

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

APPLICATION No. 36693
PERMIT No. 28713
DISTRICT No.

1. Name of Applicant: State of Idaho, Department of Fish and Game

Postoffice address: 518 Front St., Boise

County: Ada

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) Bond to be issued:
- (d) Other resources:

2. Quantity of water claimed: 6.0

cubic feet per second.

3. Source of water supply: Little Bear River

which is a tributary of Potlatch River

4. Location of point of diversion: N. 38° 45' W. 1400

feet distant from the east quar-

ter corner of Section 30, T. 40 N, R. 3 W, B.M., and is in the SE 1/4 NE 1/4

of section 30, T. 40 N, R. 3 W, B. M., County of Latah

5. Water is to be used for Replacement of waters of the reservoir lost by evaporation, waters of the reservoir to be used for the propagation of fish and wildlife.

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: \$125,000.00

8. Kind of works: Dam (see companion application)

9. Height of dam 65 feet; length of dam at top 500 feet; length of dam at bottom 80
feet; material used in dam: earth fill

10. Size of headgate: Width 30-inch pipe feet; height feet.

Spillway
11. Ditch: Width at bottom 20 feet; width at water line feet; depth of water 6 feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

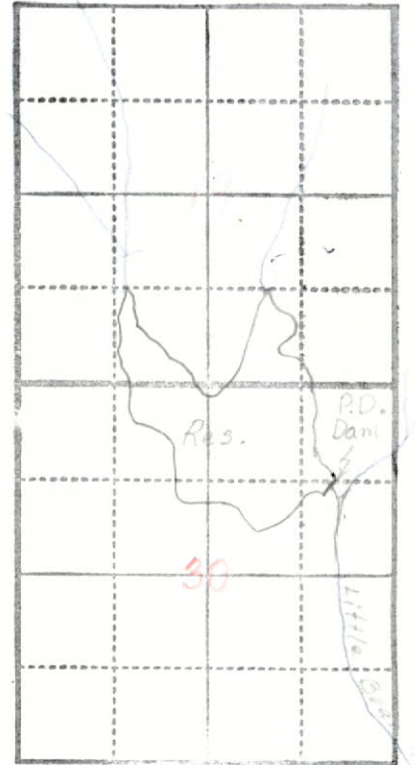
Average grade per mile feet.

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 none additional years.

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

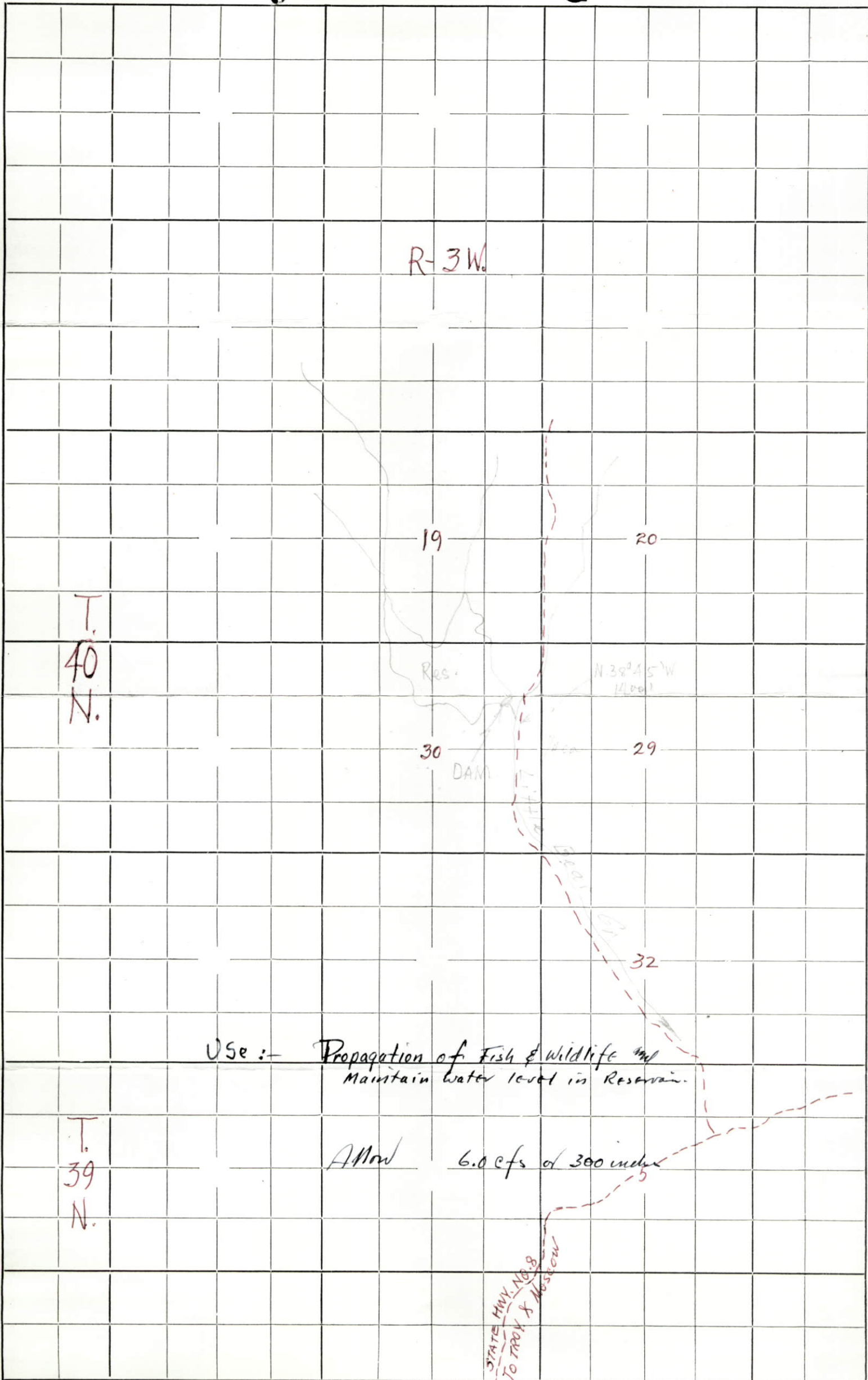
15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none



I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]



R-3W

T.
40
N.

19

20

30

29

Res.

DAM

N. 38° 45' W.
(K. 100)

32

Use :- Propagation of Fish & Wildlife and
Maintain water level in Reservoir.

