

9539



Name of Applicant Stanley W. Litchfield

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SEC. 24 T29N R8E Q1

SEC.

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SEC. 13 T29N R8E Q1

AMERICAN RIVER

QUEEN CR.

Pipe 12" - 257 F long
Ditch 2700 ft long 2x3
Head 11' 2" F

9539

State of Idaho

Water District No.

Priority 11-27-1919

THIS IS TO CERTIFY that Stanley W. Litchfield

Stanley W. Litchfield

The Point of Diversion is located

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 10 cubic feet per second.

Description and location of use: At mill located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.13,T.29 N.,R.8 E., B. M.

TWO.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
4th day of February, 1929.

(SEAL)

82 2017

No. 14317.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Stanley E. Litchfield.

Postoffice address: Elk City County, Idaho State: Idaho.

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(d) Names and addresses of directors:

(c) The amount paid in:

II. The financial resources of the applicant are: (a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. The quantity of water claimed is ten cubic feet per second.

3. Source of water supply: Queen Creek.

4. Location of point of diversion: NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 13, T. 29, N., R. 8 E.B.M.

County of Idaho

5. To be used for: Power and milling.

I. Irrigation and domestic use: (a) Amount of land to be irrigated:

acres.

(b) In the following legal subdivisions:

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point: NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 13, T. 29 N., R. 8 E.B.M.

[b] Amount of power to be generated: 50

H. P. under 170 ft. head

[c] Is water to be returned to any stream? Yes

(d) If so, name stream and locate point of

return: Queen Creek 150 ft. above mouth.

6. Estimated cost of works: \$1,000.00

7. Description of works for diversion:

I. Kind of works: Ditch and pipe line

II. Dimensions of works:

[a] Height of dam 1 feet, length of dam at top 10 feet,

length of dam at bottom 10 feet. Material used in construction: Earth

[b] Capacity of reservoir acre feet. [c] Size of headgate, width feet,

Height feet. (d) Conduit Ditch and pipe width at bottom 3 feet,

width at water line 3 feet, depth of water 1.5 feet; diameter of pipe

12 inches; average grade per mile is 9 feet. Length of conduit is 2700 feet, and it crosses the following quarter sections: Starts in the SE $\frac{1}{4}$ and ends in the SW $\frac{1}{4}$ of Sec. 13, T. 29 N., R. 8 E.B.M.

8. The time required for the completion of the construction of such work is 3 years.

9. Time required for the complete application of the water to the proposed use is 5 additional years.

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

Stanley W. Litchfield.

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9.00 A.M. July 29, 1913.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER.

The number of this permit is 9539

Recorded in Book 31 Page 9539 Approved August 20, 1913.

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 October 19, 1913, 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 February 20, 1916.

The whole of said work to be completed on or before August 20, 1916.

Beneficial use of water appropriated in accordance herewith, to be made on or before August 20, 1921.

Witness my hand this 20th day of August, 1913.

F.P. King,

State Engineer.

Remarks:

Queen Creek is a very short Creek being not much over 3 miles long.

STATE OF IDAHO Department of Reclamation

In the matter of reinstatement of Permit)
No. 9539 Under the Provisions of Section)
5594, Idaho Compiled Statutes.)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 9539 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: August 20, 1916; and,

WHEREAS, On the 26th day of September, 1927, notice to show cause why said permit should not be canceled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said permit; and,

WHEREAS, On the 8th day of October, 1927, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 22d day of December, 1927 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 9539, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby ordered that said Permit No. 9539 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this department, at Boise, Idaho, this 4th day of February, 1929.

GEO. N. CARTER
Commissioner of Reclamation

By Myron Swendsen
Assistant

(SEAL)

Recorded by
Checked by

Permit No. 9539

Certificate of Completion of Works

To All Whom It May Concern:

This is to certify that Stanley W. Litchfield, of Elk City, County of Idaho, and State of Idaho, the holder of Permit No. 9539, issued upon Application No. 14317, bearing date of priority of July 29, 1913, authorizing the diversion of 10 second feet of the waters of Queen Creek, County of Idaho, State of Idaho, for power and milling 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 10 second feet of the waters of Queen Creek; that the point of diversion of said waters is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13, Twp. 29 N., R. 8 E., B. M., and that the place of intended use of said water is at mill located in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 13, Twp. 29 N., R. 8 E., B. M.

