

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

N^o 13265

RECEIVED
JUN 3 1968

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on May 20, 1968 at Twin Falls, County of Twin Falls, State of Idaho, before notary public Iheron A. Larson, 1525 Addison Ave. E., Twin Falls, Idaho, proof will be submitted of the diversion of 0.08 c.f.s. of the waters of Upper Pentstemon Spring, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 31162, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is United States of America, Forest Service, 324 25th Street, Ogden, Utah 84401.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.08 cubic feet per second.

3. The use to which said water has been applied is domestic and stock watering purposes, and the amount applied to beneficial use is 0.08 c.f.s.

4. The point of diversion of said water is SE 1/4, Sec. 24, T. 14 S, R. 18 E, B.M., Twin Falls County.

5. The place where said water is used is NE 1/4, Sec. 24, T. 14 S, R. 18 E, B.M.

6. The date of priority which said user is prepared to establish is June 3, 1963.

R. KEITH HIGGINSON
State Reclamation Engineer
Publish: April 11, 18, 25, May 2, 1968

I, Mable S. Clark, being first duly sworn upon

oath depose and say that I am Office Manager of the TIMES-NEWS, published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive Thursday, commencing with the issue dated April 11, 1968, and ending with the issue dated May 2, 1968.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

Mable S. Clark
Subscribed and sworn to before me this 3rd day of May, 1968.

Notary Public
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

31162

R 18 E

TN - 6788274

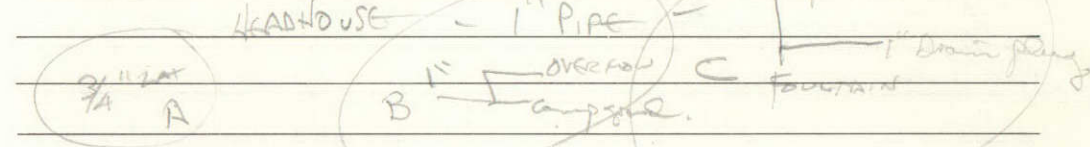
W - Stock

43

RANGER FROM ADDISON 1525

Permit No. 31162 Beneficial Use Only
 Name of Applicant U. S. Forest Service - Sawtooth National Forest
 Source of Water Upper Pentstemon Spring
 a tributary of Rock Creek
 Location of P.D. SE 1/4 NE 1/4, Sec. 24, T. 14 S, R. 18 E, B.M., Twin Falls Co.

Water is used for Domestic and Stock watering
 Quantity of water claimed: Permit 0.08 c.f.s. Depositions 0.08 c.f.s.
 Type of measuring device installed or method of measurement and general description
 of diversion works concrete and rock headbox, pipeline, 4 hydrants, and taps



Land to be irrigated or place of use:				Description
TWP.	RGE.	SEC.		
14 S	18 E	24	NE 1/4	

Date filed: June 3, 1963
 Proof due: June 5, 1974
 Proof made: May 20, 1968
 Priority: June 3, 1963
 Total acreage _____