T.
39
N.

Allow

6.0 cfs of 300 inches

STATE HWY. No. 8
TO TROY & MASON

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

W. J. Marinneau

being first duly sworn, on oath,
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates: *Mar. 24-31,*

Apr. 7-14, 1962.

the same being the dates designated for the publication of said legal notice.

W. J. Marinneau

Subscribed and sworn to before
me this *16* day of *Apr.*

19*62*

G. N. Carter

Notary Public,

residing at Moscow, Idaho

Residing in Moscow, Idaho

County of Latah

My Commission Expires Sept. 10, 1964.

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

NOTICE is hereby given that at 10:00 A.M., on the 23rd day of April 1962, at Boise, County of Ada, State of Idaho, before Anne Epeldi, Notary Public, at (address) 518 Front Street, proof will be submitted of the completion of works for the diversion of 6 cubic feet per second of the waters of Little Bear River, and the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 28713, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: State of Idaho, Department of Fish and Game, Boise, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 6 cubic feet per second.

3. The use to which said water has been applied is propagation of fish and wildlife and the replacement of waters of a reservoir lost by evaporation, percolation, etc., purposes, and the amount applied to beneficial use is 6 cubic feet per second.

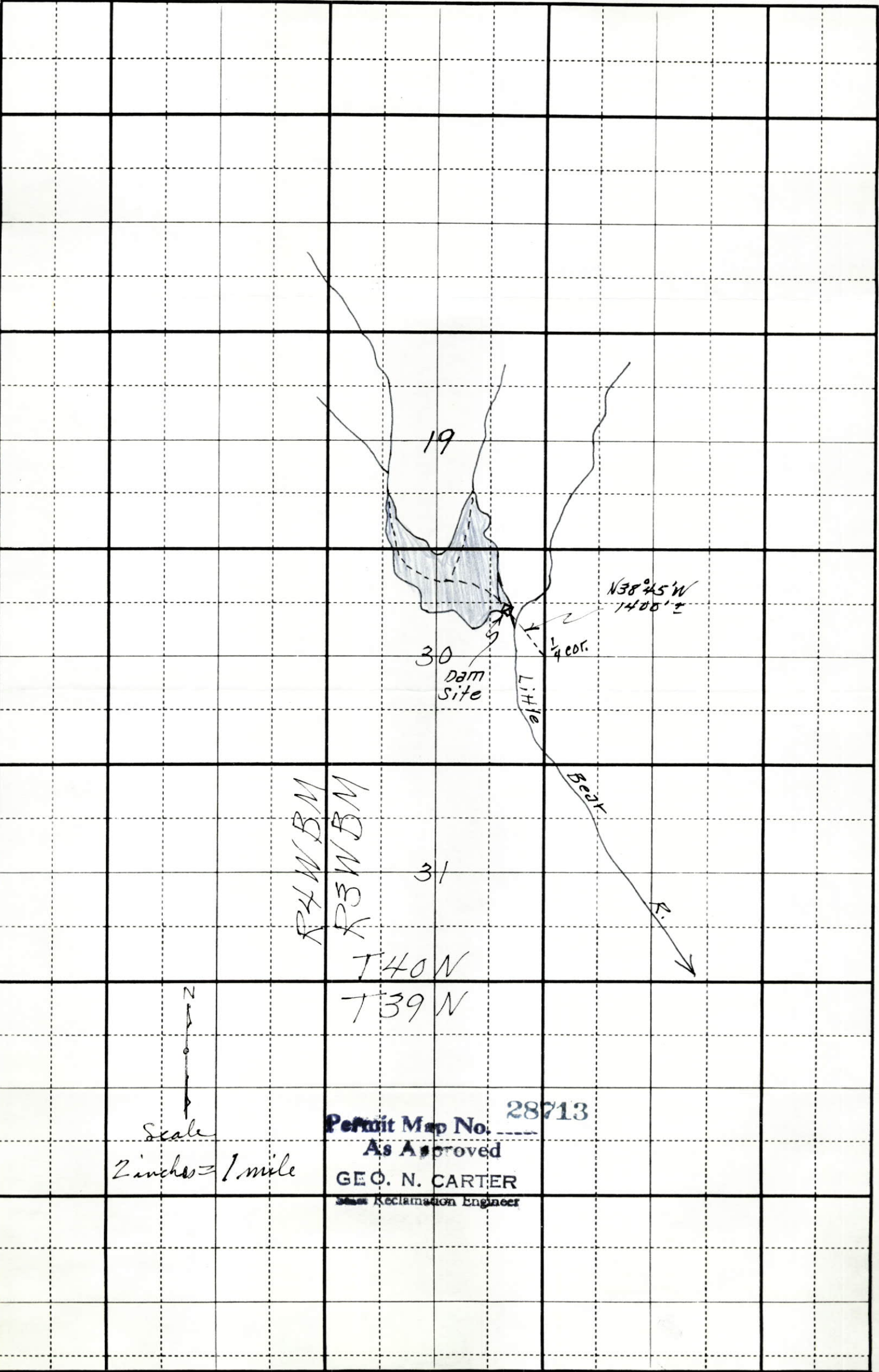
4. The point of diversion of said water is N. 38°45' W. 1400 feet distant from the east quarter corner of Sec. 30, T. 40 N., R. 3 W., B.M., and is in the SE¼NE¼ of said Sec. 30.

5. The place where said water is used is within a reservoir known as Spring Valley Reservoir and located within the S½ of Sec. 19 and the N½ of Sec. 30, 40 N., R. 3 W., B.M. The reservoir is approximately 88 surface acres in area and stores 3200 acre feet of water per annum.

6. The date of priority which said user is prepared to establish is May 13, 1960.

GEO. N. CARTER,

State Reclamation Engineer
4t. Mar. 24-31, Apr. 7-14, 1962



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and wildlife and the replacement of waters of a reservoir lost by evaporation, percolation, etc., purposes, and the amount applied to beneficial use is 6 cubic feet per second.

4. The point of diversion of said water is N. 38°45' W. 1400 feet distant from the east quarter corner of Sec. 30, T. 40 N., R. 3 W., B.M., and is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Sec. 30.

5. The place where said water is used is within a reservoir known as Spring Valley Reservoir and located within the S $\frac{1}{2}$ of Sec. 19 and the N $\frac{1}{2}$ of Sec. 30, T. 40 N., R. 3 W., B.M. The reservoir is approximately 88 surface acres in area and stores 3200 acre feet of water per annum.

