

Idaho Department of
Fish and Game,
Boise, Idaho.

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

APPLICATION No. 37038
PERMIT No. 29045
DISTRICT No.

85-2123

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: Twelve (12.0)

cubic feet per second.

3. Source of water supply: Sweetwater Spring

which is a tributary of Lapwai Creek

4. Location of point of diversion: S. 19° 25' E., 1238.

feet distant from the west 1/4th

corner of Section 4, T. 33 N., R. 4 W., B.M., and is in the NW 1/4 SW 1/4

of section 4, T. 33 N., R. 4 W., B. M., County of Nez Perce

5. Water is to be used for Fish cultural purposes and domestic use

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

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the SW 1/4 NW 1/4 & NW 1/4 SW 1/4 of Section of 4, T. 33 N., R. 4 W., 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: \$ 5,000.00

8. Kind of works: Concrete diversion and a 24-inch steel pipeline

9. Height of dam 6 feet; length of dam at top 20 feet; length of dam at bottom 20

feet; material used in dam: concrete

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

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

dimensions of flume:

Diameter of pipe 24 inches; length of conduit 1000 feet miles

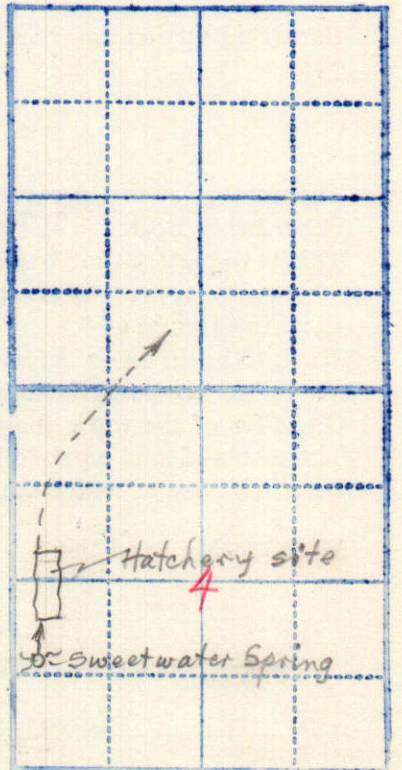
Average grade per mile 100 feet: 2.6 feet.

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

13. The time required for the complete application of the water to the proposed use is two 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



Louisiana

10



R 4 W

T

33

N

P.D.

WAAA

Spring

4

HATCHERY
SITE

Domestic

.62

Fish Culture

.22

.24 lbs or 12 inches

PUBLISHER'S AFFIDAVIT OF PUBLICATION

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 22nd day of July, 1963, at Boise, County of Ada, State of Idaho, before Anne Epeldi, Notary Public, at 518 Front Street, proof will be submitted of the completion of works for the diversion of 1.0 cubic feet per second of the waters of Sweetwater Spring, which is a tributary of Lapwai Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29045, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit is: State of Idaho Fish and Game Department, 518 Front St., 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 1.0 cubic feet per second.

3. The use to which said water has been applied is fish cultural purposes and domestic purposes, and the amount applied to beneficial use is 1.0 cubic feet per second.

4. The point of diversion of said water is S. 19°25' E. 1238 feet distant from the west quarter corner of Sec. 4, T. 33 N., R. 4 W.B.M.

5. The place where said water is used is SW¼NW¼, NW¼SW¼, Sec. 4, T. 33 N., R. 4 W.B.M., Nez Perce County, Idaho.

6. The date of priority which said user is prepared to establish is September 26, 1960.

RALPH W. THOMAS, Deputy
State Reclamation Engineer

STATE OF IDAHO, } ss.
County of Nez Perce }

Department of Reclamation, D. N. Sinclair

, being duly sworn

deposes and says, I am the Office Manager of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the Proof of Completion of Works attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for four consecutive weeks, the first publication thereof being on the 19th day of June, A. D. 19 63, and the last publication thereof being on the 10th day of July, A. D. 19 63, and said Proof of Completion was so published in the regular and entire issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

10 day of July, 1963.

[Signature]
Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

RECEIVED
JUN 7 1963
Department of Reclamation

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 22 day of July 1963, 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 1.0 cubic feet per second of the waters of Sweetwater Spring, which is a tributary of Lapwai Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29045, 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 Fish and Game Department, 518 Front St., 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 1.0 cubic feet per second.
3. The use to which said water has been applied is fish cultural purposes and domestic purposes, and the amount applied to beneficial use is 1.0 cubic feet per second.
4. The point of diversion of said water is S. 19°25' E. 1238 feet distant from the west quarter corner of Sec. 4, T. 33 N., R. 4 W.B.M.
5. The place where said water is used is NW 1/4 SW 1/4, Sec. 4, T. 33 N., R. 4 W.B.M., Nez Perce County, Idaho
6. The date of priority which said user is prepared to establish is September 26, 1960

