

PO Box 39

Atlanta ID 83601

208-864-2168

Priority Date: 05/20/1937 ✓

Basis:

Status: Active

Source

GREYLOCK CREEK ✓

Tributary

MIDDLE FORK BOISE RIVER ✓

Beneficial Use

IRRIGATION

DOMESTIC

From To  
4/15 10/31  
/ to /

Diversion Rate

2.000 CFS

0.000 CFS

Annual Volume

0.00 AF

0.00 AF

Total Diversion: 2.000 CFSLocation of Point(s) of Diversion

GREYLOCK CREEK

ELMORE County

SE1/4SW1/4

SE1/4

35  
Sec. 25, Twp 06N, Rge 11E, B.M.

Place of Use

IRRIGATION

| Twp Rge Sec  | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|--------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|              | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 06N 11E 34   |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |    | X      |
| 06N 11E 35 ✓ |    | X  | X  |    | X  |    | X  | *  | X  | *  | X  |    |    |    |    |    | 4/6    |
|              |    |    | 5  |    |    |    |    | 15 |    |    | 6  |    |    |    |    |    | 20     |

Total Acres: 0

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:

1. General P/U INCOMPLETE. SEE FILE.^^^

Comments:Dates and Other Information:

no domestic from this source per DN  
use Dan's PPU limits to 36 ac  
POU = map done in 1939  
msmt = dan Nelson's exam

IDAHO DEPARTMENT OF WATER RESOURCES

Dates and Other Information:

Permit Proof Due Date: 7/30/42  
Permit Proof Made Date: 1/1/1900  
Permit Approved Date: 7/30/37  
Permit Moratorium Expiration Date:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
Field Exam Date: 6/26/39  
Date Sent to State Office: 9/8/88  
Date Received at State Office: 2/9/88  
State or Federal:  
Owner Name Connector:  
Water District Number: 63  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

PERMIT AND LICENSED RIGHTS ON

CO., IDAHO

19 Revised

Water Dist. No. 63

| LICENSE | PERMIT | NAME                                                                       | AMT.<br>c.f.s. | Date of Filing<br>or Priority | Point of Diversion         |      |      |       | PLACE OF USE, REMARKS, ETC.                                                   |
|---------|--------|----------------------------------------------------------------------------|----------------|-------------------------------|----------------------------|------|------|-------|-------------------------------------------------------------------------------|
|         |        |                                                                            |                |                               | Subdiv.                    | Sec. | Twp. | Rge.  |                                                                               |
| 63-2063 |        | Daniel Kirby                                                               | 200            | 10-07-1907                    | Confluence of              | M.F. |      |       | Mining and Milling and Power                                                  |
|         |        |                                                                            |                |                               | Boise River and Yuba River |      |      |       |                                                                               |
|         |        |                                                                            |                |                               | Unsurveyed                 |      |      |       |                                                                               |
| 2074    |        | L. N. Franke                                                               | 20             | 4-13-1908                     | Tilman Dam - 1½ miles      |      |      |       | Power and Domestic and Mining                                                 |
|         |        |                                                                            |                |                               | N.E. of Atlanta            |      |      |       | Idaho Bonanza Placer Mine                                                     |
|         |        |                                                                            |                |                               | Unsurveyed                 |      |      |       |                                                                               |
| 2081    |        | Franklin P. Ross                                                           | 1.1            | 8-05-1908                     | Trail Creek about ½        |      |      |       | Irrigation and Domestic                                                       |
|         |        |                                                                            |                |                               | mile from its junction     |      |      |       | 30 acres, NW¼NW¼, Sec. 6, T. 3 N., R. 6 E.                                    |
|         |        |                                                                            |                |                               | with the Boise             |      |      |       | 25 acres, SW¼NW¼, Sec. 6, T. 3 N., R. 6 E.                                    |
|         |        |                                                                            |                |                               | NE¼SW¼, 32                 | 4 N  | 6 E  |       |                                                                               |
| 2180    |        | Arthur W. Stevens                                                          | 50             | 9-05-1911                     | M.F. Boise about 1000'     |      |      |       | Boise King Placers Co.                                                        |
|         |        |                                                                            |                |                               | below Black Warrior Crk.   |      |      |       | (Boise King, Colorado Bar, Chicago Claim,                                     |
|         |        |                                                                            | 150            | 9-05-1911                     | SW¼SW¼                     | 27   | 6 N  | 10 E  | Little Joker) Mining.                                                         |
| 2489    |        | St. Joseph Lead Co. (F. H. Skeels)                                         | 4.0            | 3-22-1934                     | Unnamed stream, trib. to   |      |      |       | Mining                                                                        |
|         |        |                                                                            |                |                               | Decker Cr. (1½ miles       |      |      |       |                                                                               |
|         |        |                                                                            |                |                               | above Decker Creek)        |      |      |       |                                                                               |
|         |        |                                                                            |                |                               | NE¼NE¼                     | 7    | 5 N  | 11 E  |                                                                               |
|         |        |                                                                            |                |                               | SW¼SE¼                     | 5    | 5 N  | 11 E  |                                                                               |
| 2499    |        | St. Joseph Lead Co.                                                        | 4.0            | 9-04-1934                     | Decker Creek, trib to      |      |      |       | Milling                                                                       |
|         |        |                                                                            |                |                               | Grouse Creek               |      |      |       |                                                                               |
|         |        |                                                                            |                |                               | SE¼NE¼                     | 5    | 5 N  | 11 E  |                                                                               |
| 63-3609 |        | H. F. Coors <i>Source: Boise River</i><br><i>(Irrig. &amp; Dom.)</i>       | 0.92           | 7-24-1937                     | SW¼NW¼                     | 36   | 6 N  | 11 E  | SW¼NE¼ (5), SE¼NW¼ (15), NE¼SW¼ (6), NW¼SE¼ (6)                               |
|         |        |                                                                            |                |                               |                            |      |      |       | Sec 35, T. 6 N., R. 11 E                                                      |
| 3444    |        | U.S.F.S.                                                                   | 0.1            | 5-05-1965                     | M.F. Boise River           |      |      |       | Domestic - NE¼SE¼, Sec. 35, T. 6 N., R. 11 E.                                 |
|         |        |                                                                            |                |                               | SW¼NW¼                     | 36   | 6 N  | 11 E. | NW¼SE¼, Sec. 35, T. 6 N., R. 11 E.                                            |
|         |        |                                                                            |                |                               |                            |      |      |       | NW¼SW¼, Sec. 36, T. 6 N., R. 11 E.                                            |
| 63-2539 |        | H. F. Coors <i>Source: Montezuma Cr.</i><br><i>(Irrig. &amp; Domestic)</i> | 0.5            | 8-20-1937                     | SW¼NW¼                     | 2    | 5 N  | 11 E  | NW¼NW¼ (10 Ac.) Sec 2; NE¼NE¼ (15 Ac.)                                        |
|         |        |                                                                            |                |                               |                            |      |      |       | Sec 3, T. 5 N., R. 11 E.                                                      |
| 63-2532 |        | Alva D. Green <i>Source: Graylock Cr.</i>                                  | 2.0            | (5-20-1937)                   | SE¼SW¼                     | 26   | 6 N  | 11 E  | (SE¼NW¼ (15 Ac.), NE¼SW¼ (15 Ac.), NW¼SW¼ (6 Ac.), Sec 35, T. 6 N., R. 11 E.) |
|         |        |                                                                            | .72            |                               |                            |      |      |       |                                                                               |