6. The date of priority which said user is prepared to establish is May 13, 1960.

GEO. N. CARTER,

State Reclamation Engineer

4t. Mar. 24-31, Apr. 7-14, 1962

State of Idaho
License and Certificate of Water Right

Water License No. 28713 Amount 6.0 c.f.s.
Water District No. Priority May 13, 1960

THIS IS TO CERTIFY that STATE OF IDAHO, DEPARTMENT OF FISH & GAME
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 13, 1960; that Permit No. 28713
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.0 second feet, was issued thereunder on October 18, 1962, showing that said works
were completed on the 23rd day of April, 1962; and that on the 23rd
day of April, 1962, STATE OF IDAHO, DEPARTMENT OF FISH & GAME

of Boise, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Little Bear
River, a tributary of Potlatch River, for the purpose of Replacement of waters of the
reservoir lost by evaporation, waters of the reservoir to be used for the propagation of fish and
wildlife, under Use Permit No. 28713 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7498, on the 18th day of October, 1962;
The right hereby confirmed dates from May 13, 1960;

The Point of Diversion is located
in the SE 1/4 NE 1/4, Sec. 30, T. 40 N R. 3 W, B. M. Latah County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 6.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
40 N	3 W		Within the high water line of Spring Valley Reservoir in SE 1/4 SW 1/4, W 1/2 SE 1/4, Sec. 19; NE 1/4 NW 1/4, NE 1/4, Sec. 30, T. 40 N., R. 3 W., B.M. for replacement of waters of the reservoir lost by evaporation, waters of the reservoir to be used for the propagation of fish and wildlife.		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
18th day of October, 1962.

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

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 22364 Amount .30 c.f.s.
Water District No. Priority September 11, 1951

THIS IS TO CERTIFY that CLARENCE D. CRABB - Assignee - ARTHUR L. JASMAN
of Sagle, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 10, 19 51; that Permit No. 22364
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.30 second feet, was issued thereunder on February 28, 19 57, showing that said works
were completed on the 4th day of February, 19 57; and that on the 15th
day of September, 19 61,
ARTHUR L. JASMAN
of Sagle, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Cocolalla Creek
, a tributary of Pend Oreille River, for the purpose of irrigation
, under Use Permit No. 22364 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7497, on the 17 day of October, 19 62;
The right hereby confirmed dates from September 11, 19 51;
The Point of Diversion is located
in the NE 1/4 SE 1/4, Sec. 28, Tp. 56 N., R. 3 W., B. M. Bonner County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed .30 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
56 N.	3 W.	28	NE 1/4 SE 1/4	25	25
			NW 1/4 SE 1/4	39	39
			SW 1/4 SE 1/4	20	20
			SE 1/4 SE 1/4	20	20
Total number of acres to be irrigated:					104

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
17th day of October, 19 62.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

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

APPLICATION No. 36693
PERMIT No. 28713
DISTRICT No.

1. Name of Applicant: State of Idaho, Department of Fish and Game

Postoffice address: 518 Front St., Boise

County: Ada

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) Bond to be issued:

(d) Other resources:

2. Quantity of water claimed: 6.0

cubic feet per second.

3. Source of water supply: Little Bear River

which is a tributary of Potlatch River

4. Location of point of diversion: N. 38° 45' W. 1400

feet distant from the east quar-

ter corner of Section 30, T. 40 N, R. 3 W, B.M., and is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$

of section 30, T. 40 N, R. 3 W., B. M., County of Latah

5. Water is to be used for Replacement of waters of the reservoir lost by evaporation, waters of the reservoir to be used for the propagation of fish and wildlife.

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 of , 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: \$125,000.00

8. Kind of works: Dam (see companion application)

9. Height of dam 65 feet; length of dam at top 500 feet; length of dam at bottom 80 feet; material used in dam: earth fill

10. Size of headgate: Width 30-inch pipe ~~feet~~; height feet.

Spillway
11. ~~Ditch~~ Width at bottom 20 feet; width at water line feet; depth of ~~water~~ spillway 6 feet; dimensions of flume:

Diameter of pipe inches; length of conduit miles.

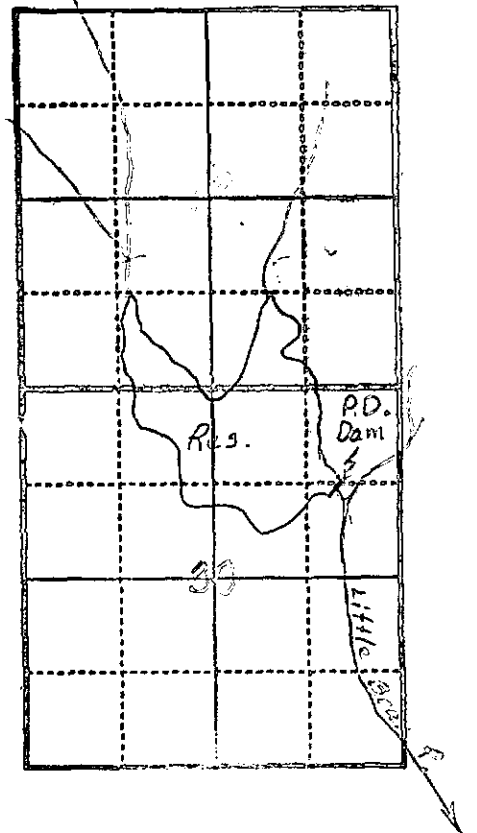
Average grade per mile feet.

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 none 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: none



16. (a) Is reservoir to be used? yes If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit: See companion application
 (c) Date of filing of Application for Storage Permit and Name of Applicant: State of Idaho, Department of Fish and Game

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.

STATE OF IDAHO
Department of Fish and Game *Applicant.*

By s/ Ross Leonard, Director Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. MAY 13, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 28713

Recorded in Book 101 Page 28713 Approved May 17, 1960

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	July 17, 1960
----------------------------	---------------

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 November 17, 1962

The whole of said work to be completed on or before May 17, 1965

Beneficial use of water appropriated in accordance herewith, to be made on or before May 17, 1965

WITNESS My hand this 17th day of May, 1960

S/ GEO. N. CARTER
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLLIE, Governor of the State of Idaho,

and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 17th

day of May, 19 60.

STATE OF IDAHO

Countersigned:

(SEAL)

BY S/ ARNOLD WILLIAMS

Rv s/ ROBERT E. SMYLIE

Governor.

Waters of Little Bear River would be impounded within a reservoir of a dam to be built (see companion REMARKS: application). When the reservoir area is filled, waters in excess of that needed for reservoir maintenance would flow over the spillway of the dam and would re-enter the stream course of Little Bear River. Most of the water in excess of storage would be non-consumptive use. The 6.0 c.f.s. of waters of this application would be used to replace waters of the reservoir lost by surface evaporation and possible ground percolation loss.

