

State of Idaho License and Certificate of Water Right

Water License No. R-965 Amount 30 A. F.
Water District No. _____ Priority July 5, 1955

THIS IS TO CERTIFY that WILLIAM ORVILLE THOMPSON
of Downey, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 5, 1955; that Permit No. R-965
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
30 ~~second~~ ^{acre} feet, was issued thereunder on December 3rd, 1958, showing that said works
were completed on the 2nd day of December, 1958; and that on the 6th
day of January, 1959, WILLIAM ORVILLE THOMPSON

of Downey, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Yago Creek
, a tributary of Marsh Creek, for the purpose of Irrigation
, under Use Permit No. R-965 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
13 of Licenses at page 8209, on the 6th day of August, 1965;
The right hereby confirmed dates from July 5, 1955;

The Point of Diversion is located
in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, Tp. 11 S, R. 37 E, B. M. Bannock County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 30 ~~acre~~ ^{feet} ~~cubic feet per second~~.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
11 S	37 E	4	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	12
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	12
			Total number of acres to be irrigated:		24

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
6th day of August, 1965.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. G-29069

Amount 3.77 c.f.s.

Water District No.

Priority October 5, 1960

THIS IS TO CERTIFY that VANNESS ANDERSON - OREGONIDA FOODS, Inc. of Burley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 5, 1960; that Permit No. G-29069 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3.77 c.f.s. and feet, was issued thereunder on August 6, 1965, showing that said works were completed on the 28th day of September, 1962; and that on the 28th day of September, 1962, OREGONIDA FOODS, Inc.

of Burley, 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-29069 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 13 of Licenses at page 8210, on the 6th day of August, 1965;

The right hereby confirmed dates from October 5, 1960;

The Point of Diversion is located

in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, T. 12S, R. 22E, B. M. Cassia 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 3.77 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
12 S	22 E	23	N $\frac{1}{2}$	320	320
			SW $\frac{1}{4}$	160	160
		26	W $\frac{1}{2}$ SE $\frac{1}{4}$	80	80
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	20	20
			NW $\frac{1}{4}$	160	160
			Total number of acres to be irrigated:		740

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

6th day of August, 1965.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Construct a Reservoir and Appropriate and Store
The Public Waters of the State of Idaho

29-2563

Application No. R 33662
Permit No. R 965

1. Name of Applicant: WILLIAM ORVILLE THOMPSON
- Postoffice address: Downey, Rt. 1 County Bannock 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 corporation are:
- (a) Cash on hand: \$ (b) Treasury Stock: \$
- (c) Bonds to be issued: \$ (d) Other resources:
2. Quantity of water to be stored: 30 acre feet per annum.
3. Source of water supply is Yago Creek (Creek) (~~River~~) (~~Spring~~), a tributary of Marsh Creek River.
4. The outlet of the proposed reservoir is located (bearing) feet, distant from the corner of Section , Township , Range , B. M. and is in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4 , Township 11 S. , Range 37 E. , B.M. County of Bannock
5. Fill out either (a) or (b).
- (a) The reservoir is located in the channel of Yago (Creek) (~~River~~).
- (b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located (bearing) feet distant from the corner of Section , Township , Range , B. M., and is in the $\frac{1}{4}$ of $\frac{1}{4}$ of Section , Township , Range B. M.; width at bottom feet, width at top feet, depth of water feet; average grade per mile feet; Capacity cubic feet per second.
6. (a) The area of the high water line of the reservoir is 2 acres.
- (b) The reservoir capacity is 30 acre feet.
7. Height of reservoir dam 18 feet, length at top 250 feet, length at bottom 200 feet, size of outlet 10" round pipe / feet by feet. The dam is to be constructed of materials as follows: Earth fill
- (If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)
8. (a) Will water stored in reservoir be diverted to canal or aqueduct, thence to land to be irrigated without commingling with natural flow of Yago (Creek) (~~River~~)? No
- (b) Water stored in reservoir will be carried in the channel of Yago (Creek,) (~~River~~) a distance of No miles to point of diversion located (bearing) feet, distant from the corner of Section , Township , Range , B. M., and in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4 Township 11 S. , Range 37 E. B. M.
9. (a) Area of watershed above dam site 10 square miles
- (b) Estimated maximum flow of stream 10 cubic feet per second.
10. Water is to be used for Irrigation purposes.
11. If for mining, milling, power or manufacturing purposes give:
- (a) Point of use of water (bearing) feet, distant from Corner of Section , Township , Range B. M. and is in the $\frac{1}{4}$ of $\frac{1}{4}$ of Section , Township , Range , B. M.
- (b) Amount of power generated: H. P., under feet head.
- (c) Water is to be returned to (Creek) (River) (Spring) at a point (bearing) feet distant from the corner of Section , Township , Range , B. M. in the $\frac{1}{4}$ of $\frac{1}{4}$ of Section , Township , Range , B.M.
12. Water stored in accordance with this Permit will be carried to place of use through a canal heretofore constructed under the terms of Permit No. , which is hereby referred to and made a part hereof.
13. Kind of diversion works: Headgates and ditches (Dam, canal, flume, pipe, etc.)
14. Height of diversion dam: None feet, length at top feet, length at bottom feet. The dam is to be constructed of materials as follows:
- (If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

15. Size of headgate: Width 18" feet, Height 2 feet.
16. Diversion Canal: Width at bottom 2 feet, width at water line 5 feet, depth of water .5 feet, Dimensions of Flume
Diameter of Pipe inches; Length of Conduit miles. Average grade per mile feet.
17. Estimated cost of Works: Storage Works: \$ 2,000.00 Diversion Works: \$ 50.00
18. Time required for completion of work Five years.
19. Time required for complete application of water to proposed beneficial use is None years.
20. The land to be irrigated is described in the following tabulation:

(Give Irrigable acreage in each 40-acre subdivision.)

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
11 S.	37 E.	4 5		40	40 40	5 40	40	40	40	40	40	40			40	40			405 80

Total Number of Acres to be Irrigated

485

21. Existing rights and/or valid permits appurtenant to lands described in Sec. 20 are Practically all water flowing in Yago Creek.

Remarks:

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and appropriate and store the public waters of Idaho as herein set forth, and that the enclosed map is hereby made a part of this application.

WILLIAM ORVILLE THOMPSON Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9-30 A.M. July 5, 1955

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE RECLAMATION ENGINEER

The number of this permit is R 965

Recorded in book R 4, page 965 Approved July 25, 1955

This is to certify that I have examined the within application for a permit to construct a reservoir and appropriate and store the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$, to be filed on or before

Work to begin on or before September 25, 1955 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One fifth of the work above specified to be completed on or before January 25, 1958

The whole of said work to be completed on or before July 25, 1960

Beneficial use of water stored in accordance herewith, to be made on or before July 25, 1960

Witness my hand this 25th day of July, 19 55

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and IRA H. MASTERS, 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 25th day of July, 19 55.

Countersigned:

STATE OF IDAHO

(SEAL)

By ROBERT E. SMYLLIE

By IRA H. MASTERS
Secretary of State.

Governor.

PERMIT NO. R-965
 Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that WILLIAM ORVILLE THOMPSON of Downey, County of Bannock and State of Idaho, the holder of Permit No. R-965, issued upon Application No. R-33662, bearing date of priority of July 5, 1955 authorizing the construction of a reservoir, with the right to appropriate and store 30 acre feet per annum of the waters of Yago Creek a tributary of Marsh Creek, in the County of Bannock, State of Idaho, for Irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works set out and described in said Permit; that said works include a dam and reservoir adequate for the storage of 30 acre feet of water per annum, with adequate diversion works and conduit to the reservoir, and a conduit capable of conducting said water to the place of intended use; that the point of outlet of said reservoir is located in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 4, Township 11 S., Range 37 E., and that the place of use, or the lands proposed to be irrigated by the use of said water, are described as follows, to-wit: 485 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 4; S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 5, Township 11 South, Range 37 East, BM

Witness my hand this 3rd day of December, 1958

/s/ Geo. N. Carter
 State Reclamation Engineer

Proof of Completion of Works made: December 2, 1958
 Certificate of Completion of Works issued: December 3, 1958.

LICENSE ISSUED FOR 30 ^{acre} SEC. FT.
 LICENSE PAGE NO. 8209

October 20, 1971

Law Offices of
HOWARD L. ARMSTRONG, JR.
746 East Lander
Pocatello, Idaho 83201

Dear Mr. Armstrong:

Pursuant to your letter of October 7, 1971, we have researched our records and find four (4) water rights on Yago Creek recorded with this Department. We are enclosing an abstract of those water rights for your consideration.

We will also make an attempt to notify you if Mr. Reisner attempts to alter or change his water right in any way. We cannot guarantee, however, that this will be possible. If Mr. Reisner proposes a transfer on his water right, we will advertise the intent of that transfer in the local newspaper that serves that area, so that everyone involved will have the opportunity to protest, should they choose to do so.

If you should have any further questions in reference to these matters, please feel free to contact this office.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cs

Enclosure

August 6, 1965

Re: Permit No. R-965

William Orville Thompson
Downey, Idaho

Dear Mr. Thompson:

Enclosed is the License and Certificate of Water Right
issued on the above numbered permit.