Witness my hand this 4th day of February, A. D. 1929.

GEO. N. CARTER
Commissioner of Reclamation

By Myron Swendsen
Assistant

ENDORSE ISSUED 10
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ACT
ION

N OWNER LAST NAME - LITCHFIELD

FIRST NAME - STANLEY W.

N SOURCE - QUEEN CREEK

CITY - ELK CITY

STATE - ID

N STAGE - LICENSE

TRIBUTARY OF - CLEARWATER RIVER, SOUTH FORK

PRIORITY - 11-27-1919 COUNTY - IDAHO

TOTAL DIV. RATE - 10.0000CFS

N DIVERSION POINT - NESE 13 29N 08E

USE - POWER

USE DIV. RATE - 10.0000CFS

N USE - MINING

N USE - POWER

PLACE OF USE - TWN 29N RNG 08E SEC 13 TRACT NESW

N NON IRRIG USE - X/MILLING.

OLD NO. - 9539

IDENT. NO. 82-2017

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 9539 182-2017
Old No. New No.

Record

1. Original Owner: Stanley W. Litchfield

Present Owner: _____

2. Address:

3. City: Elk City State: 10 Zip: _____

4. A. Source of Water: Queen Creek
B. Tributary of: Clearwater River, South Fork

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: 11-27-1919

D. County: 49

E. Total Diversion Rate: 10.

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>NESE</u>	<u>13</u>	<u>29N</u>	<u>8E</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

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

from _____ to _____ for P purposes. Amount 10.
(cfs or AC-FT/yr)

from _____ to _____ for X purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *F*

[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: 9539

F. Proof Made (P or blank):

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

H. Conditions of Approval:

14. Diversion Means (brief narrative):

February 4, 1929

Re: Permits 9539 and 15573

MR. S. W. LITCHFIELD
Elk City, Idaho

Dear Sir:

There are transmitted herewith Certificates of Completion of Works, issued under the above numbered Permits; Water License issued under Permit No. 9539, and receipts for fees.

Yours very truly,

GEO. H. CARTER
Commissioner of Reclamation

By
Chief Clerk

Encls.

9539

December 8, 1928.

Re: Permit No. 9539.

MR. S. W. LITCHFIELD
P. O. Box 40,
Elk City, Idaho

Dear Sir:-

The report of our examining engineer for proof of beneficial use of water under the above permit is now on file here. Upon receipt of fees in the sum of \$30.00, the certificate of completion of works and water licence will be issued.

Very truly yours,
GEO. E. CARTER,
Commissioner of Reclamation.

By _____
Chief Clerk.

9539

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

Permit No. 9539

This proof is for COMP. WORKS & USE.

In Water District No. _____

1. Name of applicant: S. W. Litchfield.

2. Source of water supply: Queen Creek

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13

T. 29 N. R. 8 E., B.M. County of Idaho

4. Describe works as they exist, giving dimensions and capacities of same: *Diversion by dirt dam, Overflow box 3' wide, 2' high & 6' long. Ditch 2' wide & 2' deep, good grade 50' flume leads to 24" intake to 500 ft. pipe line which jets upon a 7 ft pelton wheel under 180 ft. static head. Sawmill 18' x 50' (100'-14", 300'-12" and 100'-9" riveted steel pipe*

5. Water is used for: Power purposes

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

7. ~~Describe 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): *At mouth of Queen creek on American river, about 2 miles N.E. from Elk City.*

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

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

Remarks: _____

This examination was made on the 19th day of August 1928

9539

(Signed)

Fred H. Johnson

Examiner.

75
S.W. Litchfield
Elk City

Permit No. 9539

Examination for **SEMP. WORKS & USE**

County **IDAHO**

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.
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____

9539



January 3, 1928.

Re: Permit No. 9539

Mr. L. W. Litchfield,
Elk City, Idaho. P.O. Box 40.

Dear Sir:-

We are today in receipt of depositions of yourself and two witnesses, together with the affidavit of publication for proof of completion of works and beneficial use of water under the above permit. These are in proper form and will be placed on file here, without further action, until the examination can be made by our field engineer next summer. You will then be advised as to fees due before issuing certificate of completion of works and license.

Very truly yours,
GEO. H. CARTER,
Commissioner of Reclamation.

By _____
Chief Clerk.

9539

Chas. J. Dabr.

June 31, 1928.