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. 28713 / CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that STATE OF IDAHO, DEPARTMENT OF FISH & GAME of Boise, County of Ada, and State of Idaho, the holder of Permit No. 28713, issued upon Application No. 36693 bearing date of priority of May 13, 1960, authorizing the diversion of 6.0 second feet of waters of Little Bear River County of Latah, State of Idaho, for Replacement of waters of the reservoir lost by evaporation, waters of the reservoir to be used for the propagation of fish and wildlife 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 6.0 second feet of the waters of Little Bear River tributary of Potlatch River that the point of diversion of said waters SE¹/₄NE¹/₄, Sec. 30, T. 40 N., R. 3 W., B.M. and that the place of use of said water is described as follows, to-wit: Within the high water line of Spring Valley Reservoir in SE¹/₄SW¹/₄, W¹/₂SE¹/₄, Sec. 19; NE¹/₄NW¹/₄, NE¹/₄, Sec. 30, T. 40 N., R. 3 W., B.M. Witness my hand this 18th day of October, A. D. 1962. /s/ RALPH W. THOMAS Deputy State Reclamation Engineer Proof of Completion of Works Made: April 23, 1962				

LICENSE ISSUED FOR 6.0 SEC. F.
 Page 7498

ACT
ION

N OWNER LAST NAME - STATE OF IDAHO
N ADDRESS LINE 1 - DEPT. OF FISH & GAME ADDRESS LINE 2 - BOX 25
N CITY - BOISE STATE - ID ZIP CODE - 83720
N SOURCE - LITTLE BEAR RIVER TRIBUTARY OF - POTLATCH RIVER
N STAGE - LICENSE PRIORITY - 05-13-1960 COUNTY - LATAH TOTAL DIV. RATE - 6.0000CFS
N DIVERSION POINT - SENE 30 40N 03W
N USE - WILDLIFE USE DIV. RATE - 6.0000CFS
N USE - FISH PROP.
N USE - WILDLIFE PLACE OF USE - TWN 40N RNG 03W SEC 19 TRACT SESW TRACT NWSE
N TRACT SWSE
N USE - WILDLIFE PLACE OF USE - TWN 40N RNG 03W SEC 30 TRACT NENE TRACT NWNE
N TRACT SWNE TRACT SENE
N TRACT NENW
N OLD NO. - 28713

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 287131 86-2029
Old No. New No.

Record

1. Original Owner: State of Idaho

Present Owner: _____

2. Address: Dept. of Fish + Game
Box 253. City: Boise State: ID Zip: 837204. A. Source of Water: Little Bear RiverB. Tributary of: Potlatch River5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 5-13-1960D. County: 57E. Total Diversion Rate: 6.

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SENE</u>	<u>30</u>	<u>40N</u>	<u>3W</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for W purposes. Amount 6.
(cfs or AC-FT/yr)from _____ to _____ for H purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use code: M

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 28713

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval:

14. Diversion Means (brief narrative):

October 18, 1962

RE: Permits No. R-1066, 28713

John R. Woodworth
Director
Fish and Game Department
Building

Dear Mr. Woodworth:

Enclosed are Certificates of Completion of Works and Licenses
and Certificates of Water Right on Permit Nos. R-1066 and
28713.

Very truly yours,

GEN. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rulo
Chief Clerk

MR:mr

Enc. licenses 2
certificates 2

28713

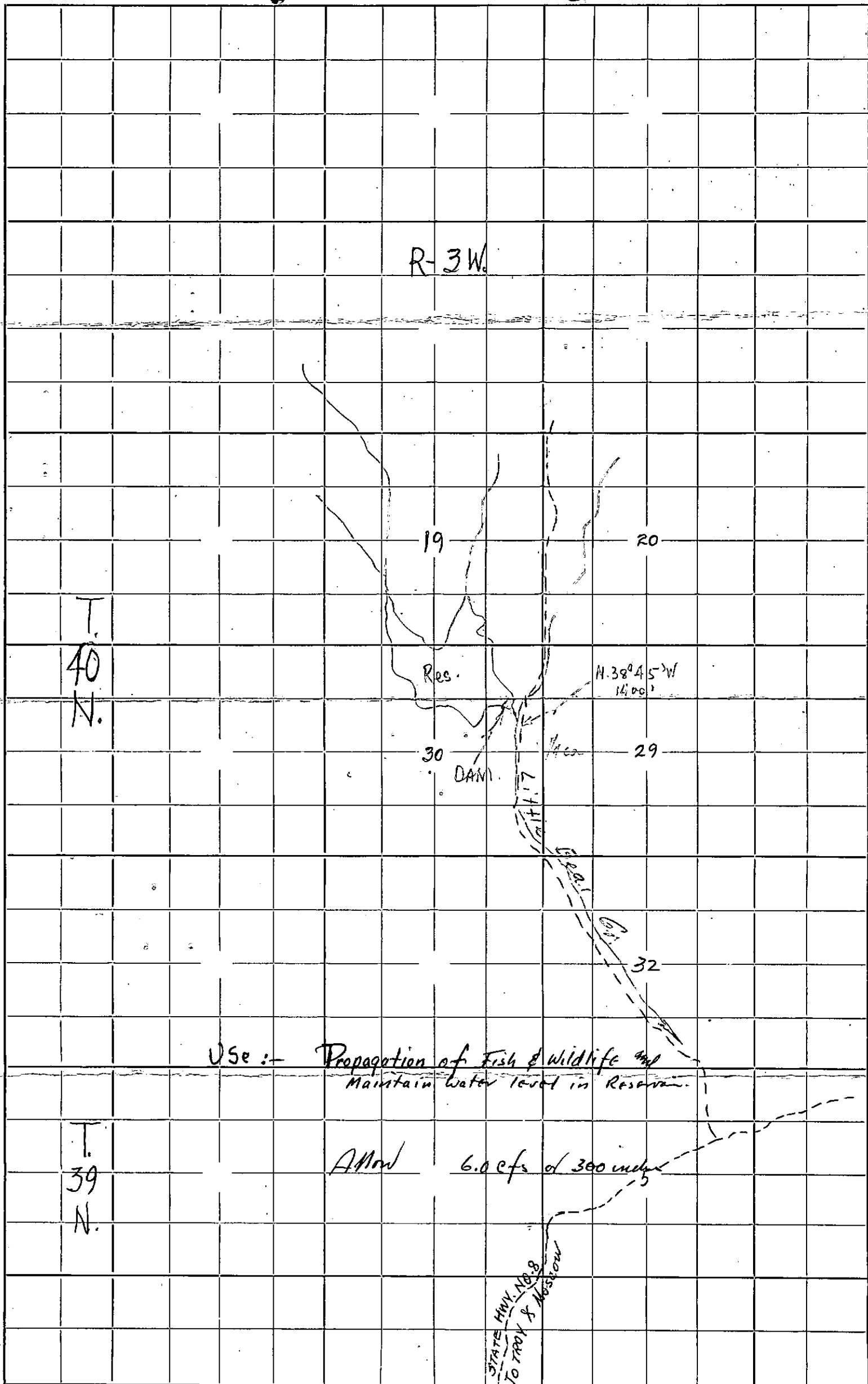
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 28713