Also enclosed is departmental receipt No. 32859, in the amount
of \$4.00 covering the fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. license
receipt

R-965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. R-965

REPORT ON PROOF OF Beneficial Use
William Orville Thompson
Downey, Idaho

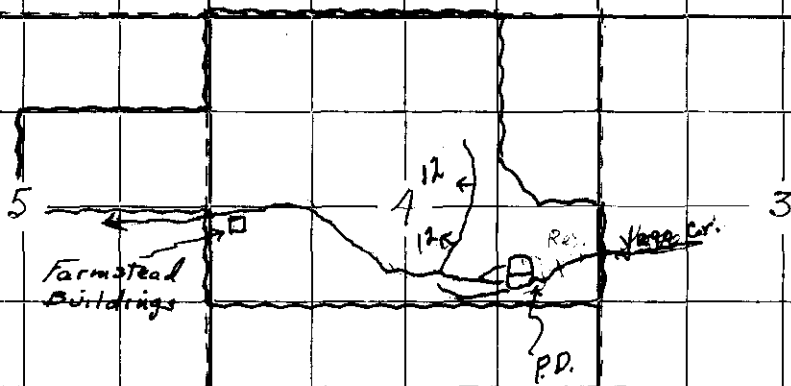
R-965

TO ARMO

R-37E

T.
11
S.

U.S. HWY 15 NOS. 91 & 91-1



Subdivisions = Two

Area = 24 acres

Q = 30 acre feet

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

Permit No. ✓ R-965

This proof is for ✓ Beneficial Use

In Water District No. _____

1. Name of applicant ✓ William Orville Thompson

2. Source of water supply: ✓ Yago Creek - Tributary of Marsh Creek

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4
T. 11 So., R. 37 E.B.M. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: Dam is a total of 216 yds. long x 12' w. on top. Large gravel for rip rap. Has 3 feet freeboard. Good spillway 10' w. Dam is 16' high.

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 other than irrigation):

465 Acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 4;

S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 5, Township 11' South, Range 37' East, B.M.

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

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

Remarks: _____

This dam has been greatly improved since the report of April 9, 1957

This examination was made on the 13 day of March, 1959

(Signed) E. N. Humphrey Examiner.

R-965

William Orville Thompson
Downey, Idaho

Permit No. R-965

Examination for Beneficial Use Proof

County Bannock

4-11S-37E

Q = 30 A.F.

S = Yago Creek

P.D. = NE. SE, Sec. 4, T. 11 S. - R. 37 E.

Use = Irrigation

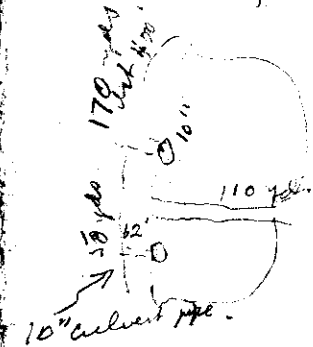
Filed July 5, 1955

Dec = July 25, 1960

File = 12-3-58

Rains "practically all winters at,
Yago Cr.

12" pipe thru dike
out 4 1/2
one 9-10' deep



2 ft down
40% + 66% slope.

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
MAR 16 1958

Department of Reclamation

There is a protest to the granting of the right to
take water from Yago Creek pursuant to Permit R-965.

July 30, 1965

RE: Permit No. R-965

William Orville Thompson
Downey, Idaho

Dear Mr. Thompson:

Your proof of beneficial use of water under the above noted permit was protested, however the protest was withdrawn before this office could take action in the matter.

The field report of examination of works is in the file, and I find no record of a letter to you explaining conditions found according to the report.

Upon receipt of fees totaling \$4.00 we can issue the License and Certificate of Water Right for 30 acre feet per annum in the reservoir in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4 for irrigation of 24 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 11 S., R. 37 E., B.M., with priority of July 5, 1955.

The amount of water claimed on the permit cannot be increased.

Very truly yours,

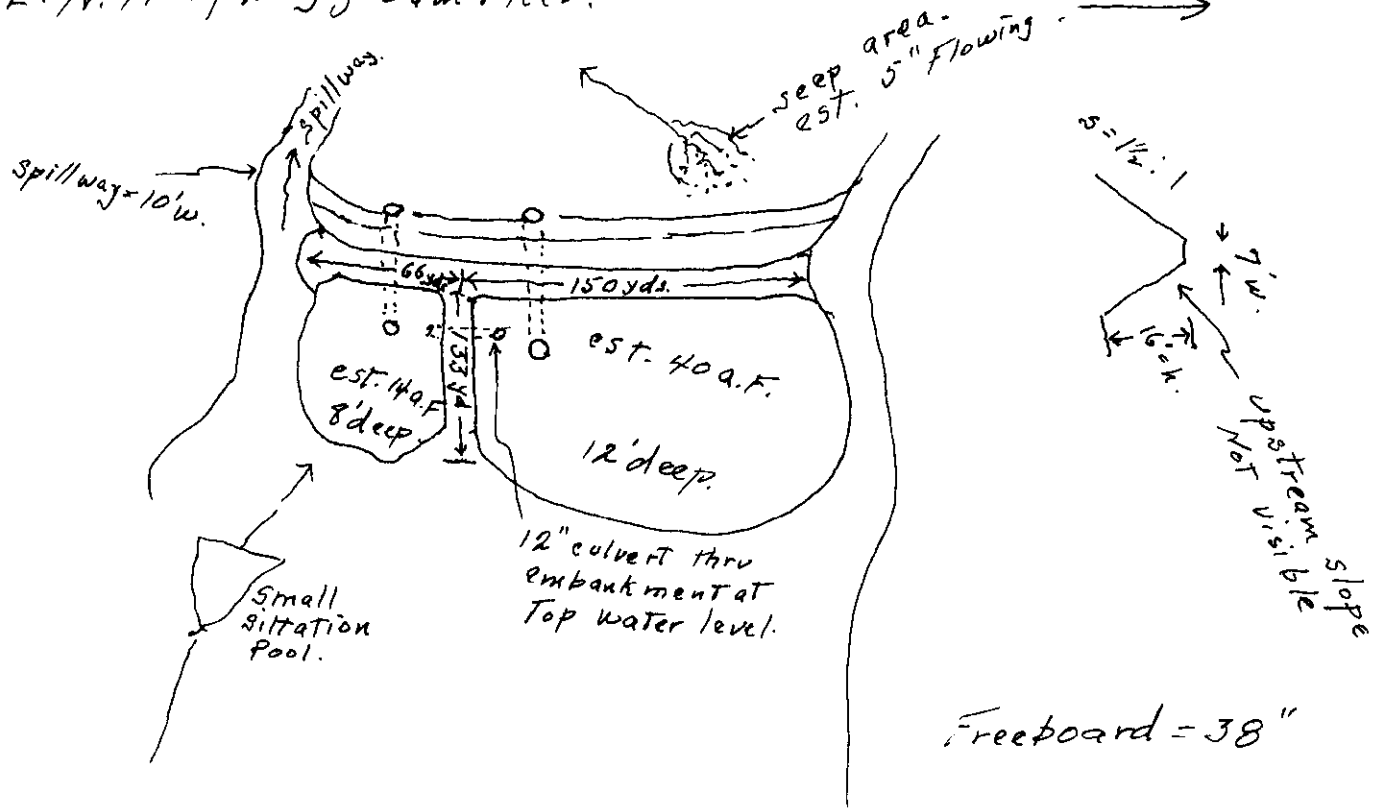
RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

R-965

R-965 & R-966.
 Mr Thompson } Inspected
 E. N. Humphrey } Dam & Res.

April 9 - 1957.
 Located just East of
 Virginia approx. 2 miles.



Outlet works are not visible.
 Both outlets leak a small stream.
 There is no rip rap.
 Spillway is cutting

uses water to get final irrigation. Even pipes it
 across the Canal. (Portneuf Marsh.)

Recommend it be okayed when finished
 Do not permit raise.

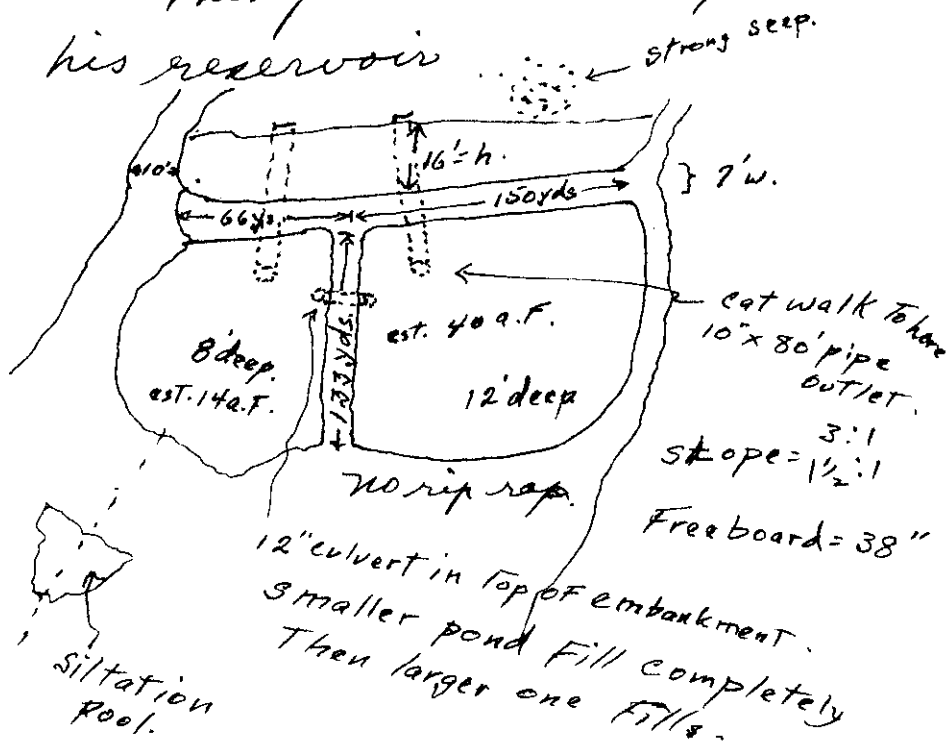
Dam is same material all the way through it.
 Claims Grosenback of SCS. was Engr.
 " Onstato accepted dam.

