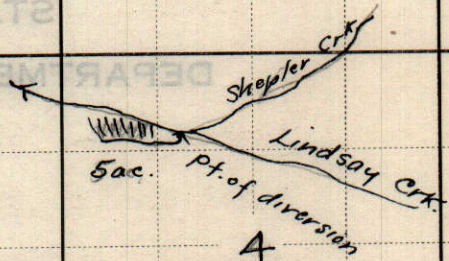
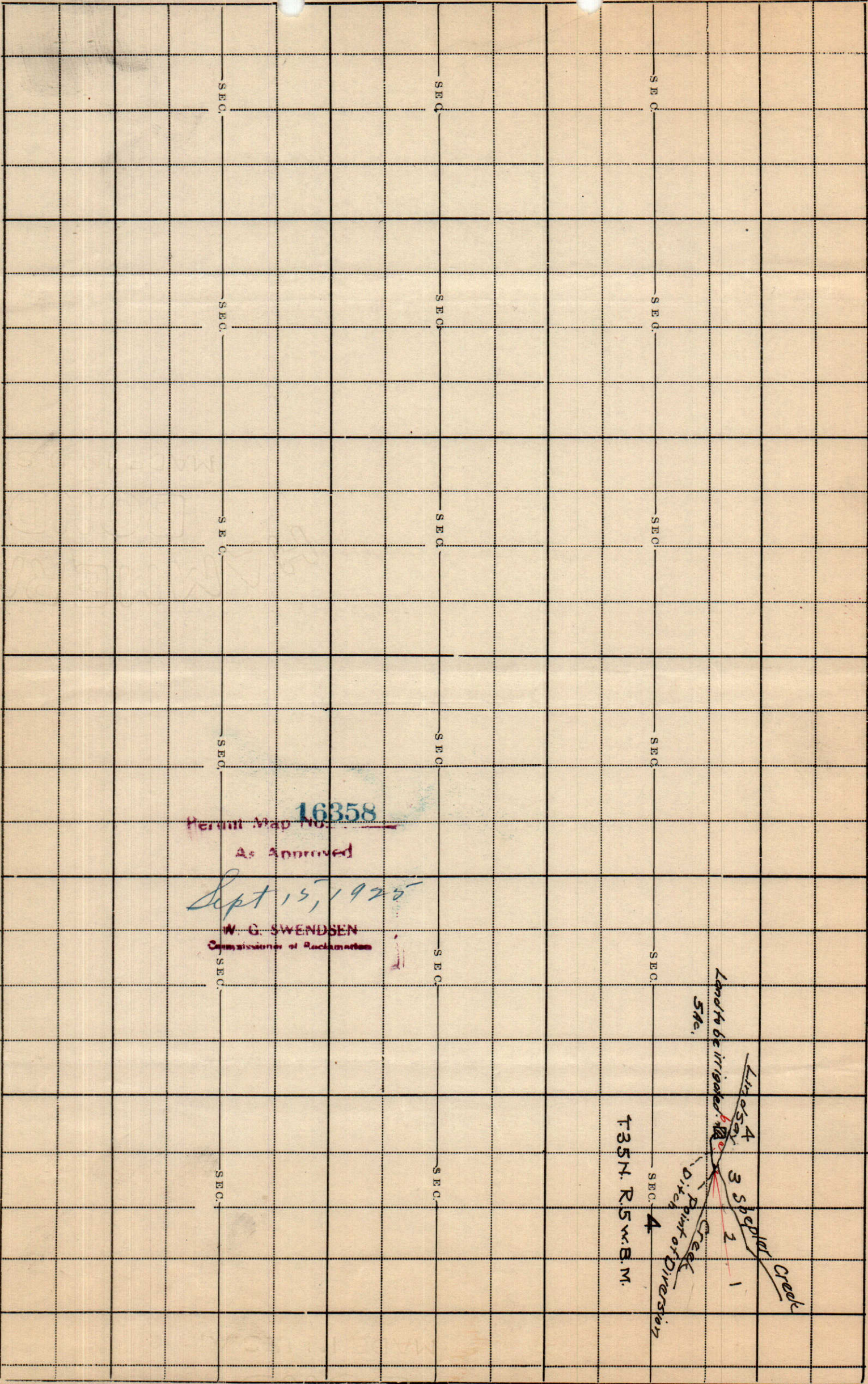


STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE
REPORT OF ENGINEER
PERMIT NO. _____
T. 35 N. R. 5 W. B.M.
A





Permit Map No. **16358**
As Approved
Sept 15, 1925
W. G. SWENDSEN
Commissioner of Reclamation

T35N. R. 5W. B. M.