~~REPORT ON PROOF OF Completion of Works & Beneficial Use~~

Robert L. Salter, Acting Director
State Fish & Game,
518 Front St., Boise, Idaho



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

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

Permit No. 28713

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

1. Name of applicant State Department of Fish & Game
2. Source of water supply: Little Bear River (Locally called Spring Valley Creek)
3. Location of point of diversion: Is in the SE 1/4 NE 1/4 of Section 30

T. 40 N R. 3 W.B.M. County of Latah

4. Describe works as they exist, giving dimensions and capacities of same: No works of any kind in measuring water into reservoir. All water in the watershed of Spring Valley Creek passes through Dam outlet or Spillway. No measuring device below dam
- waters of the reservoir to be used for the propagation of fish & wildlife.)
5. Water is used for: Replacement of waters of the reservoir lost by evaporation, /
6. State whether or not water has been turned into works of diversion: yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation): in Spring Valley Creek

Waters of Little Bear River would be impounded within a reservoir of a dam to be built (see companion application). When the reservoir area is filled, waters on excess of that needed for reservoir maintenance would flow over the spillway of the dam and would re-enter the stream course of Little Bear River. Most of the water in excess of storage would be non-consumptive use. The 6 cfs of waters of this application would be used to replace waters of the reservoir lost by surface evaporation and possible ground percolation loss.

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

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

Remarks: No one available for examination

(Mr. T.C. Butler, Jr. Engineer, says spillway of Dam is designed for 1300 cfs discharge. The 100 year Peak flow was only 1200 cfs for Spring Valley Creek.)

(See R-1068)

This examination was made on the 7th day of September, 1962

(Signed)

Log Johnson

Examiner.

28713

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
OCT 17 1962

Department of Reclamation

34-152
Robert L. Salter, Acting Director
State Fish & Game
518 Front St., Boise, Idaho
Permit No. 28713

986-8-22

Examination for Completion of Works & Beneficial Use

County Latah

Sec. 30 T. 40 N R. 3 W. B.M.

Quantity: 6.0 c.f.s.

Source: Little Bear River

P.D.: SE 1/4, Sec. 30, T. 40 N. - R. 3 W.

Use: Propagation of fish and
wildlife

Filed: May 13, 1960

Due: May 17, 1965

Extension: —

Completion of Works: —

Other Rights: K-1068

28713

April 27, 1962

Re: Permit No. 28713

Robert L. Salter, Acting Director
State Fish & Game
518 Front Street
Boise, Idaho

Dear Mr. Salter:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the mackay Miner, all submitted in proof of completion of works and beneficial use on Permit No. 28713.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

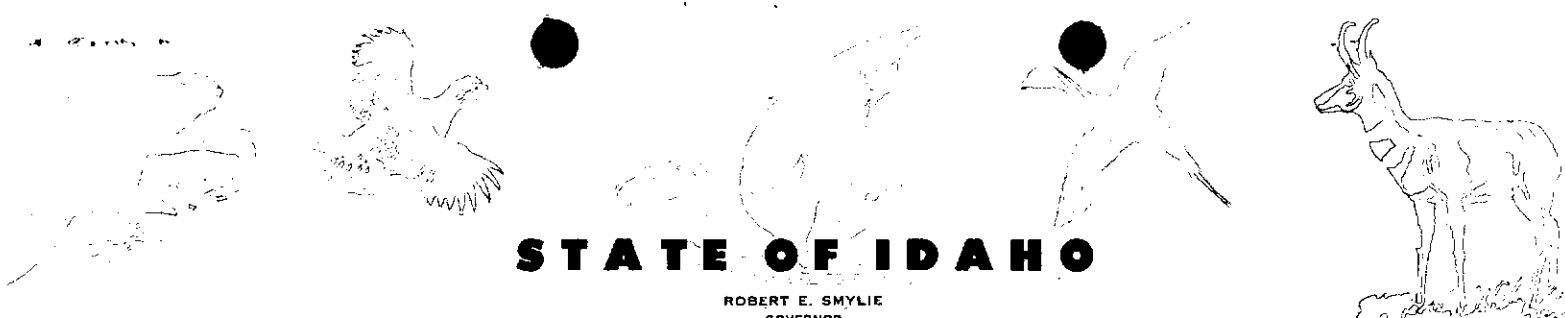
GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

28713



STATE OF IDAHO

ROBERT E. SMYLLIE
GOVERNOR

COMMISSION

GLENN STANGER IDAHO FALLS
R. J. HOLMES TWIN FALLS
ARLIE JOHNSON BOISE
TOM FELTON MOSCOW
FRANK CULLEN COEUR D'ALENE

Department of Fish and Game

518 FRONT STREET BOISE, IDAHO

April 23, 1962

RECEIVED

APR 25 1962

Department of Reclamation

Mr. Geo. N. Carter
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Carter:

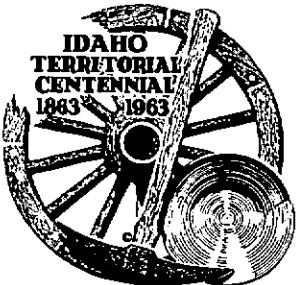
Enclosed herewith are depositions of holder and witnesses in Proof of Application of Water to Beneficial Use and Completion of Works, Permit No. 28713; Proof of Completion of Works, Permit No. R-1069; Proof of Application of Water to Beneficial Use and Proof of Completion of Works, Permit No. R-1068, which were made before me at 10:00 A.M., April 23, 1962.