Department of Reclamation
Bureau

Idaho

Mr. George M. Carter

Dear Sir:

Enclosed please find \$15 ⁰⁰/_{xx}
for the two Permits No. 95390 & 15533
as to your letters of December 8, 1928.
as to proof of work and beneficial
use of water.

Very truly Yours

J. W. Hitchcock

**Notice of Proof of Completion of
Works and Application of
Water to Beneficial Use.**

Notice is here by given that at 10:30 a.m. on the 15th day of December, 1927 at Elk City, County of Idaho, State of Idaho, before G. L. L. Baskett, notary public, proof will be submitted of the completion of works for the diversion of ten (10) cubic feet per second of the waters of Queen Creek and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 9539, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit, are S. W. Litchfield, Elk City, Idaho.

2. Said works of diversion were fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is ten (10) cubic feet per second.

3. The use to which said water has been applied is power purposes and the amount applied to beneficial use is ten (10) cubic feet per second.

4. The place where said water is used is at the mouth of Queen Creek on American River, about two miles northeast from Elk City.

5. The date of priority which said user is prepared to establish is Nov. 27, 1919. 28-4

Geo. N. Carter,
Commissioner of Reclamation.

**AFFIDAVIT OF PUBLICATION
THE STITES ENTERPRISE**

RALPH PRESCOTT, being first duly sworn, deposes and says that he is the editor and publisher of **The Stites Enterprise**, a weekly newspaper published in Stites, Idaho county, Idaho, and that the **Notice of Proof**

a copy of which is hereto attached, was published in said newspaper, and not in a supplement, for **four** consecutive weeks, the first being the issue of **November 17, 1927** and the last being the issue of **December 8, 1927** and that during that time the said newspaper was regularly printed and distributed among its subscribers, and had been so printed and distributed for seventy-eight weeks prior thereto.

Ralph Prescott

Subscribed and sworn to before me this **10th** day of **December, 1927** 192

L. H. Rehberg
Notary Public in and for the State of Idaho
Residing at Kamiah, Idaho

9539

PERMIT No. 9539...

Proof of Completion of Works

DEPOSITION OF HOLDER

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. ... S.W. Litchfield, Elk City, Idaho, Miner, Elk City, Idaho.

Ques. 2. If acting in 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, amount of water you are authorized to divert, source, and point of diversion.

Ans. ... 9539, July 29, 1913, 10 cubic feet per second,

... 1/2 mile up Queen Creek from mouth, Mouth of Queen Creek.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you have reclaimed or intend to reclaim.

Ans. ... Power and Milling.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. ... Yes... July 10, 1914, 5 cubic feet.

Ques. 6. State whether or not the works of diversion are fully completed, if so on what date, and whether or not they comply in all respects with terms of the permit.

Ans. ... Yes, July 4th, 1914, Complys in all respects.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans.

Ques. 8. Give description of works and state dimensions and capacity of each part as they existed on July 4th, 1914, and give cost of same.

Ans. ... Ditch 2 feet ~~30~~ deep and 30 inches wide,
Cost \$1000.00

(Sign here.)

S. W. Litchfield

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 Elk City, County of

Idaho, State of Idaho, on this 22 day of December, A. D. 1927.

My Commission expires Nov. 25, 1931.

G. L. B. Baker

Notary Public.

9539

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. 9539

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. E. J. Comley, Elk City, Miner, Elk City, Idaho

Ques. 2. Are you acquainted with... S. W. Litchfield, the

holder of Permit No. 9539 authorizing the diversion of 10 cubic second-feet of the waters of Queen Creek, at 1/2 mile from mouth for... power purposes? How long have you known him, and where does he reside?

Ans. 30 years, Elk City, Idaho

Ques. 3. Have you read or heard read said Permit No. 9539, and are you familiar with its terms and conditions?

Ans. Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Yes, 1914

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. Open Ditch into Creek, 10 Cubic Feet.

(Sign here.)

E. J. Comley

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, at my office in Elk City, County of Idaho, State of Idaho, on this 22 day of December A. D. 19 27.

My Commission expires Nov; 25, 1931

9539

G. L. L. Bassett
Notary Public.

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. 9539.....

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. 5594, Compiled Statutes of Idaho.

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

Ans. Henry Hulsman, Elk City, Miner, Elk City, Idaho.