R-965

R-965 & R-966

Apr. 1, '57
Apr 9-57

Mr Thompson and I inspected
his reservoir



Paid \$3000 For building
SCS Reimbursed \$800

Built with a cat and can.

Claims S.C.S. engineered it.

Also says Roy explained in
detail how to build.

Followed both carefully.

R-965
↓

Construction method. 5
Dig a hole and built a dike
or dam.

Recommend we accept this
but do not allow a raise.

claims 4 cfs decree right
in same stream. Says
drier years now. Flow
not there.

E. W. Humphrey
April 9-57.

- Told him to fix spillway
2 Place rip rap.
3. No not raise.

Douney, Idaho
Aug. 3, 1965

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit No. R-965

Dear Mr. Thomas:

I was of the opinion this had been approved years ago. However, I am enclosing my check for \$4.00 to cover license you mention in your letter of July 30.

Sincerely,
Orville Thompson

R-965

MB 3-20

LAW OFFICES OF
ANDERSON & ANDERSON

P. O. BOX 327

POCATELLO, IDAHO

OFFICES AT:

DOWNEY, IDAHO

PHONE 2491

WALTER H. ANDERSON, RET.
GUS CARR ANDERSON

~~INVESTIGATION REPORT, MAR 20 1959~~

19 March 1959

RECEIVED
MAR 20 1959
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

RE: PERMIT R-965

Wm. Orville Thompson

Regarding your letter of March 17th, may I advise that this dispute has been resolved among the disputants and there will be no protest.

Sincerely,

Gus Carr Anderson

S

GUS CARR ANDERSON

R-965

March 17, 1959

Re: Permit No. R-965
William Orville Thompson

Anderson & Anderson
Attorneys at Law
P. O. Box 327
Pocatello, Idaho

Dear Mr. Anderson:

We have not received an answer to the letter of December 22, 1958 written by Mr. Roy W. Thompson, Supervisor of Water Distribution, and assume it answered all objections in regard to issuance of a license under Permit No. R-965 for storage of 30 acre feet of Yago Creek.

A license will be issued to Mr. William Orville Thompson if we do not receive a valid protest, according to Idaho Code, 42-224, first paragraph, within fifteen (15) days.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC:ew

cc: William Orville Thompson

R-965

December 22, 1958

Anderson & Anderson
Attorneys At Law
P. O. Box 327
Pocatello, Idaho

Re: Permit No. R-965
William Orville Thompson

Attention: Gus Carr Anderson

Dear Mr. Anderson:

This is in answer to your letter of December 20, 1958, enclosing an Objection in the matter of the Application of Water to Beneficial Use under Permit No. R-965.

You state that the Objection is made by Wayne Penrose, Floyd Wilding and Willis Brim, stating that the waters of Yago Creek have been duly appropriated and used for the last 50 years and no water is available for further appropriations.

The waters of Yago Creek were filed on by Mr. William Orville Thompson, of Downey, Idaho, for storage purposes to be used for filling a reservoir of 30 acre feet capacity. Under the terms of Permit No. R-965, applicant would have the right to fill the reservoir during non-irrigation season or during the flood water season, when the filling of the reservoir would not interfere with any prior rights of Yago Creek.

We assume your clients use the waters of Yago Creek for irrigation purposes, if so, their right is restricted for use during the irrigation season.

Providing a valid protest is filed against the applicant, holder of Permit No. R-965, we would prefer an affidavit signed under oath, signed by your clients.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

ROY W. THOMPSON
Supervisor of Water Distribution

RWT/lw
cc: William Orville Thompson
Downey, Idaho

R-965

LAW OFFICES OF
ANDERSON & ANDERSON

P. O. BOX 327
POCATELLO, IDAHO

OFFICES AT:
DOWNEY, IDAHO
PHONE 2491

WALTER H. ANDERSON, RET.
GUS CARR ANDERSON

~~IN REPLY TO PERMIT R-965~~

December 20, 1958

RECEIVED
DEC 21 1958
Department of Reclamation

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

Dear Mr. Carter,

RE: PROTEST

Enclosed is an objection to the granting of the right to
take water from Yago Creek pursuant to Permit R-965.

I have attempted to follow the statutes as provided but
I wonder, in this connection, what your procedure and
custom is in contesting this allowance. I would appreciate
it if you would let me know, also if you will please file
this objection.

Sincerely,


GUS CARR ANDERSON

GCA:S

R-965
966 Rejected
27627
Filing 30 Oct.

R-965

RECEIVED

Department of Reclamation

RECEIVED
DEC 21 1958
Department of Reclamation

PROTEST

IN THE MATTER OF THE APPLICATION *
OF WATER TO BENEFICIAL USE UNDER *
PERMIT NO. R-965 *
*

OBJECTION IS HEREWITH TAKEN to that certain permit and to the right to take water from Yago Creek pursuant to that certain permit given to William Orville Thompson, Downey, Idaho, under Permit No. R-965.

THIS OBJECTION is based upon the ground that all of the waters of Yago Creek have been duly appropriated and that the same are now being fully used and there is no available water of any kind whatsoever in Yago Creek.

THIS OBJECTION is made by Wayne Penrose, Floyd Wilding and Willis Brim, upon the ground that the waters of Yago Creek have been duly appropriated and used for the last 50 years and no water is available for further appropriations.

THIS OBJECTION made this 20th day of December, 1958.

GUS CARR ANDERSON
residing at Pocatello, Idaho
Attorney for Objectors.

R-965

PROTEST

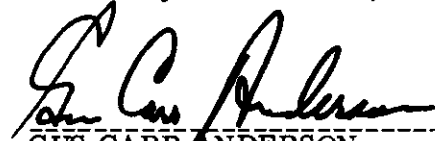
IN THE MATTER OF THE APPLICATION *
OF WATER TO BENEFICIAL USE UNDER *
PERMIT NO. R-965 *

OBJECTION IS HERewith TAKEN to that certain permit and to
the right to take water from Yago Creek pursuant to that certain permit given
to William Orville Thompson, Downey, Idaho, under Permit No. R-965.

THIS OBJECTION is based upon the ground that all of the waters
of Yago Creek have been duly appropriated and that the same are now being
fully used and there is no available water of any kind whatsoever in Yago
Creek.

THIS OBJECTION is made by Wayne Penrose, Floyd Wilding and
Willis Brim, upon the ground that the waters of Yago Creek have been duly
appropriated and used for the last 50 years and no water is available for further
appropriations.

THIS OBJECTION made this 20th day of December, 1958.


GUS CARR ANDERSON
residing at Pocatello, Idaho
Attorney for Objectors.

ACKNOWLEDGMENT (INDIVIDUAL)

STATE OF...IDAHO...
COUNTY OF...BANNOCK... } ss.

On the...9th...day of...January..., in the year 19...59..., before me,.....Russell J. Hyde.....
a Notary Public, in and for said State, personally appeared.....Orville Thompson.....

known to me to be the person.....whose name.....is.....subscribed to the within instrument, and acknowledged
to me that.....he.....executed the same.

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

My commission expires...May 4,...19...62

.....Russell J. Hyde.....
Notary Public.
Residence.....Downey, Idaho.....

R-9125

Deposition

OK

R-965

RT
R-963

January 12, 1959

Re: Permit No. R-965

Mr. William Orville Thompson
Downey,
Idaho

Dear Mr. Thompson:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Downey Comet, all submitted in Proof of Application of Water to Beneficial Use, on Permit No. R-965.

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. Rutledge
Chief Clerk

EPR/lw

R-965



ROBERT E. SMYLLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEO. N. CARTER, STATE RECLAMATION ENGINEER

BOISE

January 7, 1959

RECEIVED
JAN 12 1959

Department of Reclamation

Re: Permit No. R-965

Mr. William Orville Thompson
Downey
Idaho

Dear Mr. Thompson:

Mr. Edwin W. Tillotson, Virginia, Idaho, who signed one of the Deposition of Witness affidavits, under Question 9 - "Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?" - showed an interest of some extent we cannot determine.

To accept his deposition, we must have an affidavit that he has no interest in the reservoir or the water impounded therein.

Very truly yours,

Geo. N. Carter
Geo. N. Carter
State Reclamation Engineer

RT:nls

To whom it may concern:
The undersigned certifies that Edwin W. Tillotson has no interest in the reservoir or the water impounded therein. Question 9 in the deposition was misunderstood.

William Orville Thompson

R-965

January 7, 1959

Re: Permit No. R-965

Mr. William Orville Thompson
Downey
Idaho

Dear Mr. Thompson:

Mr. Edwin W. Tillotson, Virginia, Idaho, who signed one of the Deposition of Witness affidavits, under Question 9 - "Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?" - showed an interest of some extent we cannot determine.