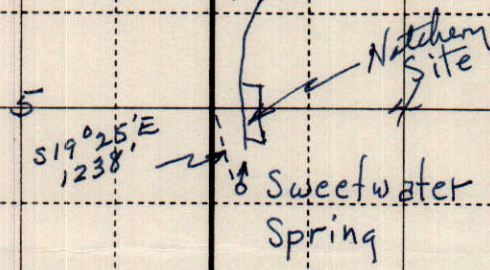
RALPH W. THOMAS, Deputy
State Reclamation Engineer

29045

NAME OF APPLICANT State of Idaho Dept. of Fish & Game

Form No. 0

T. 34 N. R. 4 W. BM
T. 33 N. R. 4 W. BM



Permit Map No. 29045
As Approved SEP 28 1960
GEO. N. CARTER
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 29045 Amount 0.24 c.f.s.
Water District No. Priority September 26, 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 September 26, 19 60 ; that Permit No. 29045
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.24 second feet, was issued thereunder on September 26, 19 63, showing that said works
were completed on the 22nd day of July, 19 63 ; and that on the 22nd
day of July, 1963, 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 Sweetwater
Spring, a tributary of Lapwai Creek, for the purpose of domestic use and fish
cultural / purposes, under Use Permit No. 29045 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 7728, on the 26 day of September, 19 63 ;
The right hereby confirmed dates from September 26, 19 60 ;

The Point of Diversion is located
in the NW 1/4 SW 1/4, Sec. 4, Tp. 33 N., R. 4 W., B. M. Nez Perce County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.24 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
33 N.	4 W.	4	SW 1/4 NW 1/4 NW 1/4 SW 1/4 For domestic use and fish cultural purposes only		

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
26th day of September, 19 63 .

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

(SEAL)

7727

State of Idaho
License and Certificate of Water Right

Water License No. G-27215

Amount 7.0 c.f.s.

Water District No.

Priority January 15, 1958

THIS IS TO CERTIFY that GLEN DALE FARMS, INC.
of Murtaugh, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 15, 1958; that Permit No. G-27215
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
7.0 second feet, was issued thereunder on September 26, 1963, showing that said works
were completed on the 14th day of February, 1963; and that on the 14th
day of February, 1963, GLEN DALE FARMS, INC.

of Twin Falls, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-27215, 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 7727, on the 26 day of September, 1963;
The right hereby confirmed dates from January 15, 1958;

The Point of Diversion is located
in the NW 1/4 SE 1/4, Sec. 10, Tp. 11 S., R. 20 E., B. M. County of Twin Falls
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 7.0 cubic feet per second.

Description and location of use:

11 S.	20 E.	13	NE 1/4	NE 1/4	40	20
			W 1/2	NE 1/4	80	80
			SE 1/4	NE 1/4	40	10
			NE 1/4	SW 1/4	40	10
			SE 1/4	SW 1/4	40	40
			NE 1/4	SE 1/4	40	37
			W 1/2	SE 1/4	80	80
			SE 1/4	SE 1/4	40	40
	14		SE 1/4	NE 1/4	40	40
	23		W 1/2	SW 1/4	80	80
			SE 1/4	SW 1/4	40	10
			NE 1/4	SE 1/4	40	20
			NW 1/4	SE 1/4	40	10
			SW 1/4	SE 1/4	40	30
			SE 1/4	SE 1/4	40	15
	24		NE 1/4	NE 1/4	40	40
			NW 1/4	NE 1/4	40	10
			S 1/2	NE 1/4	80	80
			NE 1/4	NW 1/4	40	20
			W 1/2	NW 1/4	80	80
			SE 1/4	NW 1/4	40	40
			NW 1/4	SW 1/4	40	10

Total number of acres to be irrigated: 802

/s/ RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-27215

Amount 7.0 c.f.s.

Water District No.

Priority January 15, 1958

THIS IS TO CERTIFY that GLEN DALE FARMS, INC.
of Murtaugh, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 15, 1958; that Permit No. G-27215
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
7.0 second feet, was issued thereunder on September 26, 1963, showing that said works
were completed on the 14th day of February, 1963; and that on the 14th
day of February, 1963, GLEN DALE FARMS, INC.

of Twin Falls, State of Idaho, made proof to the satisfaction of the

		Total number of acres for reclamation: 803	
SE	1/4 2nd	70	70
	2E 1st	70	70
	1/4 1st	80	80
	1/4 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
SE	1/4 2nd	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
SE	1/4 2nd	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80
	2E 1st	80	80

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
26th day of September, 1963.

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

(SEAL)

Application For Permit

Idaho Department of
Fish and Game,
Boise, Idaho.

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 37038
PERMIT No. 29045
DISTRICT No.

85-2123

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: **Twelve (12.0)**

cubic feet per second.