Ques. 2. Are you acquainted with..... S. T. Litchfield....., the

holder of Permit No. 9539..... authorizing the diversion of 10 cubic..... second-feet of the waters
of Queen Creek....., at 1 mile from mouth.
for..... power..... purposes? How long have you known him, and where does he reside?

Ans. 19 years, Elk City, Idaho.

Ques. 3. Have you read or heard read said Permit No. 9539....., and are you familiar with its terms and conditions?

Ans. Yes.....

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Yes... 1914.....

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. ... Open Ditch into creek... 10 cubic feet.....

(Sign here.)

Henry Hulsman

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, at my office in Elk City....., County of

..... Idaho....., State of Idaho, on this 22 day of
..... December..... A. D. 1927..

My Commission expires.. Nov: 25, 1931.....

G. L. Bassett

Notary Public.

9539

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 9539

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. Henry Hulsman 65, Elk City, Idaho. Miner.

Ques. 2. Are you acquainted with S.W. Litchfield, the holder of Permit No. 9539? How long have you known him and where does he reside?

Ans. 19 Years, Elk City, Idaho.

Ques. 3. Have you read or heard read said Permit No. 9539, 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. Queen Creek $\frac{1}{2}$ mile from mouth, Ditch 2 feet deep
30 inches wide.

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. 10 cubic feet, 5 cubic feet.

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. Saw Mill Power at mouth of Queen Creek

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

Ans. Power to run saw mill about 8 months in the year.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans.

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

Ans. No

Ques. 10. State when, how, in what amount and to what extent, you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 1926, personal inspection, about 5 cubic feet.

(Signed)

Henry Hulsman

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 Elk City, County of Idaho, State of Idaho, on this 22 day of December, A. D. 1927.

G. P. Bassett

Notary Public.

My commission expires Nov; 25, 1931

9539

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 9539

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. E. J. Comley. 58. Elk City. Miner. Elk City. Idaho

Ques. 2. Are you acquainted with S. W. Litchfield, the holder of Permit No. 9539? How long have you known him and where does he reside?

Ans. 30 Years, Elk City, Idaho

Ques. 3. Have you read or heard read said Permit No. 9539, 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. Queen Creek, $\frac{1}{2}$ mile from mouth. Ditch 2 feet deep 30 inches ~~deep~~ deep.

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. 10 cubic feet. 5 cubic feet.

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. Saw Mill power, at mouth of Queen Creek.

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

Ans. Power to run Saw Mill about 8 Months in the Year

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. _____

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

Ans. No

Ques. 10. State when, how, in what amount and, to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 1926, personal inspection, about 5 cubic feet

(Signed)

E. J. Connelley

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 Elk City, County of Idaho, State of Idaho, on this 22 day of December, A. D. 1927

G. L. P. Bassett

Notary Public:

My commission expires Nov; 25, 1931

9539

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 9539

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Stanley W. Litchfield Elk City, Idaho
miner

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. 9539, July 29, 1913.

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

Ans. Queen Creek, N.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 29 N.R. 6. 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. Open Ditch, 10 cubic feet, Queen Creek 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. Power at mouth of Queen Creek.

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

Ans. Water through 500 feet of Pipe from pressure box to mill,
35 H. P.

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

Ans. 200 miners inches

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. Since 1914, power for mill, 200 miners inches.

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.

(Sign)

S. W. Litchfield

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 Elk City, County of Idaho
State of Idaho, on this 22 day of December A. D. 1927

G. L. L. Carroll
Notary Public

My commission expires Nov; 25, 1931

9539

JAN 8 1928

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS
AND
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, December 5 1927

S. W. Metchfield,

c/o G.L.L. Baskett,
Elk City, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of completion of works and beneficial use of water under Permit No. **9539**

DEPOSITION OF PERMIT HOLDER.

DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On **December 15, 1927**, the date set for proof, the enclosed forms (two for permit holder and two each for two disinterested witnesses) should be filled out and sworn to, at **Elk City** before **G. L. L. Baskett, notary public.**

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

GEO. H. CARTER, ~~Commissioner~~
W. G. SWENDSEN,

Commissioner of Reclamation.

9539

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date Nov. 9, 1927

PUBLISHER,

The Enterprise,
Stites, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 15, 1927, the date set for proof, the expense of the publication to be paid by the applicant, S. W. Litchfield, Idaho Blk City, 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 of the first publication.

Very truly yours,

GEO. N. CARTER,

Commissioner of Reclamation.

9539

November 9, 1927.