To accept his deposition, we must have an affidavit that he has no interest in the reservoir or the water impounded therein.

Very truly yours,

Geo. N. Carter
State Reclamation Engineer

RT:nls

R. 965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 7 1959
Department of Reclamation

Permit No. R 965

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. William Orville Thompson, Farming, Downey, Idaho

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

Ans. _____

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

Ans. R 965, July 25, 1955 July 5, 1955

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

Ans. Yago Creek, NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 4, Township 11 $\frac{1}{2}$ South, Range 37 E

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. Cement headgates, 5 feet through private 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 for irrigation and domestic use located at SW $\frac{1}{4}$, NE $\frac{1}{4}$ of Section 4, Township 11 $\frac{1}{2}$ South, Range 37 $\frac{1}{2}$ E. on cultivated land. Open ditch

R-965

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

Ans. Watering stock

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

Ans. _____

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. 1955 and irrigation

✓ 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

(Sign) William Oville Thompson

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 Downey, County of Bannock, State of Idaho, on this 6 day of January, A. D. 1959.

✓ Ben H. Bowen

My commission expires November 16, 1960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHORECEIVED
JAN 7 1939
Department of ReclamationPERMIT NO. R 965**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. Keith Olson, age 50, Farmer, Downey, Idaho

Ques. 2. Are you acquainted with William Orville Thompson, the holder of Permit No. R 965? How long have you known him and where does he reside?

Ans. yes, known 35 years

Ques. 3. Have you read or heard read said Permit No. R 965, 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. Yago Creek, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 11, S. R. 37, E. and conveyed
headgate and ditch

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. will convey 5 feet, I have seen about 1 foot.

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. irrigation and domestic at SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 4, T. 11 S. R. 37 E.
20 acres cultivated Open ditch

R-965

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

Ans. Stock watering

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. Black loam- 3ft per acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

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. Known of reservoir construction in 1955, and use and seen reservoir filled and witnessed irrigation of above land from this reservoir

(Signed) Keith Olson

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 Downey, County of Bannock, State of Idaho, on this 6 day of January, A. D. 19 59.

Ben A. Bowen

Notary Public.

My commission expires November 16, 1960.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 7 1959
Department of Reclamation

PERMIT NO. R 965

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. Edwin W. Tillotson, age 65, Farmer, Virginia, Idaho

William

Ques. 2. Are you acquainted with Orville Thompson, the holder of Permit No. R 965? How long have you known him and where does he reside?

Ans. yes known 50 years, resides at Downey, Idaho

Ques. 3. Have you read or heard read said Permit No. R 965, 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. Yago Creek, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T. 11, S. R. 37, E. and conveyed ,
headgate and ditch

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. 5 feet will comney, I have seen about 1 foot.

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. Irrigation and domestic at NW $\frac{1}{4}$, NE $\frac{1}{4}$ of Sec. 4, T. 11, S. R. 37, E.
number of acres 20- cultivated- Open ditch

R-965

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

Ans. Stock watering

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. Black loam- 3ft. per acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. during irragtion season
high water to April 15, and every 10th day 24 hr. to October 1st, then
½ of water to end of irrigation season

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. 1955- witnessed reservoir being filled, and also being used to irrigate
said land.

(Signed) Edwin W. Tillotson

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 Downey,

County of Bannock, State of Idaho, on this 6 day of January,

A. D. 19 59.

San H. Lawrence

Notary Public.

My commission expires November 16, 1960.

RECEIVED
JAN 7 1959

Department of Reclamation **PROOF OF PUBLICATION**

STATE OF IDAHO,)
) ss.
County of Bannock)

E. H. Paysen

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

Notice is hereby given that at 10:00 A. M. on the 5th day of January, 1959, at Downey, County of Bannock, State of Idaho, before John E. Hansen, Notary Public, proof will be submitted of the application to beneficial use of 30 acre feet per annum of the waters of Yago Creek in accordance with the terms and conditions of Permit No. R-965 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permit is William Orville Thompson, Downey, Idaho.

The land to which said water has been applied is irrigation.

The amount applied to beneficial use is 30 acre feet per annum.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) Downey, Sec. 4, Twp. 11 N., Rge. 27 E., BM.

The right to take water from such works is based upon Permit No. R-965.

The source of supply from which such water is diverted is Yago Creek.

The date of priority which said user is prepared to establish is July 5, 1953.

GEORGE N. CARTER
State Reclamation Engineer

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

That he is a citizen of the United States of America, over the age of 21 years; that he was at all times herein mentioned the principal Clerk of the Downey Comet, a weekly newspaper published at Downey, County of Bannock, State of Idaho, and having a general circulation therein.

That said deponent, during all times mentioned in this affidavit, has had and still has charge of all the advertisements in said newspaper; that the Notice of Proof, of which the annexed is a true printed copy, was published in the said Downey Comet

on the following dates, to wit:

Dec. 11, 13, 25, 1958, Jan 1, 1959

That said newspaper has been consecutively, continuously and uninterruptedly published in said county for a period of 78 weeks prior to publication of said notice, and is a "newspaper" within the meaning of the laws of Idaho.

SUBSCRIBED and sworn to before me this 5th day of January, 1958

Mildred E. Linderschmidt

McCammon
Notary Public, Idaho

My commission expires: Oct 25-1959

R-965

JAN 7 1958
Department of Reclamation

PROOF OF PUBLICATION

STATE OF IDAHO,)
) ss.
County of Bannock)

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 6th day of January, 1958, at Downey, County of Bannock, State of Idaho, before Ben Bowen, Notary Public, proof will be submitted of the application to beneficial use of 30 acre feet per annum of the waters of Yago Creek in accordance with the terms and conditions of Permit No. R-965 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permit is William Orville Thompson, Downey, Idaho.

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

The amount applied to beneficial use is 30 acre feet per annum.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Twp. 11 S. Rge. 37 E. BM.

The right to take water from such works is based upon Permit No. R-965.

The source of supply from which such water is diverted is Yago Creek.

The date of priority which said user is prepared to establish is July 5, 1955.

GEORGE N. CARTER
State Reclamation Engineer

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

That he is a citizen of the United States of America, over the age of 21 years; that he was at all times herein mentioned the principal Clerk of the _____, a weekly newspaper published at _____, County of _____, State of Idaho, and having a general circulation therein.

That said deponent, during all times mentioned in this affidavit, has had and still has charge of all the advertisements in said newspaper; that the _____, of which the annexed is a true printed copy, was published in the said _____ on the following dates, to wit:

That said newspaper has been consecutively, continuously and uninterruptedly published in said county for a period of 78 weeks prior to publication of said notice, and is a "newspaper" within the meaning of the laws of Idaho.

St. J. D. [Signature]
SUBSCRIBED and sworn to before me this 5th day of January, 1958.

Notary Public, Pocatello, Idaho

My commission expires: January 7, 1959

P. 965

ICE OF PROOF
ATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 6th day of January, 1959, at Downey, County of Bannock, State of Idaho, before Ben Bowen, Notary Public, proof will be submitted of the application to beneficial use of 30 acre feet per annum of the waters of Yago Creek in accordance with the terms and conditions of Permit No. R-965 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permit is William Orville Thompson, Downey, Idaho.

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

The amount applied to beneficial use is 30 acre feet per annum.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) (SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4, Twp. 11 S. Rge. 37 E. BM.

The right to take water from such works is based upon Permit No. R-965.

The source of supply from which such water is diverted is Yago Creek.

The date of priority which said user is prepared to establish is July 5, 1955.

GEORGE N. CARTER
State Reclamation Engineer
1-1-4D

LEGAL NOTICES

NOTICE OF PROOF
APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 6th day of January, 1959, at Downey, County of Bannock, State of Idaho, before Ben Bowen, Notary Public, proof will be submitted of the application to beneficial use of 30 acre feet per annum of the waters of Yago Creek in accordance with the terms and conditions of Permit No. R-965 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person holding said permit is William Orville Thompson, Downey, Idaho.

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

The amount applied to beneficial use is 30 acre feet per annum.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, Twp. 11 S. Rge. 37 E. BM.

The right to take water from such works is based upon Permit No. R-965.

The source of supply from which such water is diverted is Yago Creek.

The date of priority which said user is prepared to establish is July 5, 1955.

GEORGE N. CARTER
State Reclamation Engineer
1-1-4D

December 16, 1958

Re: Permit No. R-965
William Orville Thompson

The Downey Comet
Downey
Idaho

Gentlemen:

In Notice of Proof Application of Water To Beneficial Use - William Orville Thompson, please correct subsequent publications as follows:

Paragraph 5.

The place where said water is used SW $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 4, Twp. 11S, Rge. 37E. BM

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls

R-965

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
Boise, Idaho

Date: December 1, 1958

Re: Permit No. R-965
William Orville Thompson

The Downey Comet
Downey, Idaho

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to January 6, 1959 the date set for proof; the expense of the publication is to be paid by the applicant

William Orville Thompson of Downey, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

Geo. N. Carter
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

** 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.

EPR/lw
Encl. (1)

R-965

RECEIVED
JAN 11 1959

Department of Reclamation

NOTICE FOR PUBLICATION
 NOTICE OF PROOF APPLICATION OF WATER
 TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 6th day of January, 1959,
 at Downey, County of Bannock, State of Idaho, before
Ben Bowen, Notary Public, proof will be submitted of the
 application to beneficial use of 30 acre ^{feet per annum} ~~acres~~ of the waters of Yago Creek
 in accordance with the terms and conditions of Permit No. R-965
 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person ~~holding said permit~~ holding said permit is
William Orville Thompson, Downey, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 30 acre feet per annum

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

~~SW 1/4 NE 1/4 Sec. 4, Twp. 11S, Rge. 37E, BM~~

SW 1/4 NE 1/4 Sec. 4, Twp. 11S, Rge. 37E, BM

The right to take water from such works is based upon Permit No. R-965

The source of supply from which such water is diverted is Yago Creek

The date of priority which said user is prepared to establish is July 5, 1955

State Reclamation Engineer.