Land to be irrigated 5Ac.
~~4 3 2 1~~
Creek
Point of Diversion
Ditch

State of Idaho

License and Certificate of Water Right

Water License No. 16358

Amount 0.1 sec. ft.

Water District No. 81-K

Priority 9-12-25

THIS IS TO CERTIFY that Rosso Cotroneo of Lewiston, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated September 12, 1925; that Permit No. 16358 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.1 second feet, was issued thereunder on June 24, 1926, showing that said works were completed on the 15th day of April, 1926; and that on the 31st day of March, 1926,

Rosso Cotroneo

of Lewiston, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Lindsay Creek, a tributary of Clearwater River, for the purpose of irrigation and domestic use, under Use Permit No. 16358 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 3387, on the 31st day of August, 1926;

The right hereby confirmed dates from September 12-1925;

The Point of Diversion is located in Lot 3 in the 1/4 Sec. 4, Tp. 35 N., R. 5 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 0.1 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
35 N.	5 W.	4	Lot 4	5	5

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 Commissioner of Reclamation, affixed at Boise, Idaho, this 31st day of August, 1926.

W. G. SWENDSEN
Commissioner of Reclamation

(SEAL)

By Geo. N. Carter
Assistant.

State of Idaho

License and Certificate of Water Right

Water License No. 16359
 Water District No. 81-X

Amount 0.12 sec. ft.
 Priority 9-12-25

THIS IS TO CERTIFY that Rosso Cotroneo
 of Lewiston, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated September 12, 1925; that Permit No. 16359
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 0.12 second feet, was issued thereunder on June 24, 1926, showing that said works
 were completed on the 15th day of April, 1926; and that on the 31st
 day of March, 1926,

Rosso Cotroneo
 of Lewiston, State of Idaho, made proof to the satisfaction of the
 Commissioner of Reclamation of Idaho, of the right to use the waters of Shepler Creek
 , a tributary of Lindsay Creek, for the purpose of irrigation and
 domestic use, under Use Permit No. 16359 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 6
 of Licenses, at page 3388, on the 31st day of August, 1926;
 The right hereby confirmed dates from September 12, 1925;
 The Point of Diversion is located in Lot 3,
 in the $\frac{1}{4}$ $\frac{1}{4}$ Sec. 4, T. 35 N., R. 5 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 0.12
 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
35 N.	5 W.	4	Lot 4	6	6

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 Commissioner of Reclamation, affixed at Boise, Idaho,
 this 31st day of August, 1926.

W. G. SWENDSEN
 Commissioner of Reclamation

(SEAL)

By

Geo. R. Carter
 Assistant.

APPLICATION FOR PERMIT 85-2072

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 23167
Permit No. 16358
District No. 81-X

1. Name of Applicant: ROSSO COTRONEO

Postoffice address: Lewiston County: Nez Perce State: Idaho

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: 0.10 cubic feet per second.

3. Source of water supply: Lindsay Creek which is a tributary of Clearwater River

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the Lot 3
of Section 4 , T. 55 N. , R. 5 W. , B. M., County of Nez Perce

5. Water is to be used for: Irrigation

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: \$ 200.00

8. Kind of works: Ditch

9. Height of dam 3 feet; length of dam at top 5 feet; length of dam at bottom 3
feet; material used in dam: Earth

10. Size of headgate: Width None feet; height None feet

11. Ditch: Width at bottom 1 feet; width at water line 1.5 feet; depth of water 6 inches
~~feet~~; dimensions of flume

Diameter of pipe inches; length of conduit 650 feet miles.

Average grade per mile 6 feet

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

13. The time required for the complete application of the water to the proposed use is no additional years.

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

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

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

Rosso Cotroneo

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation. 9 A. M. Sept. 12, 1925

Returned to applicant for correction.

Corrected application received.

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 16358

Recorded in Book 59 Page 16358 Approved September 15, 1925

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 14, 1925 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 15, 1926

The whole of said work to be completed on or before September 15, 1926

Beneficial use of water appropriated in accordance herewith, to be made on or before September 15, 1926

Witness my hand this 15th day of September, 1925

W. C. SWENDSEN

Commissioner of Reclamation.