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

45-2678
31162

Adw
m

T

14

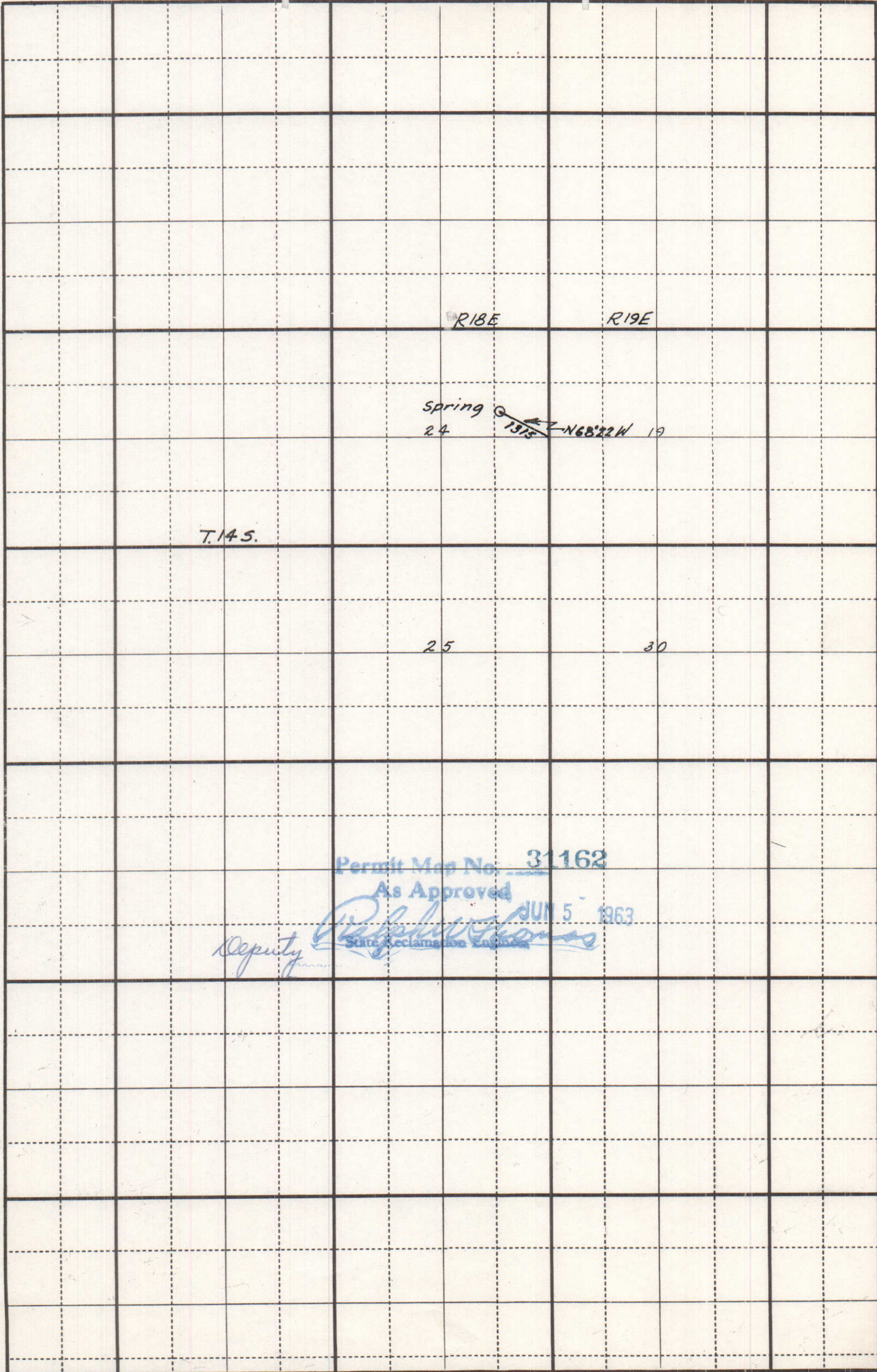
S

24

0

Allow .08 c.f.s. for Domestic & Stock water

MAX DIVERTED SHALL NOT EXCEED
 31 AC FT / SEASON OR 10-7-67



WATER LICENSE

Water License No. 31162/45-2698 Priority June 3, 1963 Amount 0.08 c.f.s.

THIS IS TO CERTIFY, that UNITED STATES OF AMERICA FOREST SERVICE
of Ogden, Utah, made application for a permit to appropriate the public waters of
the State of Idaho, dated June 3, 1963; that Permit 31162/45-2698 was issued pursuant
to said application; that the proposed works were completed on or about 1935,
with a storage/or carrying capacity of 0.20 c.f.s., said works consisting of concrete
diversion works, pipe, and 4 hydrants; and that on May 20, 1968,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 3
acre feet per season, with a maximum rate of diversion of 0.08 cubic feet per second of the waters
of Upper Pentstemon Spring, tributary of Rock Creek,
for the purpose of Domestic from January 1 to December 31;
and for Stock Water from January 1 to December 31; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, T. 14 S, R. 18 E, B.M., and
other additional points _____, in the County of
Twin Falls; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 3 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
14 S	18 E	24	X	X	X	X													

Total number of acres irrigated _____

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

30th day of January, 1970.

[Signature]
State Reclamation Engineer

SCANNED

JAN 23 2002

47-2562
45-2698

45-2698
31162

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 31162

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: Blaine G.