R-965

8

RECEIVED
DEC 1 1958
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Dec. 1, 1958

(P. O.) Downey, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

The Downey Comet of Downey, Idaho published in
the county in which the works are situated. *Benjamin*

William C. Little Thompson

(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.

R-965

December 1, 1958

Re: Permit No. R-965

Mr. William Orville Thompson
Downey, Idaho

Dear Mr. Thompson:

This acknowledges the Notice of Proof of Application of Water to Beneficial Use under Permit No. R-965. The proof is to be made at 10:00 A. M., on the 6th day of January, 1959, before Ben Bowen, Notary Public, at Downey, Idaho.

As of this date we have mailed the Notice to the Downey Comet, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then to 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 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 (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw
Encls. (3)
cc: Ben Bowen
Notary Public
Downey, Idaho

R-965

December 3, 1958

Re: Permit No. R-965

Mr. William Orville Thompson
Route #1
Downey, Idaho

Dear Mr. Thompson:

Enclosed is the Certificate of Completion of Works issued under
Permit No. R-965. Departmental receipt #29383 for fee was handed
to you when you were in the office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

R-965

Permit No. R-965

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. William Orville Thompson, Downey, Idaho farmer

Ques. 2. If acting on behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, acre feet of water you claim for storage, and source of same.

Ans. R-965, dated July 25, 1955, priority July 5, 1955, 30 acre feet per annum from Yago Creek.

Ques. 4. Under terms of permit construction was required to be completed by July 25 19 60.

Ques. 5. Construction was actually completed on the date of October 15 19 55.

Ques. 6. Does the construction fully comply with the specifications? Yes

Ques. 7. Of what material was the dam built? earth fill

Ques. 8. State whether or not the water has been turned into your reservoir, and if so, when and to what extent.

Ans. yes, starting Oct. 15, 1955, used continuously since that date

Ques. 9. The capacity of the reservoir is 42 acre feet.

Ques. 10. The area of the high water line of the reservoir is 4 acres.

Ques. 11. The height of the dam above bottom of reservoir is 16 feet, above low water is 12 feet.

Ques. 12. The dimensions of the spillway are 10' wide x 12' long, and the bottom of the spillway is 3 feet below the top of the dam.

Ques. 13. Dimensions of the reservoir outlet are 10" CMP X 100' long

Ques. 14. Describe the gate and control unit.

Ans. Armco 10" gate, vertical lift, and catwalk

Ques. 15. The reservoir outlet is made of corrugated metal pipe

Ques. 16. Is the reservoir filled through a feeder canal? no

Ques. 17. If so, where is the point of diversion for same?

Ans. 1/4 1/4 Section, Twp. Range

R-965

Ques. 18. Does the feeder canal comply with the specifications in the permit?

Ques. 19. If not, explain

Ques. 20. Cost of constructing feeder canal? \$..... Cost of reservoir? \$ 3400

Ques. 21. State whether or not the works from reservoir outlet to place of use are fully completed, and whether or not they comply with the specifications in permit. If not, explain.

Ans. fully completed

Ques. 22. Water has ~~been~~ been delivered to place of intended use? yes

Ques. 23. Give description of dam, state dimensions, and give slope of face both upstream and downstream. Also method and material for protecting against wave action.

Ans. earth fill dam, 12' wide on top, $1\frac{1}{2}$ to 1 lower slope, 2 to 1 upper side
450' long on top and 300' on the bottom

Ques. 24. State the purpose for which the water is to be used and give the place of use, and if for irrigation, state the number of acres, and give the legal description of same.

Ans. irrigation of 40 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 4, Twp. 11 S., Rge. 37 E. BM

(Sign here) William O'ville Thompson

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 2nd day of December A. D. 19 58.

My commission expires 3-5-59

W. L. Hamblin
Notary Public

Boise, Idaho

July 28, 1955

RE: Permits Nos. R-965 & R-966

Mr. William Orville Thompson
Route 1
Downey, Idaho

Dear Mr. Thompson:

We enclose Permit No. R-965 together with departmental receipt No. 27461 for the \$5.00 filing fee; also, Permit No. R-966 together with departmental receipt No. 27423 for the \$5.00 filing fee.

We direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer but before construction is commenced, plans and specifications must be furnished in duplicate for each permit, for approval by the State Reclamation Engineer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.

R-965



ROBERT E. SMYLLIE
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

July 28, 1955

RE: Permits Nos. R-965 & R-966

Mr. William Orville Thompson
Route 1
Downey, Idaho

Dear Mr. Thompson:

We enclose Permit No. R-965 together with departmental receipt No. 27461 for the \$5.00 filing fee; also, Permit No. R-966 together with departmental receipt No. 27423 for the \$5.00 filing fee.

We direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer but before construction is commenced, plans and specifications must be furnished in duplicate for each permit, for approval by the State Reclamation Engineer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Jeanne L. Anderson
Chief Clerk

A:hll

Enc.

Dear Sirs,
We are ready to start the work on permit 965.
I am enclosing two specifications one for the
dam and one showing the headgate we will use.

R-965

R-965 = 30 a.f. fr. Yag Cr. h=18' l.=250' Jy 25

R-966 = 120 a.f. fr. Yag Cr. h=120' l.=400' Jy 25

located East of Arimo.

Ses. Pity

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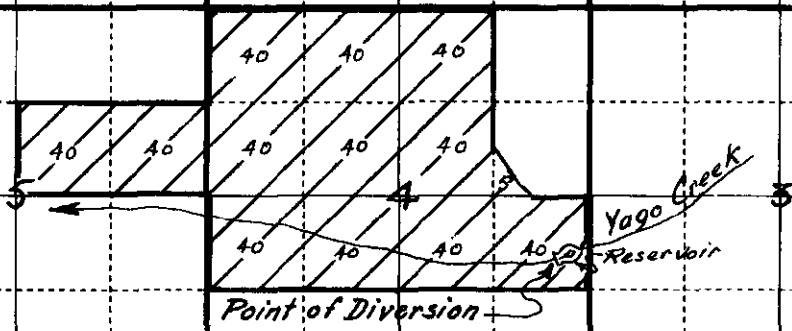
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Approved 5.8.80