May 3, 1960

Re: Permit No. 18479

Mr. Alva D. Greene  
314 Mobley Drive  
Boise, Idaho

Dear Mr. Greene:

We enclose the assignment of Permit No. 18479 from H. F. Coors to you, which has been recorded in this office.

Departmental Receipt No. 30097 in the amount of 50¢ was handed to you when you were in the office.

Very truly yours,

GEO. N. CARTER  
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule  
Chief Clerk

EPR:ew

Enc. assignment

18479.

January 8, 1940

63-35324 63- 607  
Re: Permits Nos. 18479 & 18480

Mr. Eugene H. Anderson,  
Idaho Building,  
Boise, Idaho.

Dear Mr. Anderson:

We have received the report of our Field Engineer on examination for beneficial use in connection with the above numbered permits in the name of H. F. Coors, the former for water from Graylock Creek, and the latter from the Middle Fork of the Boise River.

This report shows 46 acres being irrigated, in four 40-acre subdivisions, as follows: 5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ , 15 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ , 20 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$  and 6 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; all in Section 35, Township 6 North, Range 11 East.

As the maximum amount of water allowed for irrigation purposes is one inch to the acre, we can only issue a license for 0.92 second foot; and upon receipt of the statutory fee of \$8.00 (being at the rate of \$2.00 for each legal subdivision) a license will be issued for 0.92 second foot of water from the Middle Fork of Boise River.

Very truly yours,

JAMES SPOFFORD  
Commissioner of Reclamation

By

Deputy Commissioner

JLA

CC to H. F. Coors

18480

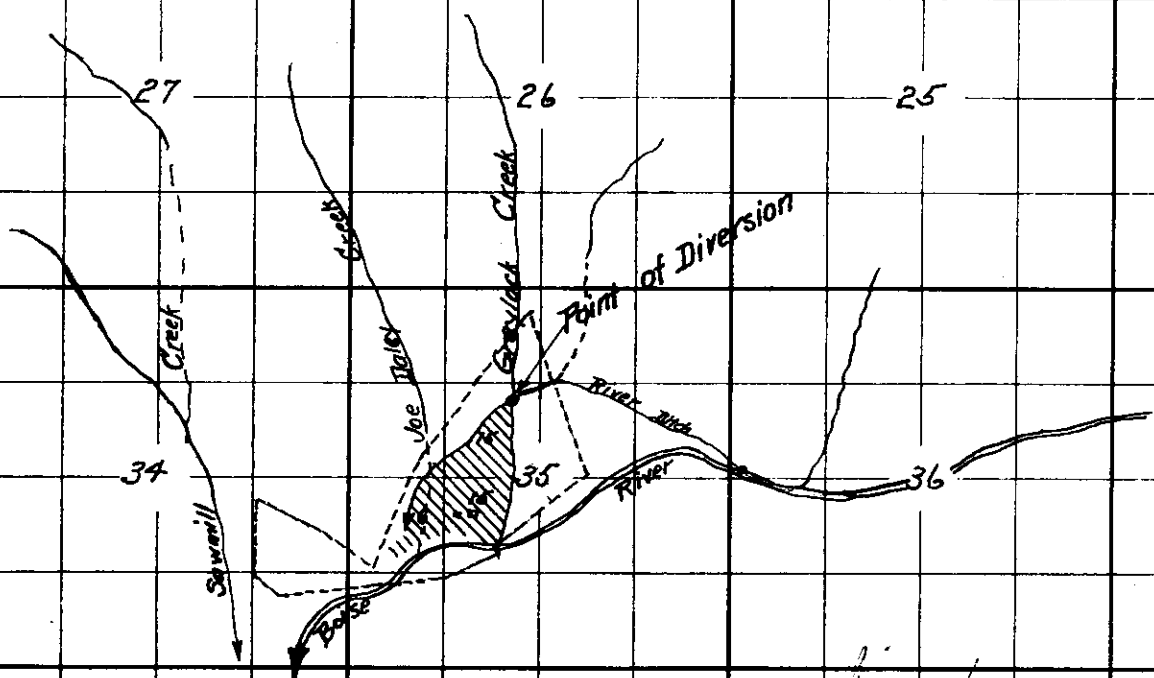
STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. 18479

REPORT ON PROOF OF Beneficial Use

*Cannot grant license as  
this same land is covered  
by 18480 (63-3609)  
H. D.*



STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

## REPORT OF ENGINEER

Permit No. 18479

This proof is for Beneficial Use

In Water District No.