Molyneaux, Range Conservationist, 1525 Addison Ave. East, Twin Falls, Idaho

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

United States of America, Regional Forester, U. S. Forest Service, Intermountain Region,
Federal Office Building, Ogden, Utah

Ques. 3. State number, approval date of permit, and date of priority: 31162

January 8, 1964; and June 3, 1963 -

Ques. 4. State source of water supply: Spring

Give location of point of diversion, showing subdivision, section, township and range

NE $\frac{1}{4}$, Sec. 24, T. 14 S., R. 18 E., B.M., Twin Falls, County, Idaho

Ques. 5. Describe your works of diversion: Concrete and rock headbox, pipeline,

4 hydrants and taps. : state amount of water they are capable of con-

veying from point of diversion to place of use: 0.08cfs ; Give name of canal or ditch

or other works by which water is conducted to such place of use: N.A., water used at site

_____ ; if a well, state depth of well _____ ; depth and size of

casing _____; depth to water _____; if pump is used,

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

_____ ; if sprinkler irrigation, give number and size

of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: culinary water for campground

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

3162

State nature of all improvements which have been made as a direct result of said use:

25-family-unit modern campground

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

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

At site. Culinary water for camping units

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

N.A.

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1935 - Time used since first use:

Summer recreation season use from 1935 to present

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

None.

(sign) Blaine L. Molyneux

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

Twin Falls, County of Twin Falls

State of Idaho, on this 20th day of May, A. D. 1968.

My commission expires: May 15, 1971

James A. Lamon
Residing at Twin Falls Idaho

31162

Affidavit of Publication

No 13265

STATE OF IDAHO,
COUNTY OF TWIN FALLS }

ss.

I, Martha E. Clark, being first duly sworn upon

oath depose and say that I am Office Mgr of the TIMES-NEWS,
published daily, except Saturday, at Twin Falls, Idaho, and do solemnly swear that a copy
of the notice of advertisement, as per clipping attached, was published in the regular and
entire issue of said newspaper, and not in any supplement thereof, for four
consecutive Thursday days, commencing with the issue dated
April 11, 1948, and ending with the issue dated
May 2, 1948.

And I do further certify that said newspaper is a consolidation, effective February 16,
1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the
Twin Falls News, published theretofore daily except Monday, both of which newspapers
prior to consolidation had been published under said names in said city and county con-
tinuously and uninterruptedly during a period of more than twelve consecutive months, and
said TIMES-NEWS, since such consolidation, has been published as a daily newspaper ex-
cept Saturday, under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each
week has been designated as the day on which legal notice by law or by order of any
court of competent jurisdiction within the state of Idaho, to be published weekly, will be
published; and that at the head of the editorial column of said combined newspapers, and
in each issue thereof, Thursday is announced as the day on which said legal notices will
be published.

Martha E. Clark
Subscribed and sworn to before me this 3rd day of

May, 1948

W. C. Williams
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho.

31162

Permit No. 31162 ✓STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

UTAH
STATE OF IDAHOCounty of Weber
James M. Usher, Agent
U.S. ^{of} America, Forest Service

} ss.

, 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. 31162 ✓, and that his postoffice address is Forest Service Bldg.-Ogden State of Utah.

Second: That the name of the stream from which said water is to be diverted is _____

Upper Penstemon Spring on the Sawtooth National ForestThird: That the point of diversion of said water is 1,314.6 feet distant from the E $\frac{1}{4}$ corner of Section 24, T14S, R18E, B.M., and is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 24, T14S, R18E, B.M., County of Twin Falls.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 5 ✓, 1968.Fifth: That the use for which said water is intended is Domestic ✓

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: Pipe and head box ✓

(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work: _____

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

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

(d) Conduit _____ width at bottom _____ feet, width at water line _____

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water _____ feet; diameter of pipe one inches, average grade per mile is 15% -feet. Length of conduit is 2,150 ~~feet~~ ^{miles} -Seventh: That said works are capable of conducting to the place of intended use _____
0.08 ✓ second feet of water.Eighth: That water appropriated under said permit is available for _____ acres of land described as follows: _____

_____Ninth: Remarks:—That water is used for domestic purposes and watering stock.

FLOYD IVERSON, Regional Forester

By _____

(SIGN HERE)
Acting Regional ForesterSubscribed and sworn to before me this 6 day of December, 1963Colleen Supton

NOTARY PUBLIC

My commission expires 6/19/67

31162

PK

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

APPLICATION No. 39258
PERMIT No. 31162
DISTRICT No.

45-2698

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

Postoffice address: **Forest Service Bldg., Ogden**

County: **Weber**

State: **Utah**

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: **36 gpm or 0.08** cubic feet per second.

