

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. **21213**
Permit No. **14914**
District No. **5-K**

1. Name of Applicant: **Modesto Zavala.**

Postoffice address: **Soda Springs** County: **Bear Lake** State: **Idaho.**

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: **one** cubic feet per second.

3. Source of water supply: **unnamed springs** which is a tributary of **no stream.**

4. Location of point of diversion: **feet distant from the**
corner of Section , T. , R. , B. M., and is in the **SW $\frac{1}{4}$ SE $\frac{1}{4}$**
of Section **8**, T. **10 S.**, R. **42 E.**, B. M., County of **Bear Lake.**

5. Water is to be used for: **Irrigation and domestic.**

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

- (a) Point of use of water: **feet distant from** **corner of Section**
T. , R. , B. M., in the **of Section** **, T. , R. , B. M.**
- (b) Amount of power generated: **H. P., under** **feet head.**
- (c) Water is to be returned to **at a point** **feet**
distant from the **corner of Section** **, T. , R. , B. M., in the**
of Section **, T. , R. , B. M.**

7. Estimated cost of works: \$ **250.00**

8. Kind of works: **Ditch.**

9. Height of dam **feet; length of dam at top** **feet; length of dam at bottom**
feet; material used in dam

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

11. Ditch: Width at bottom **2** feet; width at water line **2** feet; depth of water **$\frac{1}{2}$**
feet; dimensions of flume
Diameter of pipe **inches; length of conduit** **$\frac{1}{8}$** **miles.**
Average grade per mile **14** **feet.**

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

13. The time required for the complete application of the water to the proposed use is **none** additional years.

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

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

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

Modesto Zavala. Applicant.

By Chas. B. Wilson. Agent.

Commissioner of Reclamation

Date of first receipt at office of ~~State Engineer~~ 9 A. M. Aug. 23, 1920.

Returned to applicant for correction

Corrected application received

COMMISSIONER OF RECLAMATION
APPROVAL OF ~~STATE ENGINEER~~

The number of this permit is 14914

Recorded in Book 52 Page 14914 Approved September 16, 1920.

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

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

Work to begin on or before November 15, 1920 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before March 16, 1921.

The whole of said work to be completed on or before September 16, 1921.

Beneficial use of water appropriated in accordance herewith, to be made on or before September 16, 1921.

Witness my hand this 16th day of September, 1920.

W. G. Swendsen,
~~State Engineer~~
Commissioner of Reclamation.

Remarks:

Springs on land in ownership of applicant.

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10 S.	42 E.	8													10			20	30
10 S.	42 E.	17	10	10															20
Total number of acres to be irrigated-----																			50

Proof of Completion of Works Made June 23, 1921.

Certificate issued, July 2nd, 1921.

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that Modesto Zavala of Soda Springs, County of Bear Lake, and State of Idaho, the holder of Permit No. 14914, issued upon Application No. 21213 bearing date of priority of August 23, 1920, authorizing the diversion of one (1) second foot of the waters of unnamed springs, County of Bear Lake, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit: that said works are adequate for diverting and conveying to the place of intended use one (1) second foot of the water of unnamed springs; that the point of diversion of said waters is in the SW¼ SE¼ of Sec. 8, T. 10 S., R. 42 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: E½ SE¼ Sec. 8; N½ NE¼ Sec. 17, T. 10 S., R. 42 E., B. M.

Witness my hand this 2nd day of July, A. D. 1921.

W. G. SWENDSEN,
Commissioner of Reclamation

By Geo. B. Archibald
Deputy.

4 ~~enc~~

Soda Springs.
Idaho.
Aug^r 20 1920.

Mr. W. J. Swendrum
Commissioner of Reclamation
Boise.

Dear Sir,

I herewith enclose "Application for Permit"
Re, Modesto Jarala, with fee \$1.00
D. H. Mann.

Yours Truly,
Charles Wilson.