1. Name of applicant H. F. COORS

2. Source of water supply: Graylock Creek

3. Location of point of diversion: Is in the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 26

T. 6 N. R. 11 E. County of Elmore

4. Describe works as they exist, giving dimensions and capacities of same: *Waters of this stream are intercepted by the main ranch ditch leading from the Boise River, and no works of diversion are required*

5. Water is used for: Irrigation and domestic use

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 for other than irriga-

tion): The following described land situated near Atlanta, in the County of Elmore, State of Idaho: H.E. Survey No. 39, embracing a portion of the unsurveyed public domain, Idaho, more particularly bounded and described as follows: Beginning at Corner No. 1, a fir post, 4X6X40 inches, marked "Cor. No. 1, H.E.S. No. 39", from which U.S. Mineral Monument No. 2 bears south 25 minutes, 30 seconds west 41.62 chains distant; thence North 83° 24' E. 10.79 chains to Corner No. 2; thence N. 85° 24' 30" E. 20.16 chains to Corner No. 3; thence N. 69° 30' 30" E. 13.15 chains to Corner No. 4; thence N. 2° 14' E. 2.26 chains to Cor. No. 5; thence N. 54° 22' 30" E. 25.3 chains to Corner No. 6; thence N. 19° 30' 30" W. 37.02 chains to Corner No. 7; thence S. 37° 16' W. 38.69 chains to Corner No. 8; thence S. 23° 40' W. 25.63 chains to Corner No. 9; thence N. 51° 59' 30" W. 17 chains to Corner No. 10; thence N. 65° 13' W. 12.37 chains to Corner No. 11; thence S. 50° E. 16.19 chains to Corner No. 12; thence S. 55° 43' 30" E. 8.1 chains to Corner No. 1, the place of beginning, containing 158.17 acres, according to the official plat of the survey of said land, returned to the General Land Office by the Surveyor General.

(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:

This examination was made on the 26<sup>th</sup> day of June, 1927

(Signed)

*Irish Salmon*  
Examiner  
18479

Eugene H. Anderson, Idaho Bldg. Agent

H. F. Coors

Las Vegas, Nevada

19

Permit No. 18479

Examination for Beneficial Use

County Elmore

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#### INSTRUCTIONS TO EXAMINERS

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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 a 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.
-

February 7, 1939

Re: Permit No. 18479  
H. F. Coors

Mr. Eugene H. Anderson  
Idaho Building  
Boise, Idaho

Dear Sir:-

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses, and the affidavit of proof of publication from the newspaper, all in connection with beneficial use proof under the above numbered permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made, since the department has but one field examiner who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination, so that you may arrange to have him shown over the grounds. After his report is on file in this office, you will be further notified as to fees before the issuance of a license.

Very truly yours,

JAMES SPOFFORD  
Commissioner of Reclamation

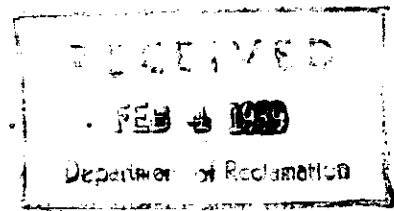
By

JLA

Chief Clerk

18479

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO.



PERMIT NO. 18479

## Proof of Application of Water to Beneficial Use

### Deposition of Holder

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

Ans. H. F. Coors. Age 48, Residence Las Vegas, Nevada  
Occupation farmer and manufacturer, Postoffice address, Atlanta, Idaho.

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

Ans. \_\_\_\_\_

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

Ans. 18479, Date of Permit, July 30, 1937; date of priority, July 7, 1937

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

Ans. Graylock Creek. Point of diversion N.10°15'W. 318.60 ft. distant from  
quarter Sec. corner of Secs 26 & 35, Twp. 6 N. Rng 11 E. B.M. in SE1SW1  
of Sec. 26, Twp. 6 N. Rng 11 E. B.M., in Elmore County, Idaho

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Diversion works first of dam 3 ft. high and 3 ft. long on Graylock  
creek with head gate 3 ft. wide and 3 ft high, and canal 2 ft. deep,  
2 ft. wide at the bottom and 3 ft wide at the top, 1000 ft. long,  
capable of carrying over 2 cu. ft per second of time.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is used for irrigation of lands in Elmore County  
described in Exhibit A at the end hereof, and by this reference made  
a part hereof. Some of the land is cultivated and some is natural  
meadow and the land produces forage and grain crops.

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

Ans. General domestic use.

18479

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

Ans. 2 cu. ft. per second of time

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. The waters have been used for irrigation of the lands, Exhibit A, for more than 40 years. Since the permit the waters have been used continuously throughout irrigation season on the same lands

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. Permit 8490

(Sign) X

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 December A. D. 1938

Notary Public for Idaho,  
Residing at Mountain Home, Idaho

My commission expires April 24, 1941

#### EXHIBIT A

The following described land situated near Atlanta, in the County of Elmore, State of Idaho.