3. Source of water supply: **Upper Pentstemon Spring** which is a tributary of **Rock Creek**

4. Location of point of ~~disclosure~~ ^{spring} **1,314.6** feet distant from the **E 1/4** corner of Section **24**, T. **14 S**, R. **18 E**, B.M., and is in the **SE 1/4 NE 1/4** of section **24**, T. **14 S**, R. **18 E**, B. M., County of **Twin Falls**

5. Water is to be used for **Domestic and stockwatering**

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 **NE 1/4** of Section ~~24~~ **24**, T. **14 S**, R. **18 E**, B.M.
(b) Amount of power generated: **None** 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: \$

8. Kind of works: **Pipe and headbox**

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

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

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

Diameter of pipe **1-1/2** inches; length of conduit **2,150 feet** ~~2150~~

Average grade per mile **15 percent** ~~xxxx~~

12. The time required for the completion of such work is **5** years.

13. The time required for the complete application of the water to the proposed use is **6** additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

16. (a) Is reservoir to be used? **No** If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

FLOYD IVERSON, Regional Forester.
Applicant.

By **s/ James M. Usher** *Agent.*
Acting Regional Forester

Date of first receipt at Department of Reclamation: 8:00 A.M. June 3, 1963

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is **31162**
 Recorded in Book **109** Page **31162** Approved **June 5, 1963**
 This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and
 hereby approve the same, subject to the following limitations and conditions:
 Bond in the sum of \$ _____ to be filed on or before _____
 Work to begin on or before **August 5, 1963** and to continue diligently and uninterruptedly to completion,
 unless temporarily interrupted by circumstances over which permit holder has no control.
 One-fifth of the work above specified to be completed on or before **December 5, 1965**
 The whole of said work to be completed on or before **June 5, 1968**
 Beneficial use of water appropriated in accordance herewith, to be made on or before **June 5, 1974**

WITNESS My hand this 5th day of June, 1963

s/ **RALPH W. THOMAS**, Deputy
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 5th
day of June, 19 63.
STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor.

REMARKS: This spring is on Government land, and the water system is in existence and being used for beneficial use. Water from this spring has been used for stockwatering purposes since prior to 1903.

14.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
			Permit No. 31162 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that UNITED STATES OF AMERICA, FOREST SERVICE of Ogden, County of Weber, and State of Utah, the holder of Permit No. 31162, issued upon Application No. 39258 bearing date of priority of June 3, 1963, authorizing the diversion of 0.08 second feet of waters of Upper Pentstemon Spring County of Twin Falls, State of Idaho, for domestic and stock water use purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit. that said works are adequate for diverting and conveying to the place of intended use 0.08 second feet of the waters of Upper Pentstemon Spring, tributary of Rock Creek; that the point of diversion of said waters SE¹/₄NE¹/₄, Sec. 24, T. 14 S., R. 18 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: For domestic use and stock water in the NE¹/₄, Sec. 24, T. 14 S., R. 18 E., B.M. Witness my hand this 8th day of January, A. D. 1964. /s/ RALPH W. THOMAS Deputy State Reclamation Engineer Proof of Completion of Works Made: December 6, 1963 LICENSE ISSUED FOR 0.08 SEC. FT. LICENSE PAGE NO. _____				

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

January 29, 1970

Re: Permit Nos. 37-2692, 37-2689, 45-2694, 45-2695, 45-2696,
45-2697, 45-2698, 45-2699, & 45-2700

United States of America
Forest Service
Regional Forester
Federal Office Building
Ogden, Utah 84401

Dear Sirs:

Enclosed herewith are your Water Licenses issued on the above
numbered permits and copies of the approved amendments on Permit
Nos. 45-2699 and 45-2696.

Also enclosed are departmental receipts No. 4117 and 4118.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh
Enclosures

SCANNED
JAN 23 2002

45-2692
31162

November 12, 1969

Re: Permit No.'s : 45-2694; 45-2695; 45-2696; 37-2689;
37-2692; 45-2697; 45-2698; 45-2699; 45-2700

U. S. Forest Service
Regional Forester
Federal Office Building
324 25th Street
Ogden, Utah 84401

Gentlemen:

We are enclosing fee and notice letters for the above referenced permits. Please notice that we have already sent a fee letter for Permit No. 45-2694. It's fee is also included in the total amount.

Please submit the total of \$45.00 for these permits on or before 30 days from the date of this letter.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:mh

Enclosures

31162
45-2698

November 12, 1969

Re: Permit No. 31162/45-2698

U. S. Forest Service
Sawtooth National Forest
Ogden, Utah

Gentlemen:

A representative of this department has made an examination of the works covered by your Permit 45-2698 and has found the following:

Quantity of water diverted: 0.2 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 0.08 c.f.s.