Sincerely,

Anne Epeldi

Anne Epeldi, Notary Public

Enclosures



28713

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

W. J. Marinneau

being first duly sworn, on oath,
deposes and says:

That he is the printer of The
DAILY IDAHONIAN, a newspaper
of general circulation, printed and
published daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106,
60-107, and 60-108 of the Idaho
Code and the amendments there-
to; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supple-
ment thereto, upon the following

dates: *Mar. 24-31,*

Apr. 7-14, 1962

the same being the dates desig-
nated for the publication of said
legal notice.

W. J. Marinneau

Subscribed and sworn to before

me this *16* day of *Apr.*

1962

W. J. Marinneau

Notary Public,

residing at Moscow, Idaho

Residing in Moscow, Idaho

County of Latah

My Commission Expires Sept. 10, 1964

NOTICE OF PROOF OF COMPLE- TION OF WORKS and APPLICA- TION OF WATER TO BENE- FICIAL USE

NOTICE is hereby given that at 10:00
A.M., on the 23rd day of April 1962,
at Boise, County of Ada, State of Idaho,
before Anne Epeldi, Notary Public, at
(address) 518 Front Street, proof will
be submitted of the completion of works
for the diversion of 6 cubic feet per
second of the waters of Little Bear
River, and the application to bene-
ficial use of said water, in accordance
with the terms and conditions of Permit
No. 28713, heretofore issued by the De-
partment of Reclamation of the State
of Idaho.

1. The name and postoffice address
of the person or corporation holding
said permit is: State of Idaho, Depart-
ment of Fish and Game, Boise, Idaho.

2. Said works of diversion will be
fully completed on the date set for
such completion and the amount of
water which said works are capable of
conveying to the place of use is 6
cubic feet per second.

3. The use to which said water has
been applied is propagation of fish
and wildlife and the replacement of
waters of a reservoir lost by evapora-
tion, percolation, etc., purposes, and
the amount applied to beneficial use
is 6 cubic feet per second.

4. The point of diversion of said
water is N. 38°45' W. 1400 feet distant
from the east quarter corner of Sec.
30, T. 40 N., R. 3 W., B.M., and is in
the SE 1/4 NE 1/4 of said Sec. 30.

5. The place where said water is
used is within a reservoir known as
Spring Valley Reservoir and located
within the S 1/2 of Sec. 19 and the N 1/2
of Sec. 30, T. 40 N., R. 3 W., B.M. The
reservoir is approximately 88 surface
acres in area and stores 3200 acre
feet of water per annum.

6. The date of priority which said
user is prepared to establish is May
13, 1960.

GEO. N. CARTER,
State Reclamation Engineer
4t. Mar. 24-31, Apr. 7-14, 1962

28713

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED

APR 25 1962

Department of Reclamation

Permit No. 28713

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

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

Ans. Robert L. Salter, acting for and on behalf of the State of Idaho, Department of Fish and Game, as its Acting Director, Boise, Idaho.

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

Ans.

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

Ans. Permit No. 28713, dated May 17, 1960, priority date May 13, 1960.

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

Ans. Little Bear River, a tributary of Potlatch River, Latah County, Idaho.
Point of diversion is N. 38°45' W. 1400 feet distant from each quarter corner of Sec. 30, T. 40 N., R. 3 W., B.M., and is in the SE 1/4 of said Section 30.

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. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Diversion works is a dam which stores and holds the water within its reservoir, which is the place of use. Waters of the river not stored or consumed are permitted to flow within the natural stream course of Little Bear River.

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. Water is used for storage and replacement of consumed storage waters for the propagation of fish and wildlife. Water is used within the dam reservoir.

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

Ans.

28713

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

Ans. Used for storage within the reservoir of Permit No. R-1068 for the propagation of fish and wildlife in the amount of 675 acre feet.

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

Ans. 6 c.f.s. continuous flow.

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. Reservoir was filled in March, 1962, in the amount of 675 acre feet from the waters of Little Bear River in the amount of 6 c.f.s. or more.

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. None

STATE OF IDAHO, Department of Fish and Game
(Sign) By Robert L. Salter
Robert L. Salter, Acting Director

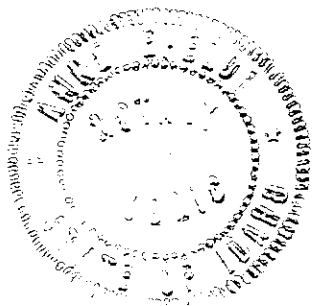
I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed

and sworn to before me, at my office in Boise, County of Ada,

State of Idaho, on this 23rd day of April, A. D. 19 62.

Anne E. Selby

My commission expires June 1, 1962



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHORECEIVED
APR 25 1962

Department of Reclamation

PERMIT NO. 28713**Proof of Application of Water to Beneficial Use**
Deposition of Witness
and Completion of Works

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. I. E. Sies, of legal age, residing at Boise, Idaho, employed by the Idaho
Department of Fish and Game.

Ques. 2. Are you acquainted with Robert L. Salter, the holder of Permit No. 28713? How long have you known him and where does he reside?

Ans. I have known him for 10 years. He resides at Boise, Idaho.

Ques. 3. Have you read or heard read said Permit No. 28713, 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. Little Bear River, diverted into reservoir at dam located in the SE 1/4 NE 1/4,
Sec. 30, T. 40 N., R. 3 W., B.M.

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. 200 c.f.s., probably maximum flow of Little Bear River. I have seen approxi-
mately 100 c.f.s. flow.

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

Ans. Used for storage and replacement of consumed storage waters for the propagation
of fish and wildlife. Used within the reservoir of Little Bear River dam, R-1068.

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

Ans. Used for storage within the reservoir of Permit No. R-1068 for the propagation of fish and wildlife in the amount of 675 acre feet.

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. -----

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 seen the flow of water into the works in the amount of 100 c.f.s. and have seen the waters stored in the amount of 675 acre feet.

(Signed)

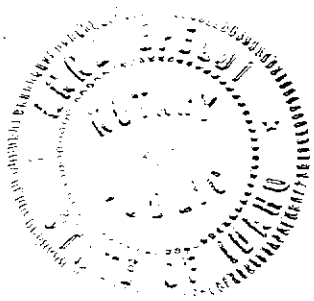
Jo Liss

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 23rd day of April, A. D. 19 62.

Anne Epeldi

Notary Public.

My commission expires June 1, 1962.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 25 1962

Department of Reclamation

PERMIT NO. 28713

Proof of Application of Water to Beneficial Use
Deposition of Witness and Completion of Works

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. T. D. Biladeau, of legal age, residing at Boise, Idaho, employed by the
Idaho Department of Fish and Game.