H. E. Survey No. 39, embracing a portion of the unsurveyed public domain, Idaho, more particularly bounded and described as follows:

Beginning at Corner No. 1, a fir post, 4 x 6 x 40 inches, marked "Cor. No. 1, H. E. S. No. 39", from which U. S. Mineral Monument No. 2 bears south Twenty-five minutes, thirty seconds west Forty-one and Sixty-two-hundredths chains distant; thence North Eighty-three degrees, Twenty-four minutes East ten and Seventy-nine-hundredths chains to Corner No. 2; thence North Eighty-five degrees, twenty-four minutes, thirty seconds East twenty and sixteen-hundredths chains to Corner No. 3; thence North Sixty-nine degrees, Thirty Minutes, thirty seconds East Thirteen and Fifteen-Hundredths chains to corner No. 4; thence North Two Degrees, Fourteen Minutes East Two and Twenty-six hundredths chains to Corner No. 5; thence North Fifty-four Degrees, Twenty-two Minutes, Thirty Seconds East Twenty-five and Three-tenths chains to Corner No. 6; thence North Nineteen Degrees, Thirty Minutes, Thirty Seconds West Thirty-seven and Two-Hundredths chains to Corner No. 7; thence South Thirty-seven Degrees, Sixteen Minutes West Thirty-eight and Sixty-Nine-Hundredths Chains to Corner No. 8; thence South Twenty-three Degrees, Forty Minutes West Twenty-five and Sixty-three-hundredths Chains to Corner No. 9; thence North Fifty-one Degrees, Fifty-nine Minutes, Thirty Seconds West Seventeen Chains to Corner No. 10; thence North Sixty-five Degrees, Thirteen Minutes West Twelve and Thirty-seven-hundredths Chains to Corner No. 11; thence South Fifty Minutes East Sixteen and Nineteen-hundredths chains to Corner No. 12; thence South Fifty-five Degrees, Forty-three Minutes, Thirty Seconds East Eight and one-tenth Chains to Corner No. 1, the place of beginning, containing One Hundred Fifty-eight and Seventeen-hundredths acres, according to the official plat of the Survey of the said land, returned to the General Land Office by the Surveyor-General.

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT NO. 18479

## 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. Name, Grant Wilson; Age, 36 years; Residence, Atlanta, Idaho;  
Occupation, Dude rancher; Post-office address, Atlanta, Idaho

Ques. 2. Are you acquainted with H. F. Coors, the holder of Permit No. 18479? How long have you known him and where does he reside?

Ans. I have known Herman Coors for six years. His legal residence  
is Las Vegas, Nevada. He resides most of the time at Atlanta, Idaho

Ques. 3. Have you read or heard read said Permit No. 18479, and are you familiar with its provisions and conditions?

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: Graylock Creek. Point of Diversion: N. 10° 15' W. 318.60 ft.  
distant from quarter Sec. corner of Secs. 26 & 35, Twp. 6 N. Rng. 11 E.  
B.M., in SE 1/4 of Sec. 26, Twp. 6 N. Rng. 11 E. B.M. in Elmore County,  
Idaho. Works: Dam 3 ft. high and 3 ft long on Graylock Creek with  
head gate 3 ft. wide and 3 ft. high, and canal 2 ft. deep, 2 ft. wide at  
the bottom and 3 ft. wide at the top, 1000 ft. long.

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. Over 2 cu. ft. per second of time.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. The water is used for irrigation of lands in Elmore County.  
Some of the land is cultivated and some is natural meadow and the  
land produces forage and grain crops, and for general domestic use  
on H. E. Survey No. 39, in Elmore County.

18479

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

Ans. \_\_\_\_\_

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. Much of the land is gravelly and porous and it is my estimate that it will require three miner's inches per acre constant flow during the irrigation season.

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

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 personally witnessed the application of the waters to a beneficial use frequently throughout the season of farming in the year 1938.

(Signed) Grant Wilson

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 day of December 10th, A. D. 1938.

Edna L. Casey  
Notary Public.

My commission expires April 24, 1941

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT NO. 18479

**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. Name, H. B. Howland; Age 55 years; Residence, Atlanta, Idaho;  
Occupation, Dude rancher; Post-office address, Atlanta, Idaho

Ques. 2. Are you acquainted with H. F. Coors, the  
holder of Permit No. 18479? How long have you known him and where does he reside?

Ans. I have known H. F. Coors about three years. His legal resi-  
dence is Las Vegas, Nevada.

Ques. 3. Have you read or heard read said Permit No. 18479, 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: Graylock Creek. Point of Diversion: N. 10° 15' W. 318.60 ft.  
distant from quarter Sec. corner of Secs. 26 & 35, Twp. 6 N. Rng 11 E. B.M.,  
in SE 1/4 of Sec. 26, Twp. 6 N. Rng 11 E. B.M. in Elmore County, Idaho.  
Works: Dam 3 ft. high and 3 ft. long on Graylock creek with head gate 3 ft.  
wide and 3 ft. high, and canal 2 ft. deep, 2 ft. wide at the bottom and  
3 ft. wide at the top, 1000 ft. long.

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. Over 2 cu. ft. per second of time.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each  
sub-division 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 improvement which have  
been made as a direct result of said use.

Ans. The water is used for irrigation of lands in Elmore County.  
Some of the land is cultivated and some is natural meadow and the land  
produces forage and grain crops, and for general domestic use on  
H. E. Survey No. 39, in Elmore County.

18479

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

Ans. -----

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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. Much of the land is gravelly and porous and it is my estimate  
that it will require three miner's inches per acre constant flow during  
the irrigation season.

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 -----

-----

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 personally witnessed the application of the waters to a  
beneficial use frequently throughout the season of farming in the  
year 1938.

(Signed) H. B. Howland.

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 day of December 10th, A. D. 1938.