3. Source of water supply: **Sweetwater Spring**

which is a tributary of **Lapwai Creek**

4. Location of point of diversion: **S. 19° 25' E., 1238.**

feet distant from the **west 1/4th**

corner of Section **4**, T. **33 N.**, R. **4 W.**, B.M., and is in the **NW 1/4 SW 1/4**

of section **4**, T. **33 N.**, R. **4 W.**, B. M., County of **Nez Perce**

5. Water is to be used for **Fish cultural purposes and domestic use**

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

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the **SW 1/4 NW 1/4 & NW 1/4 SW 1/4** of Section of **4**, T. **33 N**, R. **4 W**, 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: \$ **5,000.00**

8. Kind of works: **Concrete diversion and a 24-inch steel pipeline**

9. Height of dam **6** feet; length of dam at top **20** feet; length of dam at bottom **20**

feet; material used in dam: **concrete**

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 **24** inches; length of conduit **1000 feet** ~~miles~~

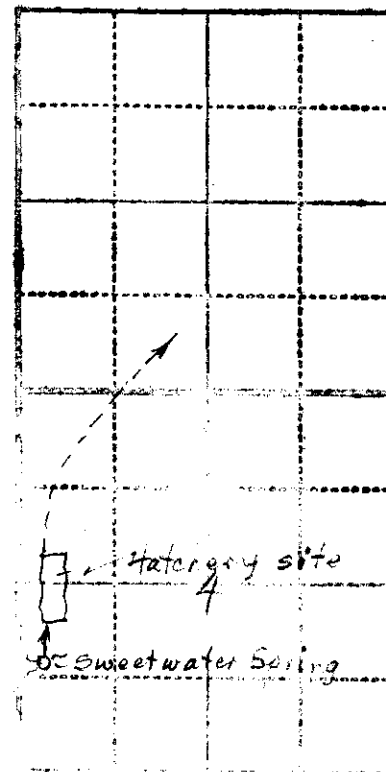
Average grade per ~~mile~~ **100 feet: 2.6** feet.

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

13. The time required for the complete application of the water to the proposed use is **two** 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? **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.

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

By s/ Ross Leonard, Director

XXXXXX

Date of first receipt at Department of Reclamation: 10:30 A.M. September 26, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 29045

Recorded in Book 102 Page 29045 Approved September 28, 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 **November 28, 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 **March 28, 1962**

The whole of said work to be completed on or before **September 28, 1963**

Beneficial use of water appropriated in accordance herewith, to be made on or before **September 28, 1965**

WITNESS My hand this 28th day of September, 1960

s/ GEO. N. CARTER
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.....28th.....

day of September 19 60

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE

.....
Governor.

Secretary of State.

REMARKS: The applicant proposes to use the waters of Sweetwater Spring for fish cultural purposes, which use will be non-consumptive. Waters would be diverted through a pipe line, used in applicant's hatchery, and returned to the natural stream course.

Some domestic use would also be made of the water, in the approximate amount of .01 c.f.s.

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. 29045 ✓ 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. 29045, issued upon Application No. 37038 bearing date of priority of September 26, 1960, authorizing the diversion of 12.0 second feet of waters of Sweetwater Spring, County of Nez Perce, State of Idaho, for domestic use and fish cultural 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 0.24 second feet of the waters of Sweetwater Spring tributary of Lapwai Creek; that the point of diversion of said waters NW¹/₄SW¹/₄, Sec. 4, T. 33 N., R. 4 W., 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 fish cultural purposes in the SW¹/₄NW¹/₄, NW¹/₄SW¹/₄, Sec. 4, T. 33 N., R. 4 W., B.M. Witness my hand this 26th day of September, A.D. 1963. /s/ RALPH W. THOMAS Deputy State Reclamation Engineer Proof of Completion of Works Made: July 22, 1963 COPIES ISSUED FOR 0.24 SEC. FT. page 7728																

file 85-2123

July 11, 1979

Mr. Alvin V. McCormack
21 Ranch
7570 Waha Rd.
Lewiston, ID 83501

Dear Mr. McCormack:

Your letter of June 19, was forwarded to our department for reply.

License No. 85-2123 in the name of ID Fish and Game is the only right I located on record with this department, that has a point of diversion from a spring in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 33 N., R. 4 W.

The springs in Sec. 4 are not named on our USGS reference maps; however, on the License, ID Fish and Game lists the source as Sweetwater Spring, tributary of Lapwai Creek. The priority date is September 26, 1960, for .24 cfs of water for domestic use and fish cultural purposes in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, T. 33 N., R. 4 W.

There is still a possibility of historical use rights not yet recorded with this agency.

If you need further assistance, please do not hesitate to contact us.

Sincerely,

Roberta Garrett
Records Supervisor

RG:ab

Robertson
85-2123

RECEIVED

RANCH
ALVIN V. MCCORMACK
7570 WAHA ROAD
LEWISTON, IDAHO 83501

JUL 9 1979

Department of Water Resources

June 19, 1979

Bureau of Land Management
State House
Boise, Idaho

*3754/**

Dear sir:

Will you please give the name of the present owner of the water right on the spring known as Big Spring, located on the NW $\frac{1}{4}$ of the SW $\frac{1}{2}$, Sec.4 of the Township 33N, Range 4 West.