The maximum quantity diverted shall not exceed 3 acre feet per season.

Beneficial Use: for domestic and stockwater in NE 1/4, Section 24, Twp. 14S, Rge. 18E, B.M.

The priority date established is: June 3, 1963

A fee totaling \$ 5.00 must be received within 30 days from the date of this letter in order that we can issue you the Water License as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:mh

31162
45-2698

Source of supply UPPER PENITSTENSON SPRING
a tributary of ROCK CR.
Location of P.D.(s) SENE SEC 24 T-14S, R-18E

Water is used for DOMESTIC & STOCK WATER
Quantity of water found .20 cfs
How was the measurement made? BASED UPON CONCRETE CAPACITY
Measurement calculations _____

$$Q = (1.019 \text{ sq ft}) (764.4) (10')$$

$$Q = .20 \text{ cfs}$$

Diversion works description and diagram

CONCRETE DIVERSION WORKS
1" PIPE - 4 HYDRANTS

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated _____

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

LEUNG RANGER - FLOYD BARTLETT

Recommended allowance for licensing .08 cfs.

Description of required amendments. Comments. _____

Report checked? _____

Examination date 8-12-69

Signature

Lee Reynolds

R 18 E

TH - 6-22-63

W - Stock

43

RANGER FROM ADDISON

Permit No. 31162 Beneficial Use Only

Name of Applicant U. S. Forest Service - Sawtooth National Forest.

Source of Water Upper Pentstemon Spring -

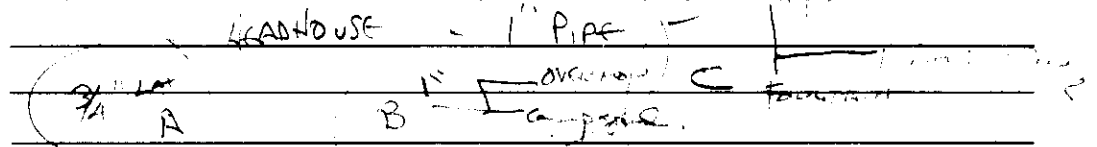
a tributary of Rock Creek -

Location of P.D. SE 1/4, Sec. 24, T. 14 S, R. 18 E, B.M., Twin Falls Co.

Water is used for Domestic and Stock watering -

Quantity of water claimed: Permit 0.08 c.f.s. Depositions 0.08 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works concrete and rock headbox, pipeline, 4 hydrants, and taps



Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
14 S	18 E	24	NE 1/4

Date filed: June 3, 1963

Proof due: June 5, 1974

Proof made: May 20, 1968

Priority: June 3, 1963

Total acreage

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

--

24

24

8

45-2678
31162

Allow 0.08 c.f.s. for Domestic & Stock Water

MAX DIVERTED SHALL NOT EXCEED

3 AC. FT / SEASON OR 70-9-69

June 5, 1968

Re: Permits No. 31162, 31163, 31164
The United States of America Forest Service

2540

Regional Forester
U. S. Forest Service
Federal Office Building; 324 25th St.
Ogden, Utah 84401

Dear Sir:

We acknowledge receipt of the depositions and affidavit of publication in the Times-News submitted as proof of ~~com-~~
~~pletion of work and~~ beneficial use on Permits above referenced.

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

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

31162

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 31162

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:

George B. Fry, 43, 2105 Sherry Lane, Twin Falls, Forester, Sawtooth N.F., Twin Falls, Idaho

Ques. 2 Are you acquainted with Regional Forester, U.S. Forest Service, the holder of Permit No. 31162? How long have you known him and where does he reside?

15 years, c/o U. S. Forest Service, Federal Building, Ogden, Utah

Ques. 3. Have you read or heard said Permit No. 31162 read, and are you familiar with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Spring

Give location of place of diversion, showing subdivision, section, township and range
NE $\frac{1}{4}$, Sec. 24, T. 14 S., R. 18 E., B.M., Twin Falls County, Idaho

Describe works for conveying water to place of use: Concrete and rock headbox and pipeline

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 0.08 cfs. How much water have you seen being so conveyed? 0.08 cfs.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description: N.A.

31162

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

At site culinary water for campground units; NE $\frac{1}{4}$, Sec. 24, T. 14 S., R. 18 E., B.M.
Twin Falls County, Idaho

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.