Remarks:

14 Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
35 N.	5 W.	4					Lot 4 5												5 acres
			Proof of Completion of Works Made 4-15-26 Certificate of Completion of Works issued 6-24-26. Permit No. 16358 CERTIFICATE OF COMPLETION OF WORKS To All Whom It May Concern: This is to certify that Rosso Cotroneo of Lewiston, County of Nez Perce, and State of Idaho, the holder of Permit No. 16358, issued upon Application No. 23167, bearing date of priority of September 12, 1925, authorizing the diversion of 0.1 second feet of the waters of Lindsay Creek, County of Nez Perce, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.1 second feet of the waters of Lindsay Creek; that the point of diversion of said waters is in Lot 3, Section 4, Township 35 North, Range 5 West, Boise Meridian; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 5 acres in Lot 4, Section 4, Township 35 North, Range 5 West, Boise Meridian. Witness my hand this 24th day of June, A. D. 1926. W. G. SWENDSEN Commissioner of Reclamation License issued for 0.1 Page 3387 - Vol. 6 By Geo. E. Carter Assistant																

ACT

ION

X DIVERSION POINT - 04 35N 05W LOT 03

L DIVERSION POINT - NEW 04 35N 05W LOT 03

ACT ION

N OWNER LAST NAME - COTRONEO

FIRST NAME - ROSSO

N CITY - LEWISTON STATE - ID

N. SOURCE - LINDSAY CREEK

N	STAGE - LICENSE	PRIORITY - 09-12-1925	COUNTY - NEZ PERCE	TOTAL DIV. RATE -
---	-----------------	-----------------------	--------------------	-------------------

N DIVERSION POINT - 04 35N 05W LOT 03

N	USE - IRRIGATION	USE DIV. RATE -	.1000CFS
---	------------------	-----------------	----------

N USE - IRRIGATION PLACE OF USE - TWN 35N RNG 05W SEC 04 LUT 04 AC 05

OLD NO. - 16358

3/79

IDENT. NO. 85-2072

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]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. / 85-2072
 Old No. New No.

Record

1. Original Owner: Rosso Cottonwood

Present Owner:

2. Address:

3. City: Deviation State: Id Zip:

4. A. Source of Water: Lindsey Creek

B. Tributary of: Clearwater River

5. 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: 9-12-1925

D. County: 69

E. Total Diversion Rate: -1

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>4</u>	<u>35N</u>	<u>5W</u>	<u>3</u>	

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

from to for A purposes. Amount .1
 (cfs or AC-FT/yr)

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

2.18.29
✱

[illegible]

9. A. Decree Name:

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: 16358

F. Proof Made (P or blank):

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

H. Conditions of Approval:

14. Diversion Means (brief narrative):

September 1, 1926

Re: Permits 16254-16358-16359-
Rosso Cotroneo

Mr. George E. Erb
Attorney at Law
Lewiston, Idaho

Dear Sir:-

We are mailing you herewith
water licenses issued to Rosso Cotroneo
under the above numbered permits, together
with receipts for fees paid.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:EH
Encls.

16358

August 26, 1926

Re: Permit No. 16358
Rosso Cotroneo

Mr. George Erb
Attorney at Law
Lewiston, Idaho

Dear Sir:-

The report of our examining
engineer upon the proof of beneficial
use of water under the above numbered
permit is now on file here. Upon the
receipt of fees in the sum of \$2.00, the
license will be issued

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____ Chief Clerk

CB:HH

16358

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

Permit No. 16358This proof is for Beneficial UseIn Water District No. 81-X

1. Name of applicant: Rosso Cotroneo
2. Source of water supply: Lindsay Creek
3. Location of point of diversion: Is in the Lot 3 of Section 4
T. 35 N. R. 5 W.B.M. County of Nez Perce

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

Earth diversion 8' long - 3' high.

650' ditch - 2' wide - 6" deep - 1' on bottom.

5. Water is used for: Irrigation

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): Lots 4 and 5, Sec. 4, Twp. 35 North, Range 5 W., B.M.

Lot 4 - 5 ac.

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

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

Remarks:

This examination was made on the 20 day of Aug. 1926

(Signed) W. J. Sloan Examiner.