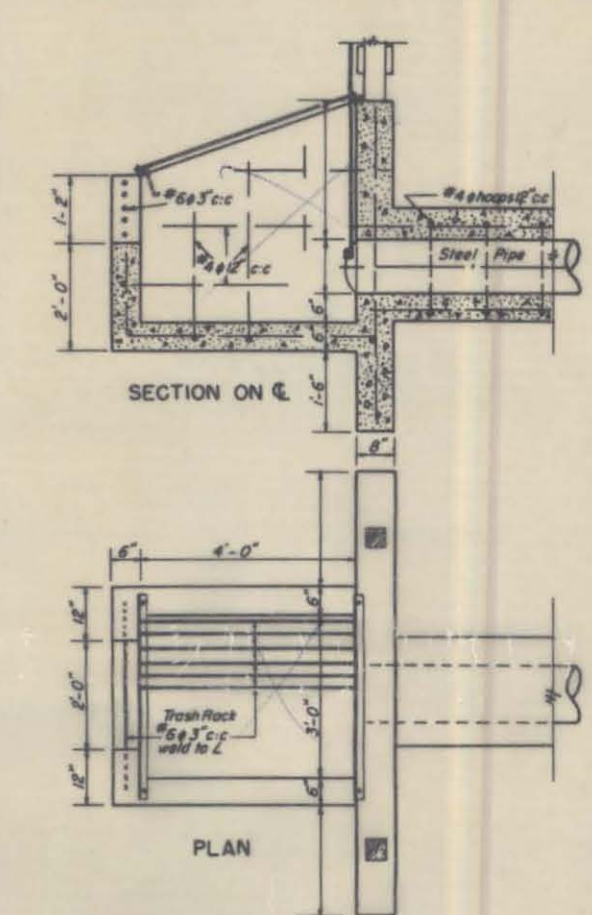
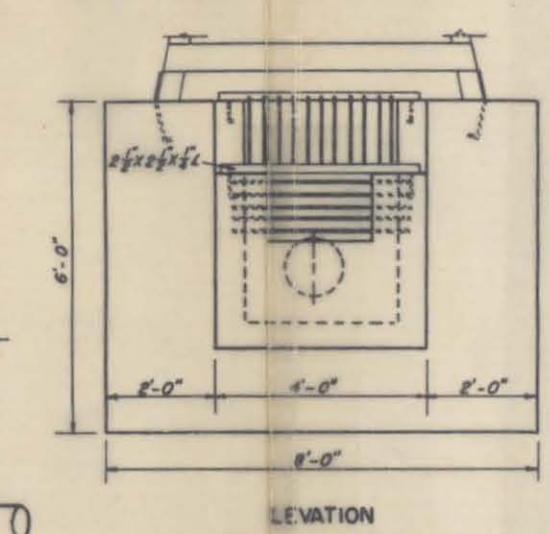
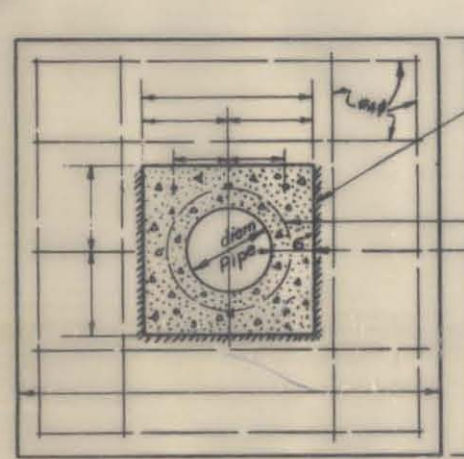
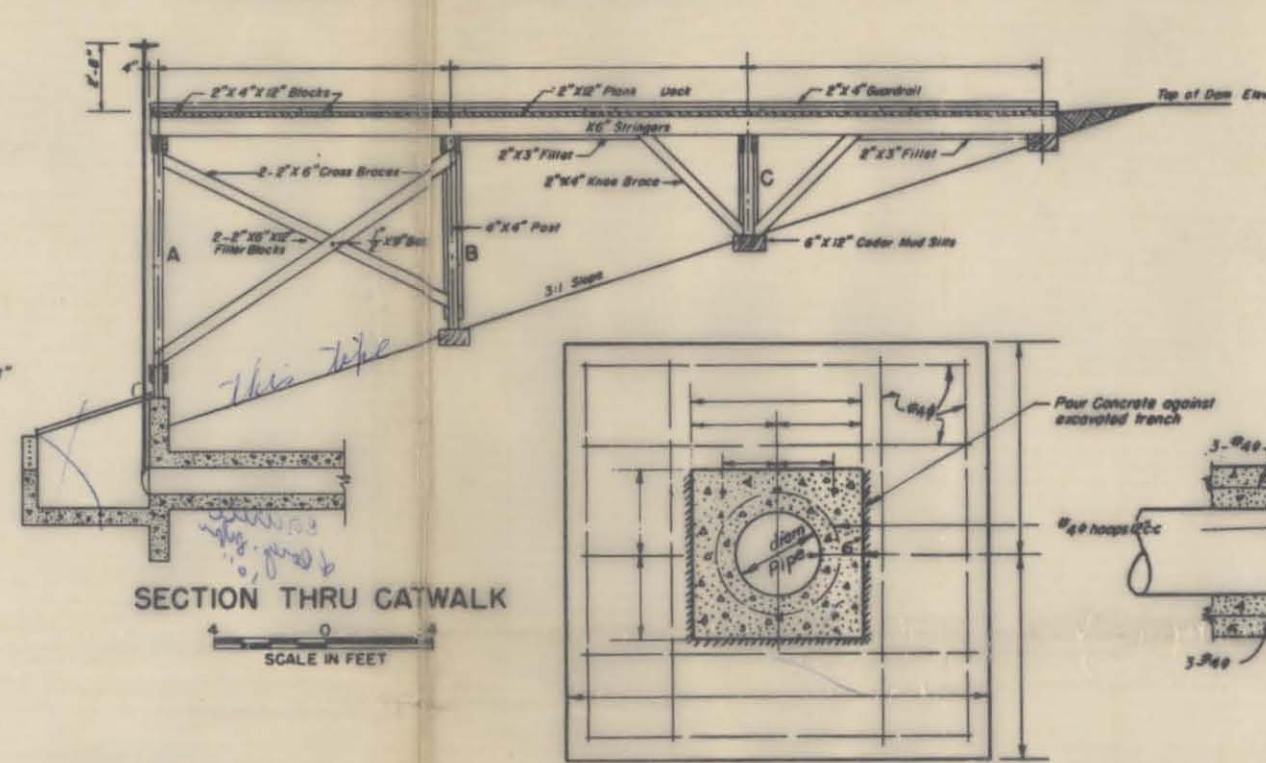
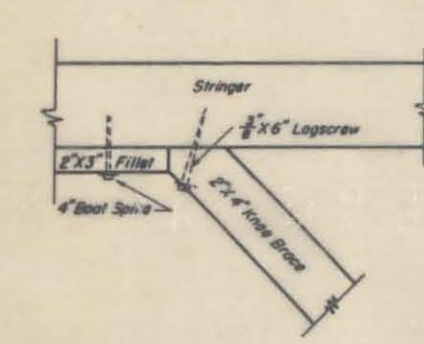
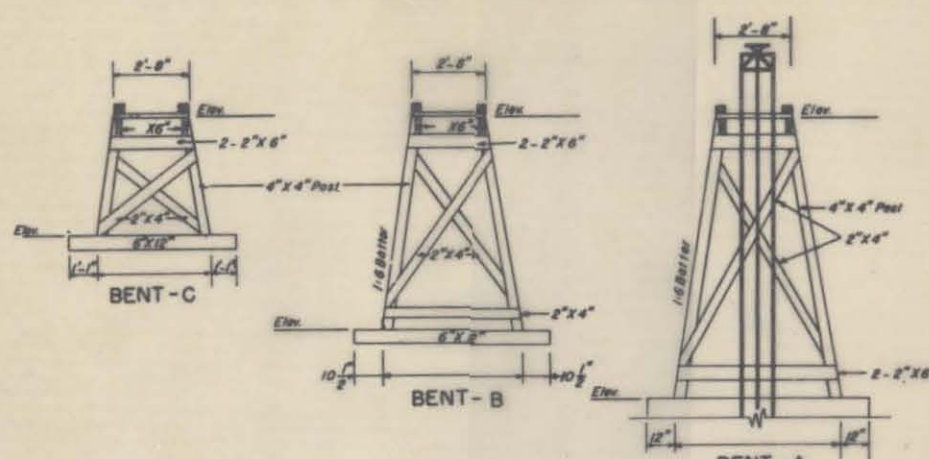
Chief Clerk

R-37E.