Ques. 2. Are you acquainted with Robert L. Salter, the
holder of Permit No. 28713? How long have you known him and where does
he reside?

Ans. I have known him for 10 years. He resides at Boise, Idaho.

Ques. 3. Have you read or heard read said Permit No. 28713, 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. Little Bear River, diverted into reservoir at dam located in the SE 1/4 NE 1/4,
Sec. 30, T. 40 N., R. 3 W., B.M.

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. 200 c.f.s., probably maximum flow of Little Bear River. I have seen
approximately 100 c.f.s. flow.

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

Ans. Used for storage and replacement of consumed storage waters for the propagation
of fish and wildlife. Used within the reservoir of Little Bear River dam, R-1068.

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

Ans. Used for storage within the reservoir of Permit No. R-1068 for the propagation of fish and wildlife in the amount of 675 acre feet.

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. -----

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 seen the flow of water into the works in the amount of 100 c.f.s. and have seen the waters stored in the amount of 675 acre feet.

(Signed)

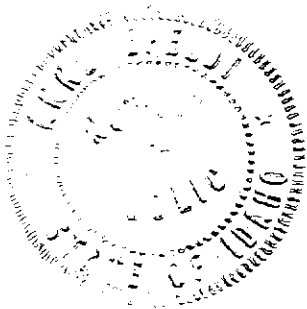
W. B. Leland

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 23rd day of April, A. D. 1962.

James E. Jeldie

Notary Public.

My commission expires June 1, 1962.



April 16, 1962

Re: Permits R-68; 28713
R-69

Idaho Dept. of Fish and Game
BULLHORN

Attn: T. D. R. Dean

Dear Mr. Biladeau:

We enclosed affidavits of publication and statements on Permits R-1068 and 28713. The newspaper mailed us an affidavit also which we retained.

We have not received affidavit on Permit No. R-1069.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. affidavit and
statement

28713

April 2, 1962

Re: Permit No. 068
No. 13
Dept. of Fish & Game

The Idahoan
Moscow, Idaho

Gentlemen:

On March 16th, 1962 Notice of Publication was mailed to you on the above numbered permits, requesting that a copy or tear sheet of the first publication be mailed to this department.

To date we have not received such copy, and ask that one be mailed on each permit as soon as possible.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ew

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 28713
State of Idaho
~~Department of Reclamation~~
Department of Fish and Game

Date: March 16, 1962

The Idahoan,
Moscow, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to April 23, 1962 the date set for proof; the expense of the publication is to be paid by the applicant

State of Idaho, Department of Fish & Game of 518 Front St., Boise, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

GEO. N. CARTER
GEO. N. CARTER
State Reclamation Engineer

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

Encl.

28713

March 16, 1962

Re: Permit No. 28713

State of Idaho,
Department of Fish and Game,
518 Front St.,
Boise, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 28713. The proofs are to be made at 10:00 o'clock A.M., on the 23rd day of April, 1962, before Anne Epeldi, 518 Front St., Boise, Idaho, Notary Public.

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

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

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

Very truly yours,

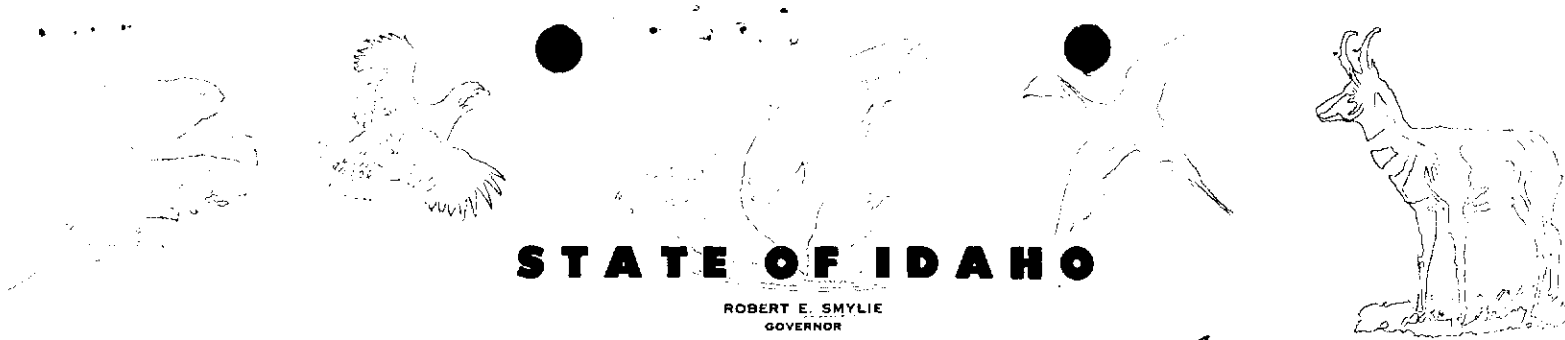
GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

28713



STATE OF IDAHO

ROBERT E. SMYLLIE
GOVERNOR

COMMISSION

GLENN STANGER IDAHO FALLS
R. J. HOLMES TWIN FALLS
ARLIE JOHNSON BOISE
TOM FELTON MOSCOW
FRANK CULLEN COEUR D'ALENE

Department of Fish and Game

518 FRONT STREET BOISE, IDAHO

March 9, 1962

Permit Nos. R-1068 and 28713
Spring Valley Reservoir
(Little Bear River)

Mr. Geo. N. Carter
State Reclamation Engineer
State House
Boise, Idaho

RECEIVED
MAR 16 1962

Department of Reclamation

Dear Mr. Carter:

Enclosed herewith in duplicate are Notices of Proof of Completion of Works and Application of Water to Beneficial Use in connection with Permit Nos. R-1068 and 28713, together with notices of authorization to publish the notices in accordance with State law.

Sincerely,

IDAHO DEPARTMENT OF FISH AND GAME

Robert L. Salter
Robert L. Salter
Acting Director

Enclosures



28713

MAR 10 1962

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 9, 1962
(P. O.) 518 Front Street, Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

The Idahoan of Moscow, Idaho published in
the county in which the works are situated. *Latah Co.*

STATE OF IDAHO, Department of Fish and Game

By Robert L. Salter
Robert L. Salter, Acting Director

(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.

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

MAR 1, 1962

Department of Reclamation

NOTICE is hereby given that at 10:00 A. M., on the 23rd day of April 1962, at Boise, County of Ada, State of Idaho, before Anne Epeldi, Notary Public, at (address) 518 Front Street

_____ , proof will be submitted of the completion of works for the diversion of 6 cubic feet per second of the waters of Little Bear River, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 28713, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: State of Idaho, Department of Fish and Game, Boise, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 6 cubic feet per second.