16358

Rosso Cotroneo

Lewiston

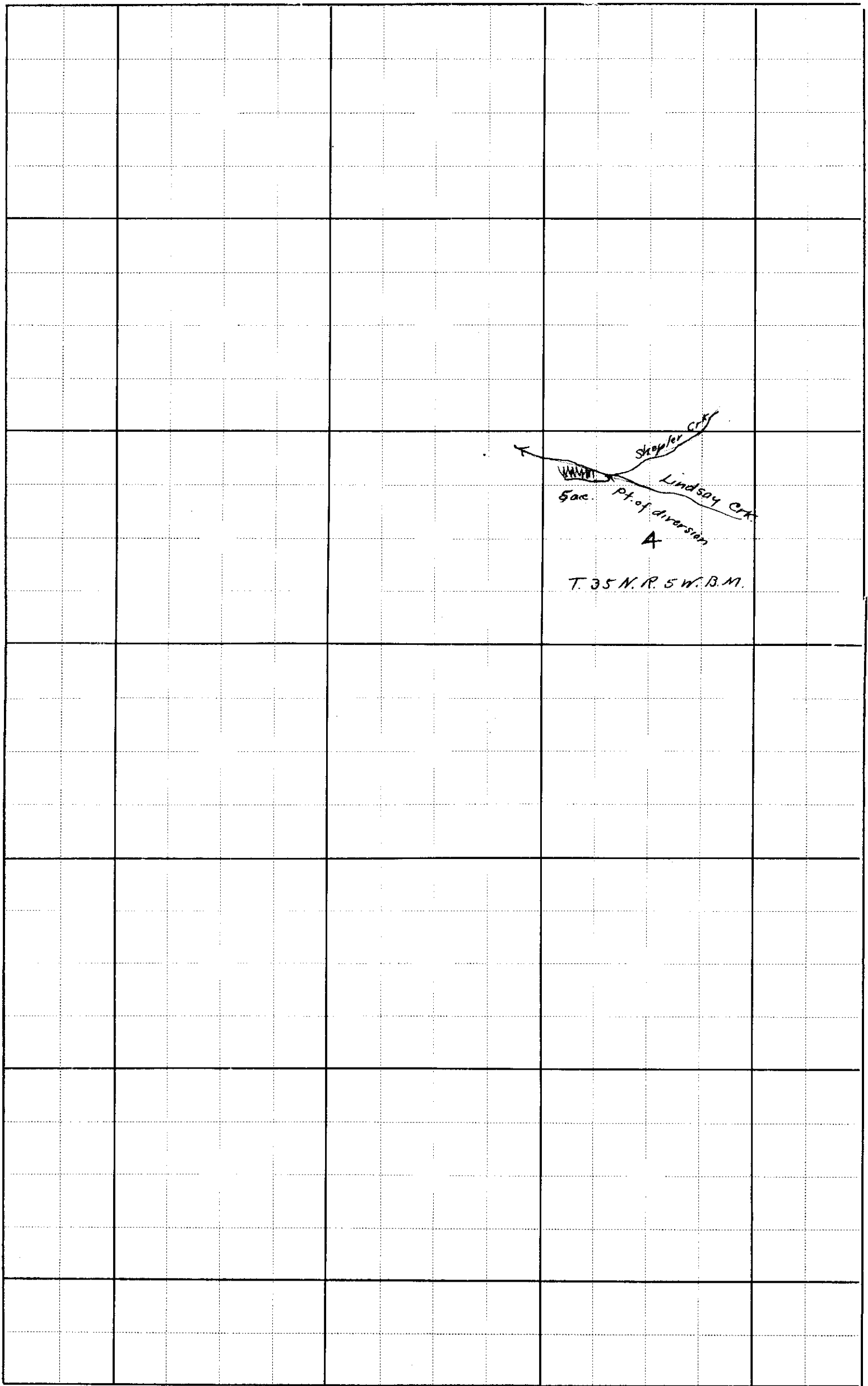
Permit No. 16358

Examination for Beneficial Use

County NEZ PERCE

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 a plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.
-



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

16358

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____

June 25, 1926

Re: Permits Nos. 16358-16359
Rosco Cotroneo

Mr. Geo. E. Erb
Attorney at Law
Lewiston, Idaho

Dear Sir:-

Referring to your letter of the 19th inst., would say that it was an over-sight in this office in mailing you notices for proof under the above numbered permits on June 7, 1926, as the affidavits of the holder for proof of completion of works and the depositions in the matter of proof of beneficial use of water were already on file here. The certificates of completion of works had been withheld pending the receipt of fees which were inclosed in your letter. We are therefore mailing you the certificates of completion of works with receipt for fees paid.

As to the proof of beneficial use of water under these permits, would say that no further action will be taken until the examination can be made by our field Engineer, at which time you will be further advised as to fees due before issuing the license.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:HH
Encl.-C.C.W.s-Rs.