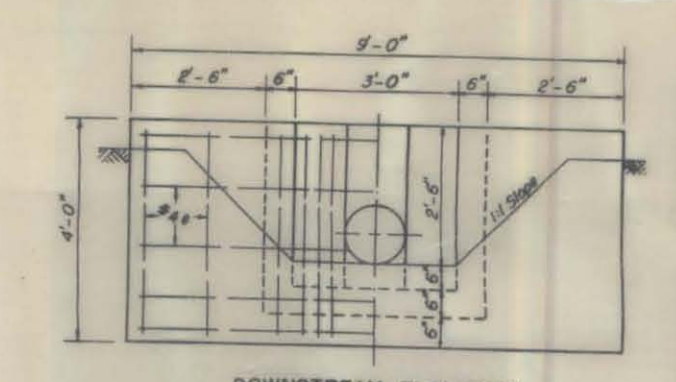
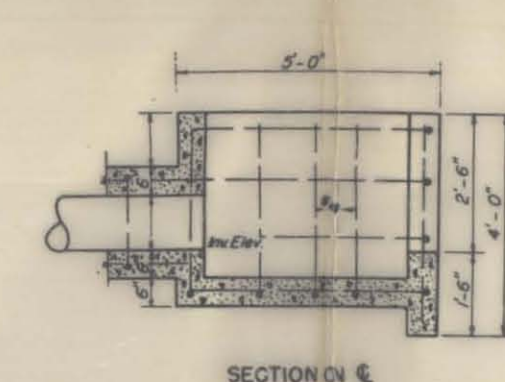
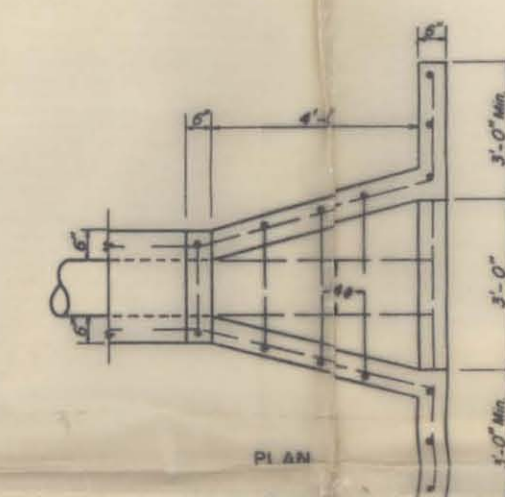
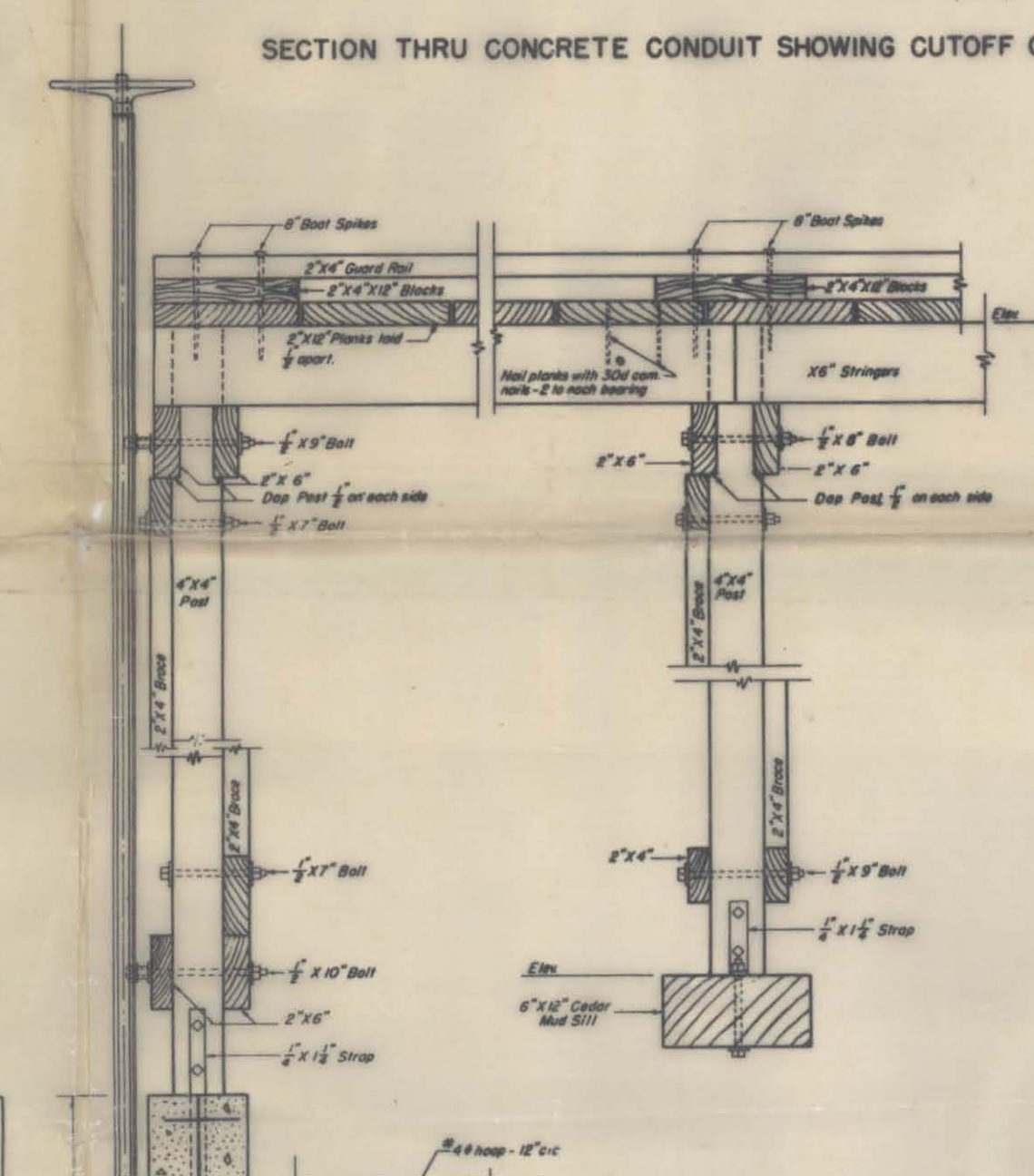
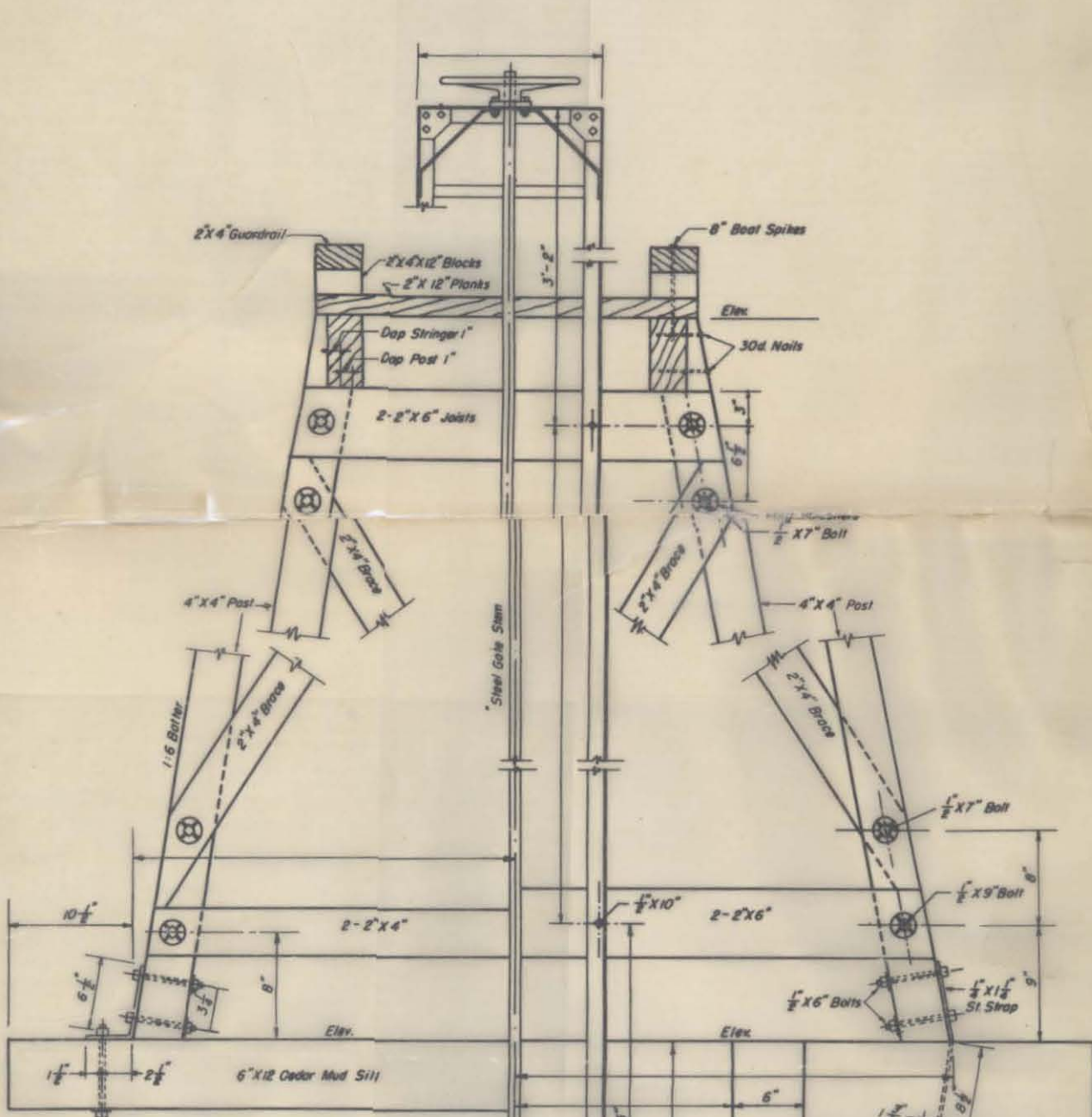
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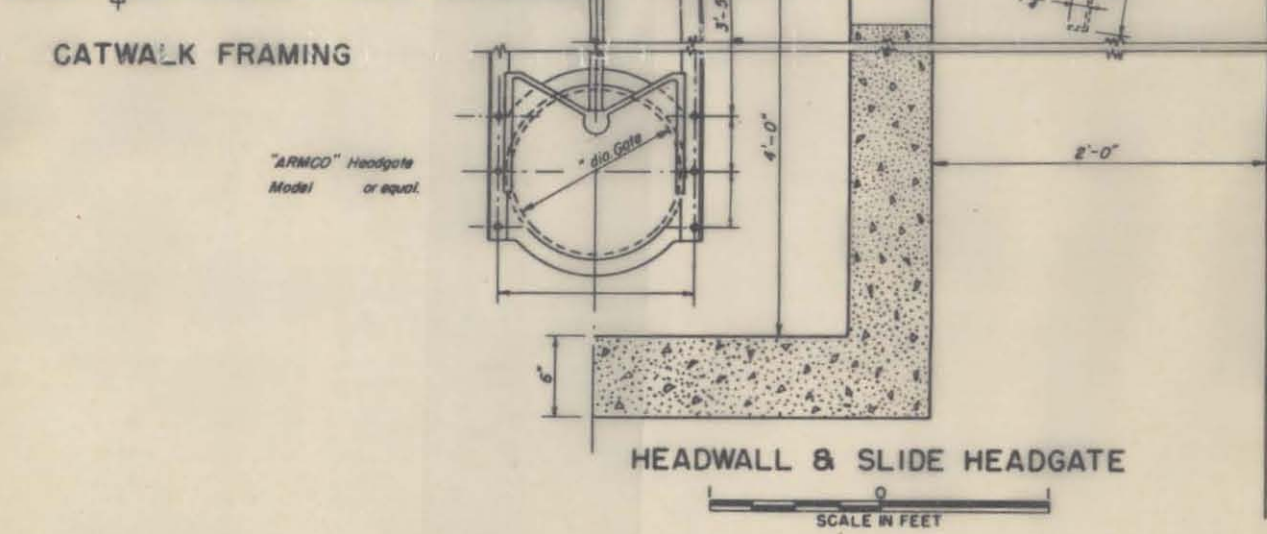
Permit Map No. R-965
As Approved
JUL 25 1955
MARK R. KULP
Reclamation Engineer