Re: Permit No. 9539.

Mr. S. W. Litchfield,
P. O. Box 40,
Elk City, Idaho.

Dear Sir:

Referring to your letter of the 30th ult., would say that notice for publication for proof of completion of works and beneficial use of water under your above numbered permit has today been mailed to the Enterprise at Stites.

Deposition blanks for holder and two witnesses will be mailed to G. L. L. Baskett, notary public, in time for proof to be made on December 15, the date set out in the notice.

Very truly yours,

GEO. H. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P

9539

Elk City, Idaho.
Oct 30/27

Department of Reclamation,
Boise, Idaho.

Dear Sir,

Am sending in permit SV3 9539, as to
completion of ditch. application of water
to beneficial use. will send in the other
one later, to see if this fills out right.

Yours, truly,

S. W. Litchfield.

O. L. But 40

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 23rd, 1927
(P. O.) Elk City. 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
Stites Enterprise. of Stites, Idaho., published in
the ~~county~~ in which the works are situated.

(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 compe-
tent engineer.)

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

Engineer.

9539

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

Notice is hereby given that at Elk City. Idaho. 10.30 am on the 15th
day of December, 1927, at Elk City., County of
Idaho. State of Idaho, before G.L.L. Baskett 71 P
proof will be submitted of the completion of works for the diversion of Ten (10)
cubic feet per second of the waters of Queen Creek
and of the application to beneficial use of said water in accordance with the terms and conditions
of Permit No. 9539, heretofore issued by the Commissioner Glenn C. G. of the State of Idaho.

1. The name and postoffice address of the person or corporation, holding said permit, are
S. W. Litchfield. Elk City. Idaho. P.O. Box # 40

2. Said works of diversion ~~will be~~ have fully completed on the date set for such completion, and the
amount of water which said works are capable of conducting to the place of use, in accordance with
the plans accompanying the application for such permit, is Ten (10) cubic feet per second.

3. The use to which said water has been applied is ~~irrigation and domestic~~ Power
purposes and the amount applied to beneficial use is Ten (10) cubic feet per second.

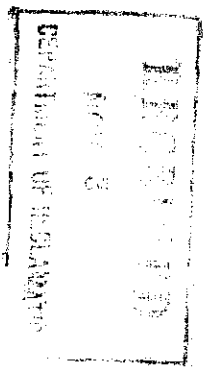
4. The place where said water is used is At the mouth of Queen Creek
on American River, about two miles North-East from Elk City.

5. The date of priority which said user is prepared to establish is 1914 Nov 27 - 1919

NESE - 13 - 294 - 8 E

Idaho

9539



C - July 29 - 1913
 BH - Aug 20 - 1921

Aug 20 - 1921

2
3
4
6
7 = 6 yrs

June 20 - 1927 = 3 yrs

Dec 15 " = 24 Dec

July 29 - 1913 + 6 yrs =

" 29 1918 + 3 yrs =

Oct 29 - 1919 + 24 Dec =

Nov 27 - 1919

30
 10 mos
14 Dec
 24

31
28 - Oct
 27 - Nov

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

Notice is hereby given that at 10:30 a.m. on the 15th
day of December, 1927, at Elk City, County of
Idaho State of Idaho, before G.L.L.Baskett, notary public
proof will be submitted of the completion of works for the diversion of ten (10)
cubic feet per second of the waters of Queen Creek
and of the application to beneficial use of said water in accordance with the terms and conditions
of Permit No. 9539, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation, holding said permit, are
S. W. Litchfield, Elk City, Idaho

2. Said works of diversion ~~were~~ ^{were} fully completed on the date set for such completion, and the
amount of water which said works are capable of conducting to the place of use, in accordance with
the plans accompanying the application for such permit, is ten (10) cubic feet per second.

3. The use to which said water has been applied is ~~irrigation and domestic~~ ^{power}
purposes and the amount applied to beneficial use is ten (10) cubic feet per second.

4. The place where said water is used is at the mouth of Queen Creek on
American River, about two miles northeast from Elk City.

5. The date of priority which said user is prepared to establish is Nov. 27, 1919

Geo. N. Carter
Commissioner of Reclamation.

October 13, 1927.

Re: Permit No. 9539.

Mr. S. W. Litchfield,
P. O. Box 40,
Elk City, Idaho.