16358

ERB & ERB
ATTORNEYS AT LAW
BUTLER BUILDING
LEWISTON, IDAHO

June 19th.1926

Department of Reclamation
W. G. Swendsen, Commissioner
Boise, Idaho.

Re Water permits 16358 and 16359
Rosso Cotroneo, Lewiston, Idaho.

Gentlemen;

Your communications to Rosso Cotroneo under date of June 7th, 1926, has me guessing.

Therein under a form letter you state that you "enclose herewith blank notice of proof of application of water to beneficial use under permit No. 16358 which kindly fillout and return to me at least 60 days &c. Also under a form letter Of "Instructions proof of completion of works".

Same applies under communication to Rosso Cotroneo same date to Permit No. 16359.

Please refer to your communications of the 17th of Feb., 24th of Feb., 3rd of March and 3rd of April, 1926 respectively and advise me if this has not all been cared for.

If there is anything further to do or any further payments to be made prior to examination by field engineer as indicated in your communication of the 3rd of April I would be glad to be advised.

The only thing occutring to me is that I find no record of having forwarded the \$10.00 fee (\$5.00 for each permit) as referred to in your communication of the 24th of February, nor have I received the Certificate of completion of work. I am enclosing herewith my check for \$10.00 to cover same. Please advise me of the status of this case as this applicant Rosso Cotroneo is depending on me to see him through.

Very Respectfully

16358

GEO. E. ERB

April 3, 1926

Re: Permits 16358-16359

Mr. George Erb
Attorney at Law
Lewiston, Idaho
Dear Sir:

We are in receipt of your letter inclosing depositions and affidavit of publication for proof of beneficial use of water under the above numbered permit. These are in proper form and will be held without further action until the examination can be made by our field engineer, after which you will be further advised as to fees due.

Very truly yours,

W. G. S. ANDSEN
Commissioner of Reclamation

By _____
Chief Clerk

B:HH

16358

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16358

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Rosso Cetroneo, age 66 Years, Post Office Address, Lewiston, 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. No Corporation

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

Ans. Permit Number 16358, Date of priority, September 15th, 1925.

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

Ans. Source of Supply, Lindsay Creek a tributary of Clearwater River
Point of Diversion, in Lot 3 of Section 4, Twp 35 N. R. 5, W. B. M.

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

Ans. Small Earthen Dam Length at top 5 ft. at bottom 3 ft. height 3 ft.
Diverted through a small ditch approximately 1.5 ft wide at water line,
1 ft at bottom of ditch carrying 6 to 8 inches of water; Ditch being
approximately 650 feet in length and with a grade averaging 6 ft per
mile. No name given to ditch.

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 used solely for irrigation of 5 acres of land in Lot 4,
of Sec. 4, Twp 35 N. Range 5 W. B. M.

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

Ans. No other use.

16358

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

Ans. The maximum allowed of 0.10 Cu.Ft. per second is minimum necessary for successful irrigation of land of character.

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. I am the person to whom permit was issued originally

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

Ans. Have diverted and used water to the extent above described for many years but under the above mentioned permit only since September 15th, 1925

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.

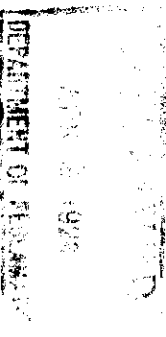
Ans. No other waters, unless at times I may have used more than the specified amount through the same works.

(Sign) rosso cotoneo

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 Lewiston, County of Nez Perce State of Idaho, on this 31st day of March A. D. 19 26

Notary Public for Idaho, residing
at Lewiston, Idaho.

My commission expires April 15th, 1927.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16358

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Frank DeRocco, Age 49 Years, Roundhouse helper, Lewiston, Idaho
residence and Post office.

Ques. 2. Are you acquainted with Rosso Cotroneo, the
holder of Permit No. 16358? How long have you known him and where does he reside?

Ans. Have known him 12 years. He resides near Lewiston, Idaho

Ques. 3. Have you read or heard read said Permit No. 16358, and are you familiar with
its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water
from point of diversion to place of use.

Ans. Source of supply is Lindsay Creek and point of Diversion is
in Lot 3, Section 4, Twp 35, N., R. 5, W. B.M. to the best of my knowledge
as derived from the Engineer making the survey.