DETAIL OF INTAKE STRUCTURE



DETAIL OF OUTLET STRUCTURE

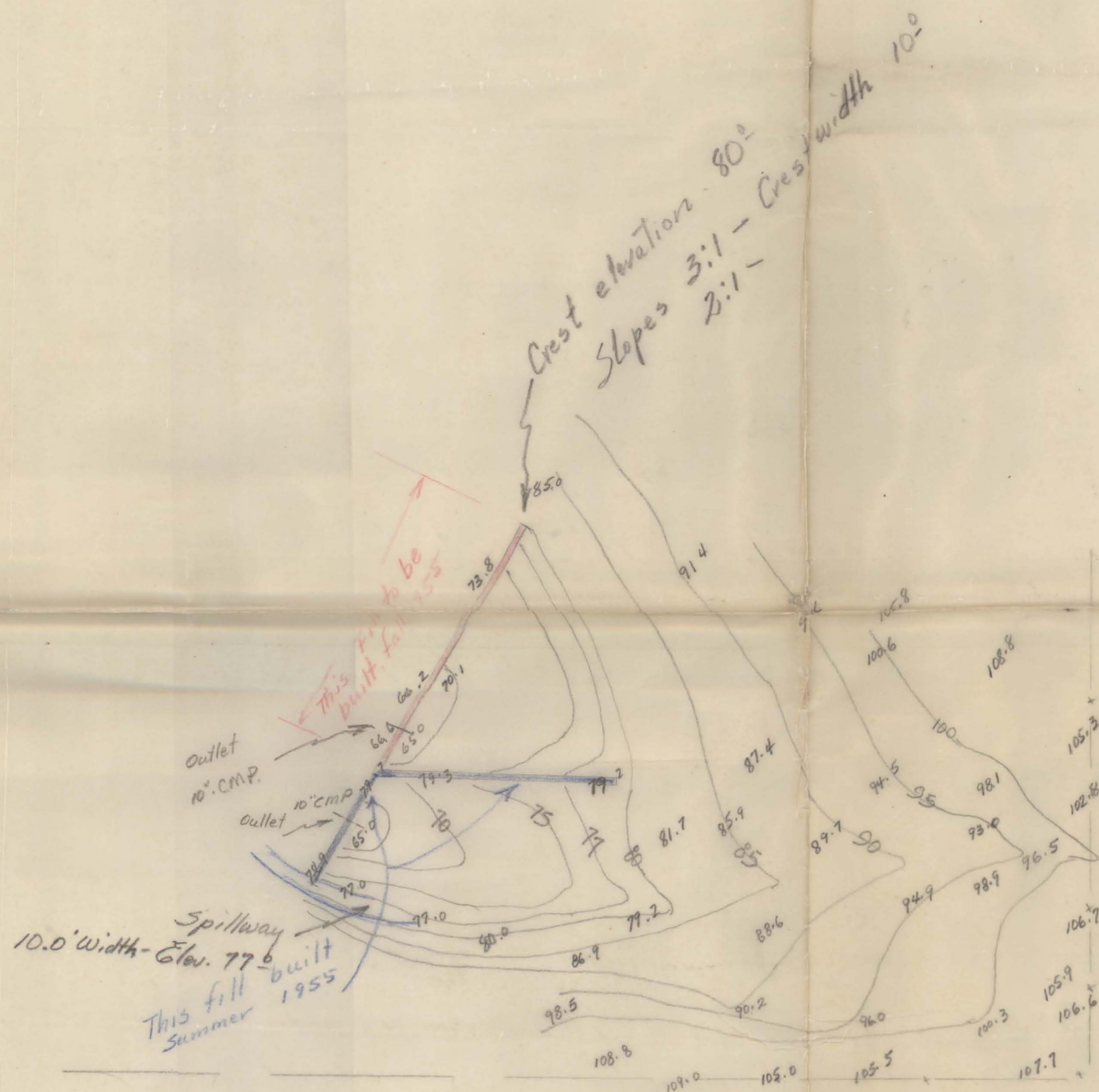


R-965
Orrille Thompson
in N 1/2 SE 1/4, 34, T11R, 37E.

"I am hereby submitting for approval this plan as an officer of the United States Government authorized to approve and submit such plans."

State Soil Conservation Engineer, Soil Conservation Service

U.S. DEPARTMENT of AGRICULTURE - SOIL CONSERVATION SERVICE	
DESIGNED	DRAFTED
RECOMMENDED	CHECKED
APPROVED	DRAWING NO.



PLAN OF STORAGE AREA AND DAM SITE

Contour interval = 5.0 ft.
Scale: 1" = 200 ft.

COMPACTED VOLUME

Embankment _____ c.y.
Cut-off _____ c.y.

EXCAVATION VOLUMES

Spillway: Earth _____ c.y.
Rock _____ c.y.
Cut-off: Earth _____ c.y.
Rock _____ c.y.

CONCRETE VOLUMES

Encasement & Collars _____ c.y.
Intake structure
and Pedestals _____ c.y.
Outlet structure _____ c.y.

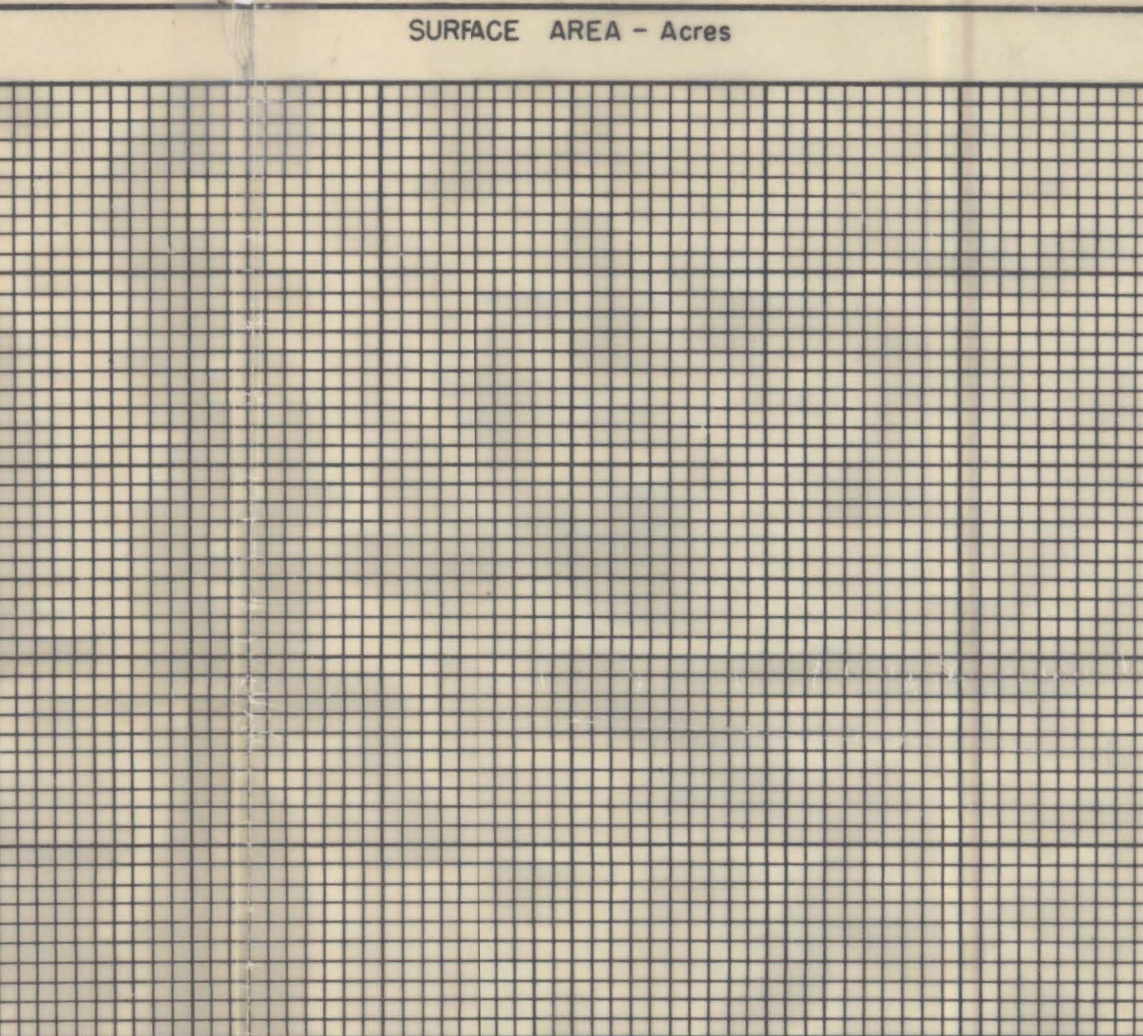
PIPE BARREL

_____ inches diameter
_____ lineal feet

SPILLWAY DESIGN DISCHARGE _____ c.f.s.

"I am hereby submitting for approval this plan as an officer of the United States Government authorized to approve and submit such plans."

State Soil Conservation Engineer, Soil Conservation Service



SURFACE AREA - Acres

ELEVATION - Feet

STORAGE CAPACITY - Acre Feet
CAPACITY CHART

Total Capacity - Approx 25.0 A. ft.

R-965
WATERSHED & LOCATION MAP

Oreville Thompson
1/4 N 1/2, SE 1/4, Sec. 4, T. 11 S. R. 37 E

U.S. DEPARTMENT of AGRICULTURE • SOIL CONSERVATION SERVICE

DESIGNED _____	DRAFTED _____ DATE _____
RECOMMENDED _____	CHECKED _____ DATE _____
APPROVED _____	DRAWING NO _____