3. The use to which said water has been applied is propagation of fish and wildlife and the replacement of waters of a reservoir lost by evaporation, percolation, etc. purposes, and the amount applied to beneficial use is 6 cubic feet per second.

4. The point of diversion of said water is N. 38°45' W. 1400 feet distant from the east quarter corner of Sec. 30, T. 40 N., R. 3 W., B.M., and is in the SE 1/4 of said Sec. 30.

5. The place where said water is used is within a reservoir known as Spring Valley Reservoir and located within the S 1/2 of Sec. 19 and the N 1/2 of Sec. 30, T. 40 N., R. 3 W., B.M.

The reservoir is approximately 88 surface acres in area and stores 3200 acre feet of water per annum.

6. The date of priority which said user is prepared to establish is May 17, 1960.

Geo. H. Carter

State Reclamation Engineer

28713

May 26, 1960

Re: Permit No. 28713

C
O
P
Y

State of Idaho,
Department of Fish and Game,
518 Front St.,
Boise, Idaho.

Gentlemen:

We enclose Permit No. 28713, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

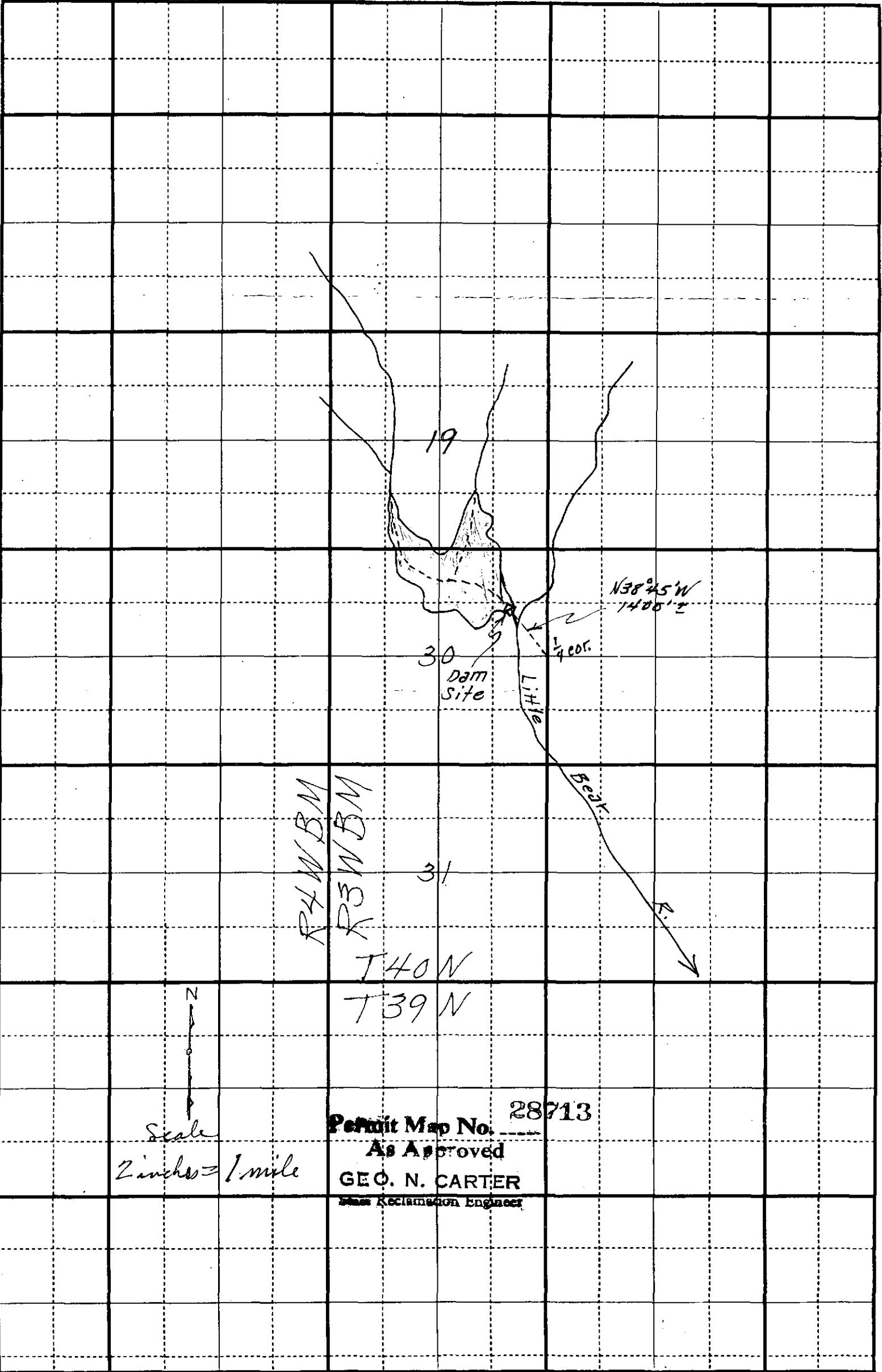
Very truly yours,

GEO. M. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak

28713



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

NOTICE is hereby given that at 10:00 A.M., on the 23rd day of April 1962, at Boise, County of Ada, State of Idaho, before Anne Epeldi, Notary Public, at (address) 518 Front Street, proof will be submitted of the completion of works for the diversion of 6 cubic feet per second of the waters of Little Bear River, and the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 28713, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: State of Idaho, Department of Fish and Game, Boise, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion and the amount of water which said works are capable of conveying to the place of use is 6 cubic feet per second.

3. The use to which said water has been applied is propagation of fish

and wildlife and the replacement of waters of a reservoir lost by evaporation, percolation, etc., purposes, and the amount applied to beneficial use is 6 cubic feet per second.

4. The point of diversion of said water is N. 38°45' W. 1400 feet distant from the east quarter corner of Sec. 30, T. 40 N., R. 3 W., B.M., and is in the SE 1/4 NE 1/4 of said Sec. 30.

5. The place where said water is used is within a reservoir known as Spring Valley Reservoir and located within the S 1/2 of Sec. 19 and the N 1/2 of Sec. 30, T. 40 N., R. 3 W., B.M. The reservoir is approximately 88 surface acres in area and stores 3200 acre feet of water per annum.

6. The date of priority which said user is prepared to establish is May 13, 1960.

GEO. N. CARTER,
State Reclamation Engineer

4t. Mar. 24-31, Apr. 7-14, 1962