My commission expires April 24, 1941

Edna L. Perry  
Notary Public.

## NOTICE FOR PUBLICATION

### Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 10 A. M. on the 10th day of December, 1938, at Boise, County of Ada, State of Idaho, before Edna L. Casey, Notary Public, proof will be submitted of the application to beneficial use of 2 cubic feet per second of the waters of Graylock Creek in accordance with the terms and conditions of Permit No. 18479 heretofore issued by the Dept. of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are H. F. Coors, Atlanta, Idaho.

The use to which said water has been applied is Irrigation and Domestic.

The amount applied to beneficial use is Two second feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated).

The following described land situated near Atlanta, in the County of Elmore, State of Idaho.

H. E. Survey No. 39, embracing a portion of the unsurveyed public domain, Idaho, more

particularly bounded and described as follows:

Beginning at Corner No. 1, a fir post, 4X6X40 inches, marked "Cor. No. 1, H. E. S. No. 39", from which U. S. Mineral Monument No. 2 bears south Twenty-five minutes, thirty seconds west Forty-one and Sixty-two-hundredths chains distant; thence North Eighty-three degrees, Twenty-four minutes East ten and Seventy-nine-hundredths chains to Corner No. 2; thence North Eighty-five degrees, twenty-four minutes, thirty seconds East twenty and sixteen-hundredths chains to Corner No. 3; thence North Sixty-nine degrees, Thirty Minutes, thirty seconds East Thirteen and Fifteen-Hundredths chains to corner No. 4; thence North Two Degrees, Fourteen Minutes East Two and Twenty-six hundredths chains to Corner No. 5; thence North Fifty-four Degrees, Twenty-two Minutes, Thirty Seconds East Twenty-five and Three-tenths chains to Corner No. 6; thence North Nineteen Degrees, Thirty Minutes, Thirty Seconds West Thirty-seven and Two Hundredths chains to Corner No. 7; thence South Thirty-seven Degrees, Sixteen Minutes West Thirty-eight and Sixty-Nine-Hundredths Chains to Corner No. 8; thence South Twenty-three Degrees, Forty Minutes West Twenty-five and Sixty-three-hundredths Chains to Corner No. 9; thence North Fifty-one Degrees, Fifty-nine Minutes, Thirty Seconds West Seventeen Chains to Corner No. 10; thence North Sixty-five Degrees, Thirteen Minutes West Twelve and Thirty-seven-hundredths Chains to Corner No. 11; thence South Fifty Minutes East Sixteen and Nineteen-hundredths Chains to Corner No. 12; thence South Fifty-five Degrees, Forty-three Minutes, Thirty Seconds East Eight and one-tenth Chains to Corner No. 1, the place of beginning, containing One Hundred Fifty-eight and Seventeen-hundredths acres, according to the official plat of the Survey of the said land, returned to the General Land Office by the Surveyor-General.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Private ditch.

The right to take water from such works is based upon Permit No. 18479.

The source of supply from which such water is diverted is Graylock Creek, a tributary of Middle Fork of Boise River.

The date of priority which said user is prepared to establish is May 20, 1937.

R. W. FARRIS, Commissioner of Reclamation. 11-10-4t

## Affidavit of Publication

County of Elmore )  
 ) ss.  
STATE OF IDAHO )

I, Milton H. Jones do solemnly swear that I am the foreman, the publisher of the

### MOUNTAIN HOME REPUBLICAN

a weekly newspaper of general circulation, published once 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 four consecutive weeks, the

first publication having been made on the 10th day of

November 1938, and the last publication

having been made on the 1st day of December 1938;

every number 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 REPUBLICAN 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.

Milton H. Jones

Subscribed and sworn to before me this 1st day of

December 1938

Frederick Hall  
Notary Public.

18479

**State of Idaho**  
**DEPARTMENT OF RECLAMATION**  
**BOISE**  
**INSTRUCTIONS**  
**PROOF OF BENEFICIAL USE OF WATER**

BOISE, IDAHO,  
December 2, 1938

Edna L. Casey, Notary Public  
Room 504, Idaho Building  
Boise, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 18479.

DEPOSITION OF PERMIT HOLDER,  
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On December 10, 1938, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Boise, Idaho, before Edna L. Casey, Notary Public.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

R. W. FARIS  
Commissioner of Reclamation.

18479

# The Mountain Home Republican

Mountain Home, Idaho



11-5-38

*Copy  
11-5-38*  
Mr. R. W. Faria,  
Commissioner of Reclamation,  
Boise, Idaho.

Dear Sir,

This is to acknowledge receipt of the four notices of Proof  
of Application of Water to Beneficial Use.

Will send a copy of the first issue to you, as well as to  
Attorney E H Anderson. Also bill to Anderson.

Thanking you,

Very truly,

Mountain Home Republican

*Milton H. Jones,* Publisher

18479

## NOTICE FOR PUBLICATION

**NOTICE OF PROOF APPLICATION OF WATER  
TO BENEFICIAL USE**

Notice is hereby given that at 10 A. M. on the 10th day of December, 1938  
at Boise, County of Ada, State of Idaho, before  
Edna L. Casey, Notary Public, proof will be submitted of the  
application to beneficial use of 2 cubic feet per second of the waters of Graylock  
Creek in accordance with the terms and conditions of Permit No. 18479  
heretofore issued by the Dept. of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....

H. F. Coors, Atlanta, Idaho

The use to which said water has been applied is Irrigation and Domestic

The amount applied to beneficial use is Two second feet

The place where said water is used (if for irrigation, give full and accurate description of the  
lands irrigated) .....

The following described land situated near Atlanta,  
in the County of Elmore, State of Idaho.