Dear Sir:-

Referring to your letter of the 8th inst. would say that no complaint whatever has been turned ⁱⁿ against your right to the use of the water claimed under your above permit. The notices of cancellation are being mailed out to holders of lapsed permits in order to clear our records so that we may know which are good water rights and which are not.

Where the amount of water claimed exceeds 6.4 second feet, notice of proof is required to be published for a period of four weeks prior to the date upon which said proof is to be made. We are, therefore, mailing you herewith, blank notices to 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.

Two proofs are required to be made under every permit in order to obtain the final license to the use of the water. The first is for completion of works and the second is for the beneficial use of the water. I take it you will wish to make the two proofs at the same time hence are mailing blanks for the combined notice.

Under your later permit, No. 15788, for 10 second feet of East Fork of American River, your first proof is not due until February 28, 1928, and the second February 28, 1934. Notices will be mailed to you ninety days in advance of the date proof is required.

Very truly yours,
GEO. H. CARTER,
Commissioner of Reclamation.

By _____
Chief Clerk.

Encl.

9539

Elk City, Idaho,
Oct 8/27

State of Idaho.
Department of Reclamation.
Boise, Idaho.

Dear Sir,

Received permit No 9539.

I completed the work on ditch on green creek, on July 4th 1914. and have water in same and have made use of it by using it for power, when creek ~~was~~ ^{flowed} dry, this green creek don't have a full head only excepting in the spring of 10 cubic feet per second of water. I also have a permit on ~~Whitaker~~ creek, which is a creek about the same as green creek. I completed ~~that~~ that ditch July 1st 1926. I haven't had any notification as to what to do in completion of ditches, so please give me all information as to proof of work on both ditches. I have the water from the ~~both~~ ditches diverted into the ~~same~~ ⁹⁵³⁹ pipe head for same power to run saw

mill, at mouth of Green creek. which is
 on my patented mining ground. I keep
 the ditches in good repair, and have water
 running in same for about 7 months of
 year. and that up until it freezes up.
 in winter, don't cancel these permits.
 I hold them in good faith and according
 to law, in securing the water. and who ever
 turned me in in regard to proof of
 work or trying to get a permit on the
 water, has no possible way of using the
 same. so advise me what steps to take
 and I will comply with section 5594.
 Hoping this covers all. and I have explained
 clearly how every thing stands.

Sincerely Yours.

S. W. Litchfield
 P. O. Box 40.

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 2533

INSURED PARCEL

No. _____

PENALTY FOR PRIVATE USE TO _____ PAYMENT OF POSTAGE, \$300

POSTMARK OF DELIVERING

OFFICE

OCT 8
6 AM
1941

AND DATE OF DELIVERY

Return to _____

COMMISSIONER OF RECLAMATION

(NAME OF SENDER)

Street and Number, }
or Post Office Box, }

BOISE,

IDAHO.

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

S. W. Litchfield

(Signature or name of addressee.)

Mrs. S. W. Litchfield

(Signature of addressee's agent.)

Date of delivery, _____

10-8, 1927

9539

Form 311

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Sept. 26, 1927

Re: Permit No. 9539

To S. W. Litchfield,
Elk City, Idaho

It appearing to the Commissioner of Reclamation that the terms and conditions of Permit No. 9539, to appropriate the Public Waters of the State of Idaho, have not been complied with as to proof of completion of works by Aug. 20-1916.

you are hereby notified in compliance with Sec. 5594, Compiled Statutes of Idaho, that said Permit No. 9539 is hereby held for cancellation.

You are hereby required to show cause before the Commissioner of Reclamation on or before forty days from date of this notice why said Permit should not be cancelled.

Said Permit No. 9539 claims the use of 10 cubic feet per second of the waters of Queen Creek, with point of diversion located in Sec. 15-29N-8E, and was approved Aug. 20-1913

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this 26 day of Sept., 1927

Commissioner of Reclamation.

By _____ Assistant.

9539

STATE OF IDAHO
ENGINEERING DEPARTMENT

F. P. KING,
STATE ENGINEER

BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

May 10 1916

Stanely W. Litchfield,

BOISE, IDAHO,

Elk City, Ida o

DEAR SIR:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. **9539**

This form should be filled out and mailed to the State Engineer at least 60 days before the date upon which it is to be submitted, which proof **MUST** be made on or before **Aug 20 1916**

Upon receipt of this blank properly filled out, notice must be published a period of four weeks prior to the date of proof.