N.A.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?
If so, in what way and to what extent? No

Ques. 10. When did you first see this water used? June 1966

Other times you have seen such use: Summer recreation season 1966 and 1967

(Signed):

[Signature]

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

Twin Falls, County of Twin Falls, State of Idaho, on
this 20th day of May, A. D. 1968

[Signature]

Notary Public for the State of Idaho

Residing Twin Falls, Idaho

My commission expires May 15, 1971

31162

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho
Permit No. 31162

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:

Ida Fay Holland, 39, 1932 Hayburn Ave. East, Twin Falls, Ranger District Clerk, Sawtooth National Forest, Twin Falls, Idaho

Ques. 2 Are you acquainted with Regional Forester, U.S.Forest Service, the holder of Permit No. 31162 ? How long have you known him and where does he reside?

6 years, c/o U. S. Forest Service, Ogden, Utah

Ques. 3. Have you read or heard said Permit No. 31162 read, and are you familiar with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Spring

Give location of place of diversion, showing subdivision, section, township and range
NE $\frac{1}{4}$, Sec. 24, T. 14 S., R. 18 E., B.M., Twin Falls, County, Idaho

Describe works for conveying water to place of use: concrete and rock headbox and pipeline.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 0.08 cfs. How much water have you seen being so conveyed? 0.08 cfs.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

N.A.

31162

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

NE 1/4, Sec. 24, T. 14 S., R. 18 E., B.M., Twin Falls County, Idaho

At site culinary water for campground use

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.

N.A.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? No.

Ques. 10. When did you first see this water used? May 1968

Other times you have seen such use: None

(Signed):

Mr Fay Holland

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 _____

Twin Falls, County of Twin Falls, State of Idaho, on this 20th day of May, A. D. 1968

Theron P. Larsen

Notary Public for the State of Idaho

Residing Twin Falls, Idaho

My commission expires May 15, 1971

31162

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION

FEDERAL OFFICE BUILDING
324 25TH STREET
OGDEN, UTAH 84401

IN REPLY REFER TO

2540

May 29, 1968

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

Dear Mr. Higginson:

Enclosed are the affidavits of publication and the completed depositions for proof of application of water to beneficial use on the following permits.

Permit No. 31155	Juniper Spring
Permit No. 31156	Harrington Fork Spring
Permit No. 31157	Lower Penstemon Spring
Permit No. 31159	330 Spring
Permit No. 31162	Upper Penstemon Spring
Permit No. 31163	Magic Mountain Spring
Permit No. 31164	Pettit Spring

Final payment of fees will be made after a representative of your department has made an examination of the works covered by the above permits.

Sincerely yours,

FLOYD IVERSON
Regional Forester

By *L. R. Skelley*

Enclosures



31162

RECEIVED

APR 3 1968

Department of Reclamation

LEGALS — SWISHER TAPE
NOTICE OF PROOF
OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that on May 20, 1968 at Twin Falls, County of Twin Falls, State of Idaho, before notary public Theron A. Larson, 1525 Addison Ave. E., Twin Falls, Idaho, proof will be submitted of the diversion of 0.08 c.f.s. of the waters of Upper Pentstemon Spring, and the application to beneficial use of said water, in accordance with the terms and conditions of permit 31162, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is United States of America, Forest Service, 324 25th Street, Ogden, Utah 84401.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.08 cubic feet per second.

3. The use to which said water has been applied is domestic and stock watering purposes, and the amount applied to beneficial use is 0.08 c.f.s.

4. The point of diversion of said water is SE 1/4, Sec. 24, T. 14 S., R. 18 E., B.M., Twin Falls County.

5. The place where said water is used is NE 1/4, Sec. 24, T. 14 S., R. 18 E., B.M.

6. The date of priority which said user is prepared to establish is June 3, 1963.

R. KEITH HIGGINSON
State Reclamation Engineer
Publish: April 11, 1968

31162

2540

Re: Permit Nos. 31162, 31163 & 31164
United States of America Forest Service

April 1, 1968

Floyd Iverson, Regional Forester
The United States Forest Service
Federal Office Building, 324 25th St.
Ogden, Utah 84401

Dear Mr. Iverson:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit No.^s 31162, 31163, & 31164.