H. E. Survey No. 39, embracing a portion of the  
unsurveyed public domain, Idaho, more particularly  
bounded and described as follows:

Beginning at Corner No. 1, a fir post, 4 x 6  
x 40 inches, marked "Cor. No. 1, H. E. S. No. 39",  
from which U. S. Mineral Monument No. 2 bears south  
Twenty-five minutes, thirty seconds west Forty-one  
and Sixty-two-hundredths chains distant; thence  
North Eighty-three degrees, Twenty-four minutes  
East ten and Seventy-nine-hundredths chains to Corner  
No. 2; thence North Eighty-five degrees, twenty-four  
minutes, thirty seconds East twenty and sixteen-  
hundredths chains to Corner No. 3; thence North Sixty-  
nine degrees, Thirty Minutes, thirty seconds East  
Thirteen and Fifteen-Hundredths chains to corner  
No. 4; thence North Two Degrees, Fourteen Minutes  
East Two and Twenty-six hundredths chains to Corner  
No. 5; thence North Fifty-four Degrees, Twenty-two  
Minutes, Thirty Seconds East Twenty-five and Three-  
tenths chains to Corner No. 6; thence North Nineteen  
Degrees, Thirty Minutes, Thirty Seconds West Thirty-  
seven and Two-Hundredths chains to Corner No. 7;  
thence South Thirty-seven Degrees, Sixteen Minutes  
West Thirty-eight and Sixty-Nine-Hundredths Chains  
to Corner No. 8; thence South Twenty-three Degrees,  
Forty Minutes West Twenty-five and Sixty-three-hundredths  
Chains to Corner No. 9; thence North Fifty-one Degrees,  
Fifty-nine Minutes, Thirty Seconds West Seventeen  
Chains to Corner No. 10; thence North Sixty-five Degrees,  
Thirteen Minutes West Twelve and Thirty-seven-hundredths  
Chains to Corner No. 11; thence South Fifty Minutes  
East Sixteen and Nineteen-hundredths Chains to Corner  
No. 12; thence South Fifty-five Degrees, Forty-three  
Minutes, Thirty Seconds East Eight and one-tenth  
Chains to Corner No. 1, the place of beginning, con-  
taining One Hundred Fifty-eight and Seventeen-hundredths  
acres, according to the official plat of the Survey  
of the said land, returned to the General Land Office  
by the Surveyor-General.

18479

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Date November 4, 1938

✓  
Re: Permits 18479, 18480,  
18506, & 18652.

THE MOUNTAIN HOME REPUBLICAN  
Mountain Home, Idaho

DEAR SIR:

Enclosed you will find <sup>four</sup> ~~notice~~s for publication once a week for four consecutive weeks prior to December 10, 1938, the date set for proof, the expense of the publication to be paid by the applicant ~~attorney, E. H. Anderson, 504 Idaho Building, Boise, Idaho,~~ to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of ~~the~~ <sup>these</sup> ~~notice~~s and furnish this office with a copy of the first publications.

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

184179

November 4, 1938

Re: Permits 18479, 18480,  
18506, & 18652.

Mr. H. F. Coors  
Atlanta, Idaho

Dear Sir:

This will acknowledge receipt of affidavits of proof of completion of works under each of the above numbered permits, and of notices in duplicate for publication in connection with beneficial use proof under each of the permits, and also Mr. E. H. Anderson's authorization to have the notices published in the Mountain Home Republican.

We are herewith enclosing Certificates of Completion of Works issued under each of the above numbered permits to appropriate the public waters of the State of Idaho.

Copies of the notices have been mailed to the newspaper with instructions to publish them once a week for four consecutive weeks prior to December 10, 1938. About ten days prior to this date four sets of depositions, each set consisting of one for the holder and one each for two witnesses, will be mailed to Edna L. Casey, Notary Public, Boise, Idaho, so that she will have them in ample time for the proofs. On the date designated you should appear at Miss Casey's office with two disinterested witnesses who are familiar with the terms of the permits and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

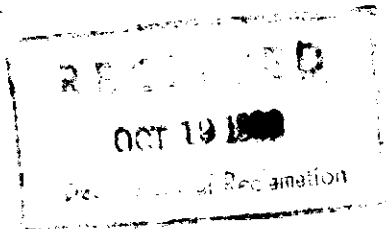
R. W. FARIS  
Commissioner of Reclamation

By

Chief Clerk

Jl  
Enc. (4)  
cc to E. H. Anderson

18479



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) ..... October 20, 1938 .....

(P. O.) ..... Boise, Idaho .....

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the  
Mountain Home Republican ..... of Mountain Home, Idaho ....., published in  
the county in which the works are situated.

A handwritten signature in dark ink, appearing to be "J. H. ...".

.....  
504 Idaho Building,  
Boise, Idaho.

(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.

18479

Permit No. 18479STATE OF IDAHO  
Department of Reclamation

## Proof of Completion of Works

## AFFIDAVIT OF HOLDER

STATE OF IDAHO,  
County of Elmore, } SSH. E. Coors, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to appropriate the Public Waters of the state of Idaho, No. 18479, and that his postoffice address is Atlanta, State of IdahoSecond: That the name of the stream from which said water is to be diverted is Graylock Creek, Middle Fork of Boise River.Third: That the point of diversion of said water is north ten degrees fifteen minutes west 318.60 feet distant from the 1/4 Sec. corner of Sections 26 & 35, Twp. 6 N. Rng 11 E. B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 30th, 19 42.Fifth: That the use for which said water is intended is irrigation and domestic purposes

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: dam and ditch  
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 3 feet, length of dam at top 3 feet, length of dam at bottom 2 feet. Material used in construction.