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? Something over 0,10 Cu.
ft per second

Ans. _____

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

Ans. Solely for irrigation on about five acres of land in Lot 4
of Section 4, Sec. 4, Twp. 35 N., Range 5 W. B.M. cultivated land in
Orchard, vineyard and garden,

16358

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

Ans. No other use than irrigation

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. originally greasewood, alkali bottom land, but now builded up to a sandy loam character

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 interest whatsoever

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. Have seen it used for several years last past but as I am advised have only seen it used for irrigation under said permit since September 15th, 1925 at which date and for some time thereafter that fall it was used for the irrigation of Orchard, vineyard and garden

(Signed)

Frank DeRocco

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 Lewiston, County of Nez Perce, State of Idaho, on this 31st day of March, A. D. 19 26.

Notary Public:

My commission expires April 15th, 1927 Residing at Lewiston, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16358

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Salvador Mirandi Gardener
Age 63 Years, Civil-Engineer, Residence and Post
Office Lewiston, Idaho

Ques. 2. Are you acquainted with Rosse Cotroneo, the
holder of Permit No. 16358? How long have you known him and where does he reside?

Ans. Yes I have known him about 20 Years, and he resides near Lewiston
Idaho.

Ques. 3. Have you read or heard read said Permit No. 16358, and are you familiar with
its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water
from point of diversion to place of use.

Ans. Source is Lindsay Creek and point of Diversion in Lot 3 of
Sec. 4, Twp. 35, N. Range 5, 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. Something over 0.10 Cu. Ft. per second.

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

Ans. Solely for irrigation of about 5 acres in Lot 4, Sec 4, Twp 35,
N. Range 5, W.B.M. Cultivated land in high state of Orchard, Vineyard
and Truck Garden tillage.

16 358

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

Ans. None other than irrigation

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. This land was originally an alkali flat or bottom land covered with greasewood but has during many years cultivation been builded up by manuring, irrigation and intensive cultivation to a sandy loam soil

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 interest whatever

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. Witnessed the water actually in use in the irrigation of Orchard Vineyard, Berries and Truck garden during season of 1925, and after the permit was granted in September, 1925.

Witness to mark

Frank J. Rocco
Geo. E. E. H.

(Signed)

Salvador X. Miranda
His Mark

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 Lewiston, County of Nez. Perce, State of Idaho, on this 31st day of March, A. D. 1926.

Geo. E. E. H.

Notary Public.

My commission expires April 15, 1927. Residing at Lewiston, Idaho.

March 3, 1926.

Re: Permits Nos. 16358-16359.
Rosco Contreras

Mr. Geo. E. Erb,
Attorney at law,
Lewiston, Idaho.

Dear Sir:-

Referring to your letter of the 1st inst., relative to description of land to be irrigated under the above numbered permits, would say that any corrections necessary may be made in the depositions when proof is submitted. Nothing more need be done at this time to straighten out the matter.

Deposition blanks are enclosed herewith for use in making the proofs on March 31st.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

Enc.

16358

ERB & ERB
ATTORNEYS AT LAW
BUTLER BUILDING
LEWISTON, IDAHO
March 1st, 1926

Hon. W. C. Swendsen

Commissioner of Reclamation

Boise, Idaho.

Re; Permits Nos. 16358-16359

My Dear Sir;

In re your communication of the 24th ult., addressed to Rosso Cotroneo in the above entitled matter, wherein you say

"I note in the description of your land, you give lots 4, 5 & 6 while the permits mention Lot 4 only. If the land to be irrigated is in more than one legal subdivision, or forty acre tract, it will be necessary for you to file an application for amendment of the permit. Blank form enclosed for such amendment if necessary".

The error above referred to is mine, and was caused by the manner in which the application for and consequent permit is drawn on Permit 16358 under sec. 14, the land to be irrigated is described as Twp 35 N., Range 5 W.B.M., Sec. 4, Lot 4, and underneath the figure 4 in the same column is placed the figure 5 indicating acres in said Lot 4 to be irrigated. When drawing the description in the affidavit for proof of completion I erroneously assumed that the "5" indicated a second Lot in which part of the land to be irrigated lay and in consequence used Lots 4 & 5. On permit 16359 the same description applied except the amount of land was 6 acres and I erroneously used Lots 4 & 6. As a matter of fact all the land to be irrigated, under both the permits is in Lot 4. I am assuming that under this state of facts no amendment of the affidavit of completion is necessary. It may be necessary to strike out all reference to Lots 5 & 6 in the affidavits furnished which crept in by error as I have explained. If any further or additional action necessary on the part of Applicant please advise me.