This spring is located on property which we own.

Thanking you for this information I am

Sincerely yours,

Alvin V. McCormack
Alvin V. McCormack

RECEIVED
10:00 A.M.

JUN 21 1979

BUREAU OF LAND MGMT
IDAHO STATE OFFICE
BOISE, IDAHO

January 26, 1973

Mr. Don Reeder, Manager
Lewiston Orchards Irrigation District
1520 Powers Avenue
Lewiston, Idaho 83501

Dear Mr. Reeder:

Since your telephone inquiries of January 24, 1973, we are submitting the following responses:

Unnamed spring, located in the SW 1/4, Section 4, Township 33N, Range, 4W. B. M.

Records of the department have only yielded the water right filing within this description. Other water rights may exist, however, we do not have records of them. We are enclosing a copy of Water Right File No. 29045/85-2123.

Water rights under the name of Lewiston Orchards Irrigation District:

We are enclosing copies of our records under the name of Lewiston Orchards Irrigation District. Possibly other rights exist and belong to the company, however, we were limited in our search by having only the name Lewiston Orchards Irrigation District for research purposes.

If you have any questions, please contact us.

Sincerely,

Donald W. McEldowney
Water Rights Administrator

DWM/kss

Enclosures

85-2123

September 27, 1963

RE: Permit No. 29045

Robert L. Salter, Ass't Director
Fish and Game Department
Building

Dear Mr. Salter:

Enclosed are the Certificate of Completion of Works and License
and Certificate of Water Right on the above numbered permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EMR:mr

Enc. license
certificate

29045

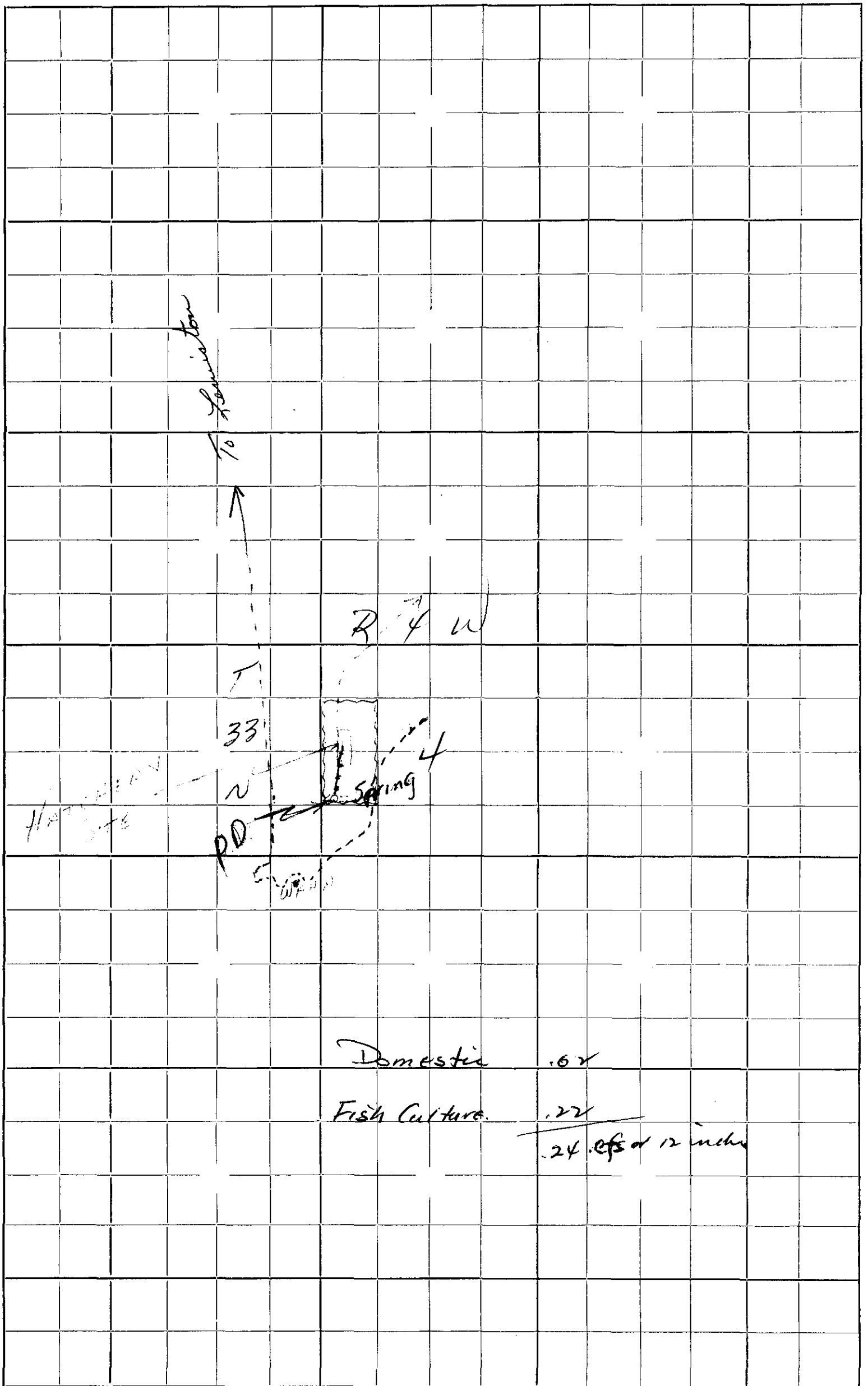
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 29045