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir                      acre feet.(c) Size of headgate: Width three feet, height three feet.(d) Conduit ditch width at bottom two feet, width at water line three  
(State whether ditch, flume or pipe.)feet, depth of water two feet; diameter of pipe                      inches, average grade per mile is                      feet. Length of conduit is 1000 meter feetSeventh: That said works are capable of conducting to the place of intended use two second feet of water.Eighth: That water appropriated under said permit is available for 158.17 acres of land described as follows:

The following described land situated near Atlanta, in the County of Elmore, State of Idaho.

H. E. Survey No. 39, embracing a portion of the unsurveyed public domain, Idaho, more particularly bounded and described as follows:

Beginning at Corner No. 1, a fir post, 4 x 6 x 40 inches, marked "Cor. No. 1, H. E. S. No. 39", from which U. S. Mineral Monument No. 2 bears south Twenty-five minutes, thirty seconds west Forty-one and Sixty-two-hundredths chains distant; thence North Eighty-three degrees, Twenty-four minutes East ten and Seventy-nine-hundredths chains to Corner No. 2; thence North Eighty-five degrees, twenty-four minutes, thirty seconds East twenty and sixteen-hundredths chains to Corner No. 3; thence North Sixty-nine degrees, Thirty minutes, thirty seconds East Thirteen and Fifteen-Hundredths chains to corner No. 4; thence North Two Degrees, Fourteen Minutes East Two and Twenty-six hundredths chains to Corner No. 5; thence North Fifty-four Degrees, Twenty-two Minutes, Thirty Seconds East Twenty-five and Three-tenths chains to Corner No. 6; thence North Nineteen Degrees, Thirty Minutes, Thirty Seconds West Thirty-seven and Two-Hundredths chains to Corner No. 7; thence South Thirty-seven Degrees, Sixteen Minutes West Thirty-eight and Sixty-Nine-Hundredths Chains to Corner No. 8; thence south Twenty-three Degrees, Forty Minutes West Twenty-five and Sixty-three-hundredths Chains to Corner No. 9; thence North Fifty-one Degrees, Fifty-nine Minutes, Thirty Seconds West Seventeen Chains to Corner No. 10; thence North Sixty-five Degrees, Thirteen Minutes West Twelve and Thirty-seven-hundredths Chains to Corner No. 11; thence South Fifty Minutes East Sixteen and Nineteen-hundredths Chains to Corner No. 12; thence South Fifty-five Degrees, Forty-three Minutes, Thirty Seconds East Eight and one-tenth Chains to Corner No. 1, the place of beginning, containing One Hundred Fifty-eight and Seventeen-hundredths acres, according to the official plat of the Survey of the said land, returned to the General Land Office by the Surveyor-General.

18479

**State of Idaho**  
**DEPARTMENT OF RECLAMATION**  
**BOISE**

Permit No. 18479

Boise, Idaho, **July 31, 1937**

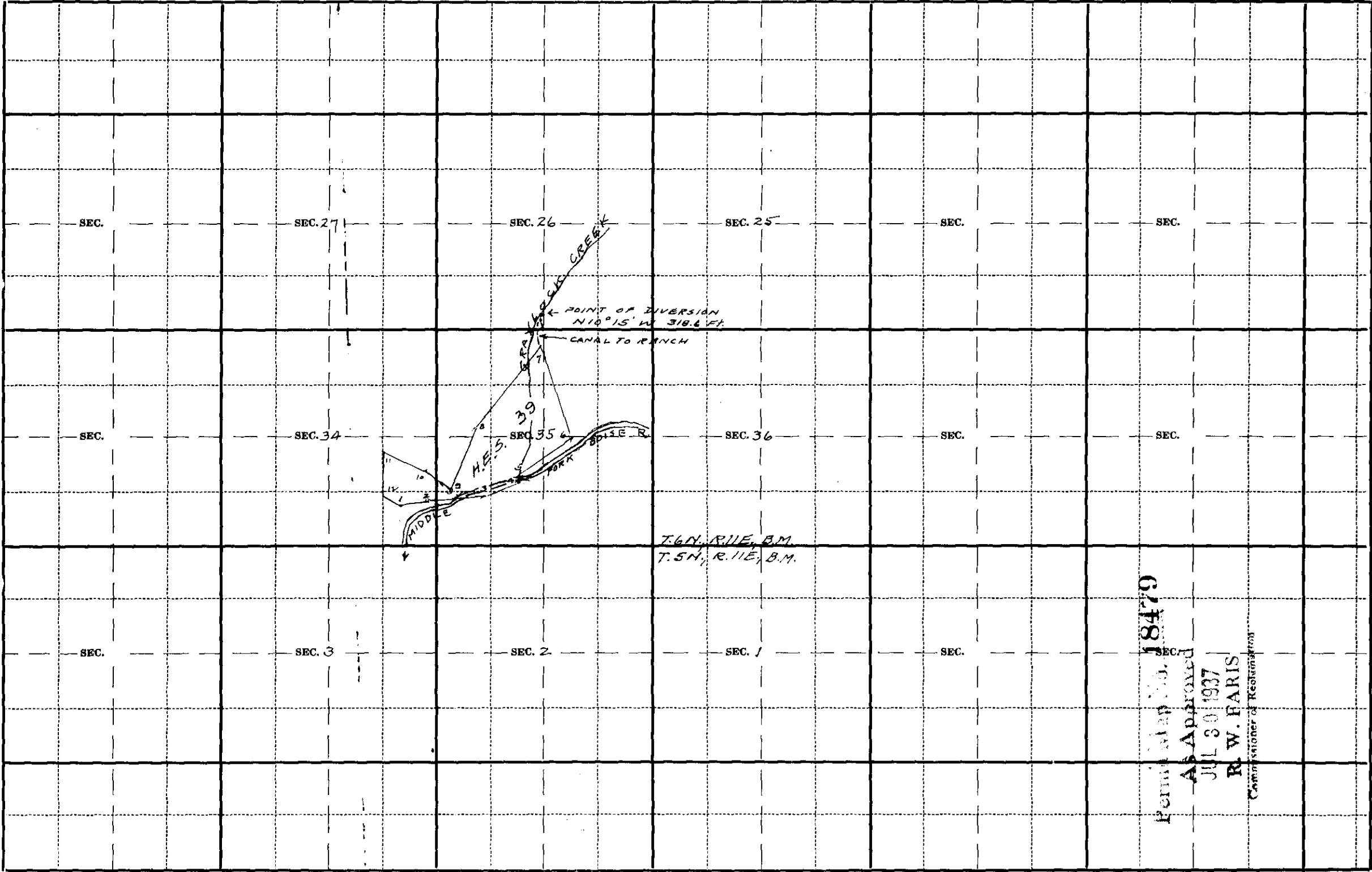
Dear Sir:

I enclose herewith above numbered permit. BE SURE AND  
NOTE LIMITATIONS AND CONDITIONS OF SAME as  
given under approval of the Commissioner of Reclamation on  
the third page.

**R. R. Anderson, Agent**  
**H. F. Coors**  
**Mountain Home, Idaho**

**R. W. FARIS**  
Commissioner of Reclamation.

18479



Permit Map No. 18479

As Approved

JUL 30 1937

R. W. FARIS

Commissioner of Reclamation

18478  
July 29, 1937

Mr. E. H. Anderson  
Attorney at Law  
Mountain Home, Idaho

Dear Sir:

On July 24th we received Mr. H. F. Combs's two applications for permits to appropriate the waters of Graylock Creek and the Middle Fork of the Boise River.

As you know, the one claiming water from Graylock Creek was filed several weeks ago and then returned for completion. This filing claims two second feet of water. The new application, i.e., the one claiming water from the Middle Fork of the Boise River, was submitted for four second feet, making a total of six second feet claimed under the two of them.

As you know, the whole of this water was to be used on 188 acres of land. Since the Statutes of this State prohibit the Department from issuing a permit in excess of one miners' inch per acre, it was necessary for us to reduce the quantity of water claimed under the application on the Middle Fork to 1.2 second feet, making a total of 3.2 second feet for the two of them.

We are herewith enclosing fifty cents (50¢), which is the amount of refund due you on the Middle Fork application.

Very truly yours,

Deputy Commissioner of Reclamation

PLH:jl

Encl.

18479

Eugene Hughes Anderson  
Lawyer  
Mountain Home, Idaho  
July 23, 1937

Mr. R. W. Faris  
Commissioner of Reclamation  
Statehouse,  
Boise, Idaho

Dear Mr. Faris:

RE: H. F. Coors

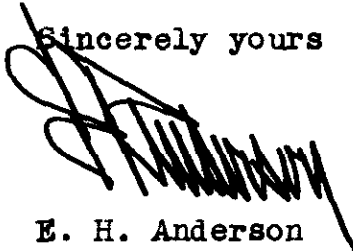
Some time ago I sent to you application of H. F. Coors to divert waters from Graylock Creek near Atlanta, Idaho, and the filing fee in the amount of \$5.25 was paid to you. The application was returned for completion. That application form with your file marks on it has been lost in the process of its completion and a duplicate has been made which includes the completion data, and it is enclosed to you herewith to be filed.

I also send to you enclosed herewith application to divert waters from the Middle Fork of the Boise River near Atlanta, together with the plats, and a check for \$5.75 in payment of your filing fees.

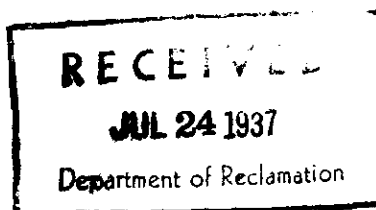
Please notify me of the filing of these applications.

With best personal regards, I am,

Sincerely yours

  
E. H. Anderson

EHA:pho  
Enclosures



18479

18479

May 27, 1937

Re: Application No. 25749  
H. F. Coors

EUGENE H. ANDERSON  
Attorney at Law  
Mountain Home, Idaho

Dear Sir:

The application of Mr. Coors to appropriate two second feet of water from Graylock Creek in Elmore County, was recently received in this department.

The application is not complete in that no description is given of the point of diversion, the length of the conduit is not specified, and no maps accompanied it. In view of the fact that the area in question is unsurveyed, it will be sufficient to describe the point of diversion by giving its distance from some U. S. Mineral Monument or the confluence of two streams. You must also make a map in duplicate on the enclosed plats.

The application is herewith returned for the above information.

Very truly yours

Deputy Commissioner of Reclamation

PLH/cj  
encl  
Office Receipt No. 16224, \$5.25

18479

Eugene Hughes Anderson

Lawyer

Mountain Home, Idaho

May 19, 1937

Commissioner of Reclamation  
Department of Reclamation  
Boise, Idaho

Dear Sir:

I am sending to you enclosed the Application of H. F. Coors for a permit to appropriate the public waters of the State of Idaho.

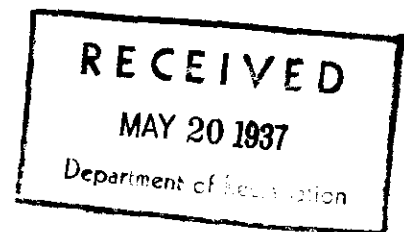
I am also enclosing a check in the sum of \$5.25 for filing fees in the matter.

Very truly yours,

PEH

E. H. Anderson

By *PEH*



18479