We have mailed the notice to the Times-News to be published once a week for four consecutive weeks prior to May 20, 1968, which is the hearing date when the permit holder The United States of America Forest Service and two disinterested witnesses must appear before Theron A. Larson, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by United States Forest Service. Be sure all the forms have the notary's seal and are signed. Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Depositions

cc: Notary

3116-2

April 1, 1968

Re: Permit Nos. 31162, 31163, & 31164
The United States Forest Service

The Times-News Publishing Company
Twin Falls, Idaho 83301

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to May 20, 1968. The expense of the publication is to paid by Floyd Iverson, Regional Forester,
Federal Office Building, 324 25th St., Ogden, Utah 84401,
to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: legal notices (3)
Advertising Order

P. S.: When corresponding with the Forest Service, please refer to "2540". Thank you.

31162

NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on May 20, 1968 at Twin Falls,
County of Twin Falls, State of Idaho, before notary public (name & address) _____
Theron A. Larson 1525 Addison Ave. E. Twin Falls, Idaho, proof will be
submitted of the completion of works for the diversion of 0.08 c.f.s. of the waters
of Upper Pentstemon Spring, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit 31162, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is United States of America,
Forest Service, 324 25th Street, Ogden, Utah 84401.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
0.08 cubic feet per second.
3. The use to which said water has been applied is domestic and stock watering
_____ purposes, and the amount applied to beneficial
use is 0.08 c.f.s.
4. The point of diversion of said water is SE~~NE~~ 1/4, Sec. 24, T. 14 S, R. 18 E,
B.M., Twin Falls, County.
5. The place where said water is used is NE~~SE~~ 1/4, Sec. 24, T. 14 S, R. 18 E, B.M.

6. The date of priority which said user is prepared to establish is _____
June 3, 1963.

R. KEITH HIGGINSON

State Reclamation Engineer

31162

At

RECEIVED

MAR 23 1968

Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Times-News of Twin Falls, Idaho; published in the county in which the works are situated.

FLOYD IVERSON, Regional Forester

By [Signature]
(signature) Acting Regional Forester

324 25th Street

Ogden, Utah 84401
(address)

March 20, 1968
(date)

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 when proof is for completion of works.

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

Engineer

31162

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION

FEDERAL OFFICE BUILDING
324 25TH STREET
OGDEN, UTAH 84401

IN REPLY REFER TO

2540

March 22, 1968

RECEIVED

MAR 27 1968

Department of Reclamation

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

Dear Mr. Higginson:

Enclosed are the completed proofs of application of water to beneficial use for Permits Nos. 31155 through 31164 and 31326 on the Sawtooth National Forest. The authorizations to have the notices published have been signed and are enclosed.

To facilitate payment to the publishers, please send the enclosed advertising vouchers along when you send the notices to the newspapers.

Sincerely yours,

FLOYD IVERSON
Regional Forester

By



Enclosures



31162

DON SAMUELSON
GOVERNOR



31162
R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

Re: Permit Nos. 31155 through 31164, 31326

December 14, 1967

United States Forest Service
Federal Office Building
324 25th Street
Ogden, Utah 84401
Gentlemen:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than _____.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notices from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notices or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notices ^{are} correct, complete the blank spaces and sign the form authorizing us to publish the notices at your expense and return all forms. At the time we send the notices to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.

R. Keith Higgins
State Reclamation Engineer

RELINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____.

permit holder

31162

Please enter your current address on the notices and, if you wish it on the permits, please send written instruction so that we can change it from Forest Service Building to Federal Office Building, 324 25th Street, Ogden, Utah.....

31162

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
INTERMOUNTAIN REGION

FEDERAL OFFICE BUILDING
324 25TH STREET
OGDEN, UTAH 84401

IN REPLY REFER TO

2540

December 5, 1967

RECEIVED

6 1967

Department of Reclamation

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

Dear Mr. Higginson:

We are ready to make proof of application of water to beneficial use on eleven permits on the Sawtooth National Forest--Permits 31155 thru 31164 and 31326. Proofs of completion of works were made on these permits December 6, 1963.

Please send the necessary forms for making these proofs.

Sincerely yours,

FLOYD IVERSON
Regional Forester

By

S. J. Miskell



31162

January 8, 1964

RE: Permit Nos. 31155, 31156, 31157, 31158,
31159, 31160, 31161, 31162,
31163, 31164, 31326

Floyd Iverson
Regional Forester
Forest Service Building
Ogden, Utah

Dear Mr. Iverson:

Enclosed are the Certificates of Completion of Works on the
above numbered permits.

Also enclosed is departmental receipt No. 32019 in the
amount of \$55.00 covering the fees for the certificates.