Very Respectfully

16358

Fred C. Erb

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

DATE February 24, 1926

Lewiston Weekly Tribune,
Lewiston, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to March 31, 1926, the date set for proof, the expense of the publication to be paid by the applicant, Rosso Cotroneo, or his Attorney, Mr. Geo. E. Erb, of Lewiston, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

16358

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 31st day of March, 1926,
 at Butler Building, Lewiston, County of Boz Perce, State of Idaho,
 before Geo. E. Erb, Notary Public, proof will be submitted
 of the application to beneficial use of 0.10 cubic feet per second of the
 waters of Lindsay Creek, and 0.12 cubic feet per second of the waters of Shepler Creek.
 Permit No. s. 16358-16359 heretofore issued by the Commissioner of Reclamation
 of the State of Idaho.

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

Rosco Cotroneo, of Lewiston, Idaho.

The use to which said water has been applied is irrigation and domestic purposes.

The amount applied to beneficial use is 0.22 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) Lots 4, 5 and 6, Sec. 4, Twp. 38 N., R. 5 W., B.M.

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

The right to take water from such works is based upon Permit No. s. 16358-16359.

The source of supply from which such water is diverted is Lindsay Creek and Shepler Creek.

The date of the priority which said user is prepared to establish is September 12, 1925.

W. G. Swendsen,
 Commissioner of Reclamation.

16358

February 24, 1926.

Re: Permits Nos. 16358-16359.

Mr. Rosso Cotroneo,
Lewiston, Idaho.

Dear Sir:-

We are in receipt of your letter of the 19th inst., enclosing affidavits for proof of completion of works, also, notices for proof of beneficial use of water under the above numbered permits.

The affidavits for proof of completion are satisfactory and, upon receipt of fees in the sum of \$10.00, being \$5.00 for each permit, the certificates will be issued.

The notices for proof of beneficial use of water have been combined in one notice for publication and a copy has today been mailed to the Lewiston Weekly Tribune.

I note in the description of your land, you give lots 4, 5 & 6, while the permits mention lot 4, only. If the land to be irrigated is in more than one legal subdivision, or forty-acre tract, it will be necessary for you to file an application for amendment of the permit. Blank form is enclosed for such amendment if necessary.

Deposition blanks, one for holder and one each for two witnesses, for each permit, will be mailed to Mr. Geo. E. Erb, the notary public before whom proof is to be made, prior to the date set, March 31st.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

16358

ERB & ERB
ATTORNEYS AT LAW
BUTLER BUILDING
LEWISTON, IDAHO

February 19th, 1926

Commissioner of Reclamation;
Boise, Idaho.

Gentlemen;

Herewith I enclose;

1. Letter of transmittal, Duplicate copies of Notice for publication and proof of completion of works under Permit No. 16358 of the Department of Reclamation of the State of Idaho.
2. Letter of transmittal, Duplicate copies of Notice for publication and proof of completion of works under Permit No. 16359 of the Department of Reclamation of the State of Idaho.

In these notices I have fixed March 31st 1926 as the date for making proof of application to beneficial use of water under these permits. If for any reason this date is not satisfactory you may make the necessary change.

Very Respectfully

RC by GEM-MS.

Royce Coltrane

16358

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 19th, 1926

(P. O.) C/o Geo. E. Erb, Lewiston, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Lewiston Weekly Tribune of Lewiston, Idaho, published in the county in which the works are situated.

Roscoe Coltrane

(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.

16358

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 31st day of March, 19 26,
at Butler Building, Lewiston, County of Nez Perce, State of Idaho,
before Geo. E. Erb, Notary Public, proof will be submitted
of the application to beneficial use of 0.10 cubic feet per second of the
waters of Lindsay Creek in accordance with the terms and conditions of
Permit No. 16358 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit ~~was~~ is

Rosso Cotroneo

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 0.10 cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) Five (5) acres in Lots Four and Five of Section 4,
Township 35 North, Range 5 W.B.M. in Nez Perce County, Idaho.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is None

The right to take water from such works is based upon Permit No. 16358

The source of supply from which such water is diverted is Lindsay Creek a
tributary of the Clearwater River

The date of the priority which said user is prepared to establish is September 12, 1925

Commissioner of Reclamation.