REPORT ON PROOF OF Completion of Works & Beneficial Use

Robert L. Salter, Ass't. Director
Fish and Game Department
Boise, Idaho



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 29045

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

1. Name of applicant State of Idaho, Department of Fish and Game

2. Source of water supply: Sweetwater Spring

3. Location of point of diversion: Is in the NW 1/4 of Section 4

T. 33 N R. 4 W.B.M. County of Nez Perce

4. Describe works as they exist, giving dimensions and capacities of same: 9'x9'x8' Enclosed Concrete Springbox, 6"x300' steel pipe to Hatchery Building, 4'x2 1/2'x8' laterals reduced to 1 1/2" pipe + valve to each incubator. 5- double incubators in use - (3 more are to be installed this fall.) 14 1/2 PSI at Hatchery.

5. Water is used for: Fish cultural purposes and domestic use

6. State whether or not water has been turned into works of diversion: yes

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

PLACE OF USE: SW 1/4 & NW 1/4 Sec. 4., Twp. 33 N., Rge. 4 W.B.M.

Fish Culture.

Domestic. (House hold + Lawn + Garden.)

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

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

Remarks: Robert J. Bells, Fisheries Biologist along.

Each incubator requires at least 6 GPM. per incubator.

This examination was made on the 6th day of September, 1963

(Signed) Leona Johnson Examiner.

29045

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
SEP 25 1963

Department of Reclamation

SH 3-5643 Robert L. Satter, Asst. Director
Fish and Game Department
518 Front St., Boise, Idaho
Permit No. 290h5

Examination for Completion of Works & Beneficial Use

County Max. Force

Sec. 4 T. 33 N. R. 4 W. 4

Quantity: 12.0 cfs.

Source: Spring

P.D.: NW 1/4 S. 4 T. 33 N. R. 4 W.

Use: Fish Cultural & Dom.

Filed: 26 Sept '60

Due: 28 Sept '63

Extension: _____

Protest: _____

Completion of Works: _____

Other Rights: None

231
14.5
1155
924
231
5349

9x9x8 enclosed concrete
spring box 6" x 300' dia.
pipe to Hatching Bldg. 4-2 1/2'
x 8' lateral reduced to 1 1/4"
pipe & valve to each incubator
8 double incubators that
require 6 GPM to each side.
or 12 GPM per incubator
14 1/2 PSI. plus
losses in line with same

3465
3234
26699
3345

1M April 1962

July 25, 1963

Re: Permit No.
29045

Mr. Robert L. Salter, Ass't. Director
Fish and Game Department
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 Lewiston Morning Tribune, all submitted in proof of completion of works and beneficial use on Permit No. 29045.

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:

29045

STATE OF IDAHO

ROBERT E. SMYLIE
GOVERNOR

COMMISSION

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

JOHN R. WOODWORTH
DIRECTOR

FISH AND GAME DEPARTMENT

518 FRONT STREET BOISE, IDAHO

July 23, 1963

State Reclamation Engineer
Department of Reclamation
State House

Dear Sir:

Re: Permit No. 29045, Sweetwater Springs

Enclosed are Deposition of Holder and Depositions of Witnesses in
Proof of Application of Water to Beneficial Use and Completion of
Works, Permit No. 29045.

The affidavit of publication has been submitted to your office.

Sincerely,

IDAHO FISH AND GAME DEPARTMENT

John R. Woodworth
John R. Woodworth
Director

Enclosures



29045

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

Permit No. 29045

**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, Ass't Director, Fish and Game Department, Boise

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. 29045 dated September 28, 1960, date of priority September 26, 1960

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

Ans. A Spring designated: Sweetwater Spring S 19°25'E, 1238 feet distant from the west 1/4 Corner of Sec. 4, T 33N, R 4 WBM and is in the NW 1/4 SW 1/4 of said Sec. 4

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 concrete structure from with 1.0c.f.s. of water is diverted into a six inch steel pipe line and carried to place of use.

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 fish cultural purposes and domestic use, in SW 1/4 NW 8, NW 2 SW 1, Sec. 4, T 33N, R 4 WBM.