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

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

Yours truly,

J. H. SMITH

~~F. P. KING~~

State Engineer.

9539

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON,
STATE ENGINEER

Permit No. 9539.

Stanley W. Litchfield

Elk City, Idaho.

Dear Sir:

BOISE, IDAHO, Aug. 25, 1913.

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

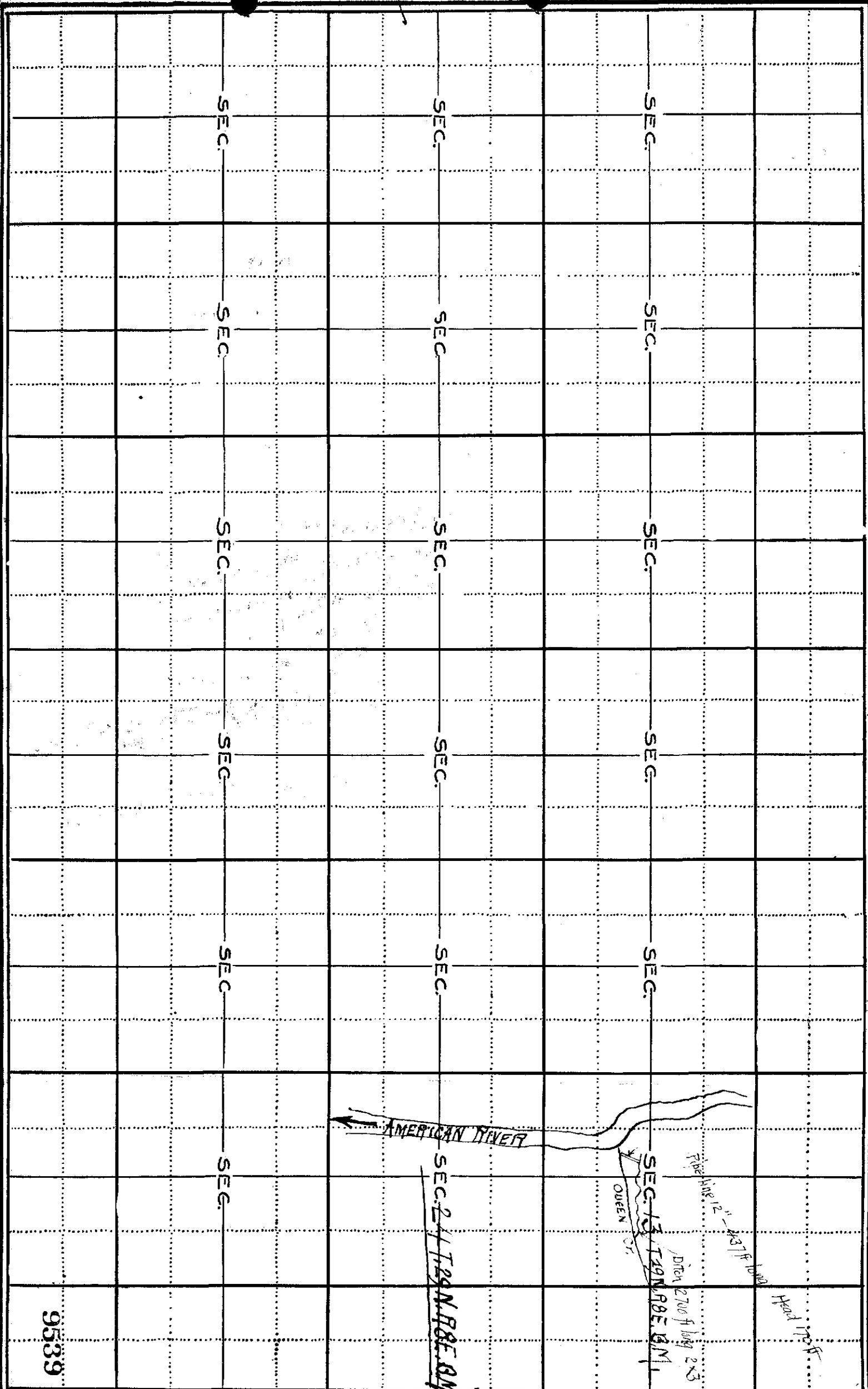
~~E. E. KING~~

A. E. ROBINSON,
~~E. E. KING~~

State Engineer.

9539

Name of Applicant Stanley W. Litchfield



9539