Let 3-Rec-4-354-5-24
neg Perce
81-x

16358

Permit No. 16358

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO, }
County of Nez Perce } ss

Rosso Cotroneo, being first duly sworn, upon his oath deposes and says:
First: That he is the holder and owner of Permit to Appropriate the Public Waters of the state of Idaho, No. 16358, and that his postoffice address is C/O Geo. E. Erb, Lewiston State of Idaho

Second: That the name of the stream from which said water is to be diverted is Lindsay Creek, a tributary of the Clearwater River

Third: That the point of diversion of said water is in Lot Three (3) of Section Four (4) of Township Thirty-five (35) N. Range Five (5) W.B.M in Nez Perce County, Idaho.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by September 15., 1926.

Fifth: That the use for which said water is intended is irrigation

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

I. Kind of works: Earth Dam and ditch.

(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 3 feet, length of dam at top 5 feet, length of dam at bottom 3 feet. Material used in construction Earth

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

(b) Capacity of reservoir none acre feet.

(c) Size of headgate: Width none feet, height none feet.

(d) Conduit ditch width at bottom 1 feet, width at water line 1.5

(State whether ditch, flume or pipe.)

feet, depth of water .5 feet; diameter of pipe none inches, average grade per mile is 6 feet. Length of conduit is 650 ~~miles~~ feet

Seventh: That said works are capable of conducting to the place of intended use 0.10 second feet of water.

Eighth: That water appropriated under said permit is available for Five (5) acres of land described as follows: in Lots Four (4) and Five (5) of Sec. Four (4) Twp. Thirty-five (35) North Range Five (5) W. B. M. Nez Perce County, State of Idaho.

Ninth: Remarks: That notwithstanding the wording of "Sixth" above the the works are at the present date fully completed.

Rosso Cotroneo
(Sign here)

Subscribed and sworn to before me this 19th day of February, 1926

My commission expires April 15, 1927.

Geo E Erb
Notary Public.
Residing at Lewiston, Idaho.

16358

February 17, 1926.

Re: Permits Nos. 16358-16359
Rosco Cotroneo

Mr. Geo. E. Erb,
Attorney at law,
Lewiston, Idaho.

Dear Sir:-

Per your request the 15th inst., you will find affidavit forms for proof of completion of works under the above numbered permits, also, blank notices for proof of use of the water.

Where the amount of water claimed does not exceed 6.4 second feet, notice of proof of completion of works is not required to be published. All that is required in such cases is the affidavit of holder, with fee of \$5.00.

For proof of beneficial use of the water, notice is required to be published no matter how small the amount claimed. The enclosed blank notices should be filled out and returned to this office, setting the date for making proof far enough ahead to allow for the required four weeks publication. The two notices will be combined into one publication notice, thus saving the expense of two notices.

Deposition blanks, one for holder and one each for two witnesses, will be mailed to you in time for proof to be made on the date set.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

Encl. Blanks

16358

ERB & ERB
ATTORNEYS AT LAW
BUTLER BUILDING
LEWISTON, IDAHO
February 15, 1926

Hon. W. G. Swendsen
Commissioner of Reclamation
Boise, Idaho.

In Re Water Permits
Nos. 16358 & 16359
Issued to Rosso Cotroneo

My Dear Sir;

In the matter of water permits Nos 16358 and 16359 approved by the Commissioner of Reclamation on the 15th day of September, 1925, on each of which work was to begin on or before November 14, 1925 and one fifth of said work to be completed on or before March 15th, 1926 and wholly completed on or before September 15th, 1926 and beneficial use to be made of water thereunder on or before September 15th, 1926;

You are advised that all conditions have been fully complied with. In fact the works on these projects have been in use and fully completed for several years and the water beneficially applied for several years.

Will you please forward me the necessary blanks to make such proofs as may be necessary in order to comply with all requirements of the department,

Any proofs to be made may be made before Geo. E. Erb, Notary Public and any notices may be published in the Lewiston Weekly Tribune.

Please address

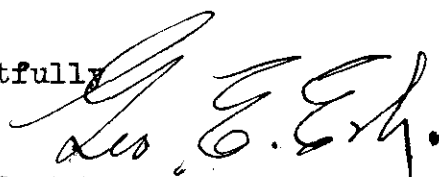
" Rosso Cotroneo "

C/o Geo. E. Erb

Lewiston, Idaho "

16358

Very Respectfully



GEE*-Ms

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

Permit No. **16358 - Rosso Cotroneo**

Mr. Geo. E. Erb,
Butler Bldg., Lewiston, Ida.

Boise, Idaho, September 18, 1925

Dear Sir:

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

W. G. SWENDSEN
Commissioner of Reclamation.

16358