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

Ans. _____

29045

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

Ans. Conveyed to a fish hatchery and resident building and is used in fish cultural activities to hatch fish eggs and rear fish and for domestic use.

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

Ans. One 1.0 c.f.s.

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. Water was first diverted for hatchery purposes on August 1, 1961, and used in the extent of 1.0 c.f.s. for approximately six months of each year. Domestic use is continuous for each full year.

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

Idaho Fish and Game Department

(Sign)

Robert L. Salter

Robert L. Salter, Ass't. 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 22nd day of July, A. D. 1963.

Anne Epeldi, Notary Public

My commission expires

June 1, 1966

29045

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 29045

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

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Jack Fisher, of legal age, residing at Boise, Idaho and employed by the
Fish and Game Department, 518 Front St., Boise

Ques. 2. Are you acquainted with Robert L. Salter, the
holder of Permit No. 29045? How long have you known him and where does
he reside?

Ans. Have known him in excess of 10 years and he resides in Boise

Ques. 3. Have you read or heard read said Permit No. 29045, 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 con-
veying water from point of diversion to place of use.

Ans. Sweetwater Spring, diverted S 19°25' E, 1238 feet distant from the west ¼
Corner of Sec. 4, T 33N, R 4 WBM. Water is diverted by a concrete diversion and is
carried to place of use in a six inch steel pipe line.

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

Ans. One c.f.s. and have seen 1.0 c.f.s. of water being so conveyed.

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

Ans. Water is used for fish cultural purposes and for domestic use and is used at
a fish hatchery and the resident building of the hatchery.

29045

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

Ans. Water has been used for fish cultural purposes and domestic use in the
amount of 1.0 c.f.s.

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. In August of 1961 and subsequent years I have seen the waters diverted,
carried and used on the diversion and operating works of the hatchery in the
amount of 1.0 c.f.s.

(Signed) _____

Jack Fisher
Jack Fisher

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 22nd day of July,
A. D. 19 63.

Anne Epeldi
Anne Epeldi,

Notary Public.

My commission expires June 1, 1966.

29045

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 29045

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

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. T.D. Biladeau, of legal age, residing at Boise, Idaho and employed by the
Fish and Game Department, 518 Front St., Boise

Ques. 2. Are you acquainted with Robert L. Salter, the
holder of Permit No. 29045? How long have you known him and where does
he reside?

Ans. Have known him in excess of 10 years and he resides in Boise

Ques. 3. Have you read or heard read said Permit No. 29045, 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. Sweetwater Spring, diverted S 19°25' E, 1238 feet distant from the west ½
Corner of Sec. 4, T 33N, R 4 WBM. Water is diverted by a concrete diversion and is
carried to place of use in a six inch steel pipe line.

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. One c.f.s. and have seen 1.0 c.f.s. of water being so conveyed.

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

Ans. Water is used for fish cultural purposes and for domestic use and is used at
a fish hatchery and the resident building of the hatchery

29045

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

Ans. Water has been used for fish cultural purposes and domestic use in the amount of 1.0 c.f.s.

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. In August of 1961 and subsequent years I have seen the waters diverted, carried and used on the diversion and operating works of the hatchery in the amount of 1.0 c.f.s.

(Signed)

T.D. Biladeau
T.D. Biladeau

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 22nd day of July, A. D. 1963.

Anne Epeldi
Anne Epeldi,

Notary Public.

My commission expires June 1, 1966.

29045

July 11, 1963

RE: Permit No. 29045

John R. Woodworth, Director
Fish and Game Department
Building

Dear Mr. Woodworth:

We have received the Affidavit of Publication in regard to the above numbered permit, and the statement of cost of publication from the Lewiston Morning Tribune.

The Affidavit of Publication will be held until the proofs are received in this office.

The statement of cost of publication is herewith forwarded to you.

Very truly yours,

CARL E. TAPPAN
Acting State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. statement

29045

PUBLISHER'S AFFIDAVIT OF PUBLICATION



STATE OF IDAHO, }
County of Nez Perce } ss.

D. N. Sinclair, being duly sworn
deposes and says, I am the Office Manager
of the Tribune Publishing Company, a corporation organized
and existing under and by virtue of the laws of the State of
Idaho, publishers of the LEWISTON MORNING TRIBUNE, a
newspaper of general circulation published at Lewiston, Nez
Perce County, Idaho; That the said Lewiston Morning Tribune
is an established paper and has been published regularly and
issued regularly at least once a day for more than 20 consecu-
tive years immediately preceding the first publication of this
notice, and has been so published uninterruptedly for said
period; that the Proof of Completion of Works
attached hereto and which is made a part of this affidavit was
published in the said Lewiston Morning Tribune, once a
week for four consecutive weeks, the
first publication thereof being on the 19th day of
June, A. D. 19 63, and the last publica-
tion thereof being on the 10th day of July,
A. D. 19 63, and said Proof of Completion
was so published in the regular and entire issue of the said
newspaper and not in a supplement thereof and was so pub-
lished in every issue and number of the said paper, during the
period and times of publication as set forth above.