Very truly yours,

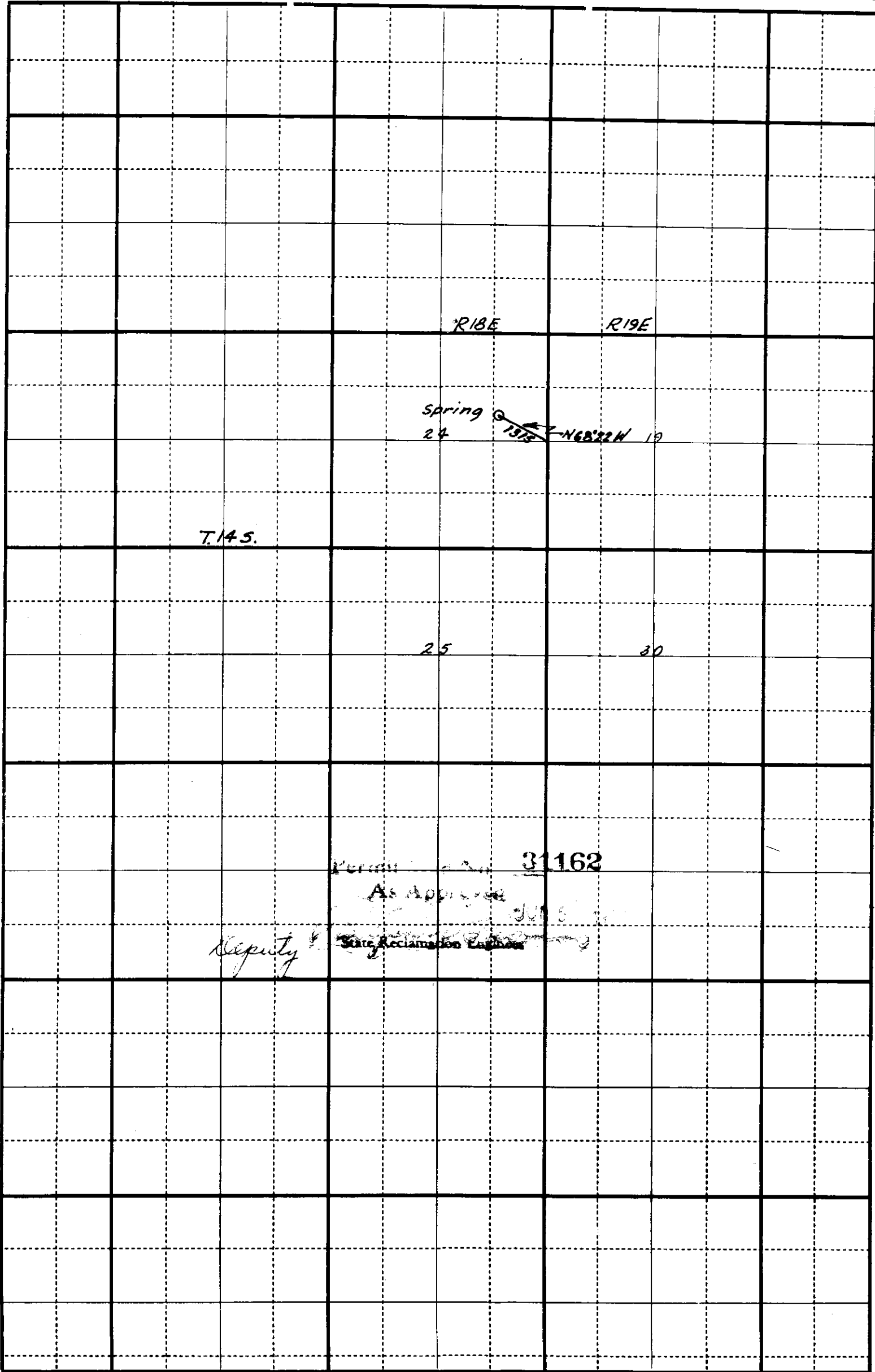
CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

B.Rmr

Enc. certificates 11
receipt

31167



June 12, 1963

Re: Permit Numbers:

31155 - 31156 - 31157
31158 - 31159 - 31160
31161 - 31162 - 31163
31164

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

Dear Mr. Iverson:

We enclose the above numbered permits in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 31574 which was issued covering payment in the amount of \$50.00 for the filing fee of the above mentioned permits.

Very truly yours,

CARL B. TAPPAN, Acting
State Reclamation Engineer
By

(Mrs.) Edna P. Hule
Chief Clerk

Encl. 10 Permits
Nos. 31155 to 31164
EPR:pmk

P.S. We have filled in Questions 12 and 13 giving the maximum length of time, but you may make proofs at any time previous to the dates, providing you are prepared to do so.

31162