D. N. Sinclair
SUBSCRIBED AND SWORN TO BEFORE ME THIS THE
10 day of July, 1963.

James M. Evans
Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

June 10, 1963

Re: Permit No. 29045
State of Idaho
Fish and Game Dept.

Lewiston Tribune
Lewiston, Idaho

Gentlemen:

On June 10th we mailed you a Notice of Publication on the above numbered permit requesting a tear sheet or copy be sent to this office for checking purposes.

To date we have not received such copy and ask at this time that one be mailed to us as soon as possible.

Thank you.

Very truly yours,

CARL E. TAPPAN, Acting
State Reclamation Engineer

CET:ew

29045

June 10, 1963

Re: Permit No. 29045
State of Idaho
Fish and Game Department

Lewiston Tribune,
Lewiston, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to July 22, 1963, the date set for proof; the expense of the publication is to be paid by the applicant, State of Idaho Fish and Game Department, 518 Front Street, 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,

RALPH W. THOMAS, Deputy
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.
RWT:pmk

29045

June 10, 1963

Re: Permit No. 29045

State of Idaho,
Fish & Game Department,
518 Front Street,
Boise, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 29045. The proofs are to be made at 10:00 o'clock A.M., on the 22nd day of July, 1963, before Anne Epeldi, 518 Front St., Boise, Idaho, Notary Public.

As of this date we have mailed the Notice to the Lewiston Tribune Lewiston, 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,

~~XXXXXXXXXXXX~~

State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

29045

STATE OF IDAHO

ROBERT E. SMYLIE
GOVERNOR

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

JOHN R. WOODWORTH
DIRECTOR

Department of Fish and Game

518 FRONT STREET BOISE, IDAHO

June 6, 1963

RECEIVED
31152

Department of Reclamation

Department of Reclamation
State House

Gentlemen:

Re: Sweetwater Spring

Enclosed in duplicate is Notice of Proof of Completion of Works and Application of Water to Beneficial Use in connection with Permit No. 29045. Also enclosed is authorization to have the notice published.

Sincerely,

IDAHO FISH AND GAME DEPARTMENT

Robert L. Salter
Robert L. Salter
Assistant Director

Enclosures



29045

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 6, 1963

(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

Lewiston Tribune

of

Lewiston, Idaho

published in

the county in which the works are situated.

Ney Perce Co.

STATE OF IDAHO, FISH AND GAME DEPARTMENT

By

Robert L. Salter

Robert L. Salter, Asst. 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.

29045

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 22 day of July 1963, at Boise, County of Ada, State of Idaho, before Anne Epaldi, Notary Public, at (address) 518 Front Street, proof will be submitted of the completion of works for the diversion of 1.0 cubic feet per second of the waters of Sweetwater Spring, which is a tributary of Lapwai Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29045, 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 Fish and Game Department, 518 Front St., 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 1.0 cubic feet per second.

3. The use to which said water has been applied is fish cultural purposes and domestic purposes, and the amount applied to beneficial use is 1.0 cubic feet per second.

4. The point of diversion of said water is S. 19°25' E. 1238 feet distant from the west quarter corner of Sec. 4, T. 33 N., R. 4 W.B.M.

5. The place where said water is used is SW 1/4, Sec. 4, T. 33 N., R. 4 W.B.M., Nez Perce County, Idaho

Total XXXXXX

6. The date of priority which said user is prepared to establish is September 26, 1960

RALPH W. THOMAS, Deputy

State Reclamation Engineer

29045

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. 29045

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Dept. of Fish and Game
Boise, Idaho

Boise, Idaho,
June 3, 1963

Dear Sir:—

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. 29045.

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before September 28, 1963. Upon receipt of the blank properly filled out, notice of publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a notary public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the water for which application is made, as it only confirms the completion of the works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Very truly yours,

CARL E. TAPPAN
Assistant

State Reclamation Engineer

Enc. Form 8 - 11

29045

October 5, 1960

Re: Permit No. 29045

Mr. Ross Leonard, Director,
Department of Fish and Game,
State of Idaho,
518 Front Street,
Boise, Idaho.

Dear Mr. Leonard:

We enclose Permit No. 29045 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

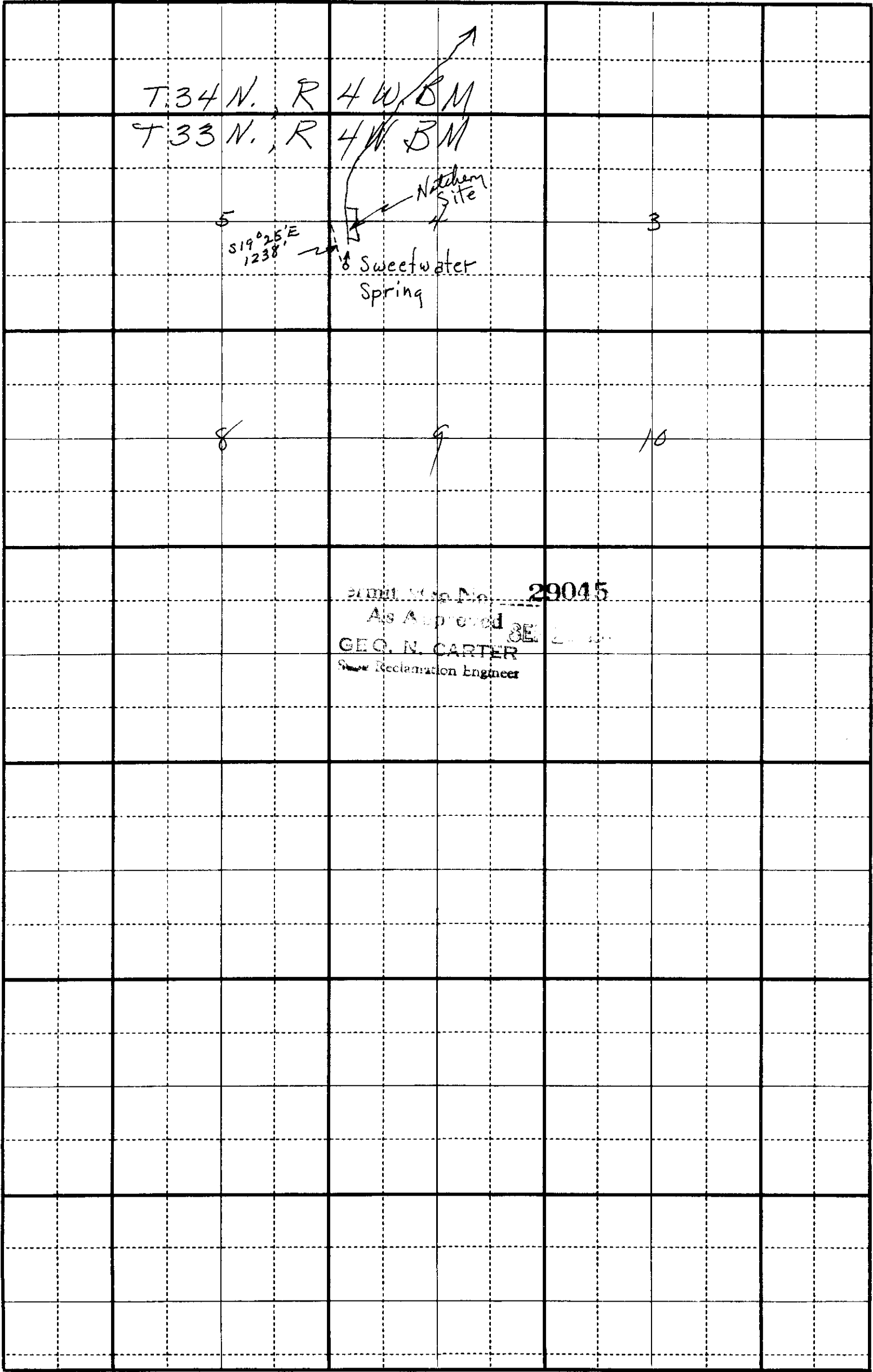
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

29045



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

ROSS LEONARD
DIRECTOR

September 21, 1960

SEP 23 1960
Department of Reclamation

Sweetwater Spring

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

Dear Mr. Carter:

Enclosed herewith is application for permit to appropriate the public waters of Sweetwater Spring in the amount of 12.0 c.f.s. for fish cultural and domestic purposes.

Very truly yours,

Ross Leonard
Ross Leonard, Director

Enclosure

29045

**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 22nd day of July, 1963, at Boise, County of Ada, State of Idaho, before Anne Epetdi, Notary Public, at 518 Front Street, proof will be submitted of the completion of works for the diversion of 1.0 cubic feet per second of the waters of Sweetwater Spring, which is a tributary of Lapwai Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29045, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit is: State of Idaho Fish and Game Department, 518 Front St., 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 1.0 cubic feet per second.

3. The use to which said water has been applied is fish cultural purposes and domestic purposes, and the amount applied to beneficial use is 1.0 cubic feet per second.

4. The point of diversion of said water is S. 19°25' E. 1238 feet distant from the west quarter corner of Sec. 4, T. 33 N., R. 4 W.B.M.

5. The place where said water is used is SW¼NW¼, NW¼SW¼, Sec. 4, T. 33 N., R. 4 W.B.M., Nez Perce County, Idaho.

6. The date of priority which said user is prepared to establish is September 26, 1960.

RALPH W. THOMAS, Deputy
State Reclamation Engineer