14914

Modesto Jarala Soda Springs

SCALE: 2 INCHES 1 MILE. DRAW PLAN IN INK.

Permit Map No. 14917

As Approved

SEP 16 1904

W. G. SPENCER
Commissioner of the Land Office

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

Permit No. 14914

Chas. B. Wilson

Soda Springs, Idaho.

Dear Sir:

Boise, Idaho,

Sept. 20, 1920.

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

W. G. Swendsen.

Commissioner of Reclamation.

14914

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE June 6, 1921.

Mr. Modesto Bevela
Soda Springs Idaho.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 14914, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

Commissioner of Reclamation.

14914

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

June 6, 1921.

Mr. Modesto Zavala,
Bode Springs, Idaho.

Dear Sir:—

Under the terms of your permit No. 14914 you are required to complete your diversion works on or before Sept. 16, 1921. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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,

State Engineer.

14914

Permit No. 14914STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO.

County of Bear Lake } ss.Modesto Zavala, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 14914, and that his postoffice address is Soda Springs State of Idaho.

Second: That the name of the stream from which said water is to be diverted is

Unnamed Springs

Third: That the point of division of said water is

SW¹ SE¹ Sec. 8, T. 10 S. R. 42 E. B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept. 16th, 1921.Fifth: That the use for which said water is intended is Irrigation and Domestic.

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

I. Kind of works: Ditch

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

II. Dimensions of work:

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

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

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

(d) Conduit _____ width at bottom _____ feet, width at water line _____ feet, depth of water _____ feet; diameter of pipe _____ inches, average grade per mile is 14 feet. Length of conduit is _____ miles.Seventh: That said works are capable of conducting to the place of intended use One Cubic foot per second foot of water.Eighth: That water appropriated under said permit is available for 50 acres of land described as follows: E¹ SE¹ Sec 8, and N¹ NE¹ Sec 17, T. 10 S. R. 42, E.

Ninth: Remarks: That _____

(Sign here)

Subscribed and sworn to before me this 23rd day of June, 1921.

Notary Public.

My commission expires 192314914

June 30, 1921.

Re: Permit 14914.

Modesto Zavala,
Soda Springs, Idaho.

Dear Sir:

This will acknowledge affidavit of proof of completion of works under the above numbered permit, together with Money Order for \$5.00. Certificate will be issued and mailed to you in a few days.

We also acknowledge receipt of notice for publication of your intention to submit proof of beneficial use of water under the above permit. We have set September 10, 1921 as the date upon which to submit your proof before D. K. McLean. Prior to that time we will mail one of these notices to The Chieftain at Soda Springs for the required four weeks publication. If this date is not satisfactory to you, kindly notify us at once, stating the date that will be convenient to you, allowing a sufficient time for four weeks publication of the notice. If we do not hear further from you, we will let the publication go forward with the date set for September 10, 1921.

Very truly yours,

H. G. SWENDSEN,
Commissioner of Reclamation

By

MB

Chief Clerk.

14914

July 7, 1921.

Re: Permit No. 14914.

Modesto Zavala,
Soda Springs, Idaho.

Dear Sir:

We enclose herewith Certificate of Completion of Works, issued under the above numbered Permit, together with the receipt for fee.

Very truly yours,

W. G. SWENDESEN,
Commissioner of Reclamation

By

MB/E

Chief Clerk.

14914

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

The Chieftain,
Soda Springs, Idaho.

Boise, Idaho, August 4, 1921

Dear Sirs:

Enclosed find Notice for Publication under Permit no. 14914 which please publish once a week for four consecutive weeks in your paper. The expense of this publication will be paid by Modesto Zavala, Soda Springs, Idaho to whom you will please furnish proof of publication of this notice on or before date of proof.

Please promptly acknowledge receipt of this notice, and kindly mail me your first issue containing its publication that I may compare it with my records.

Yours truly,

W. G. SWENDSEN,
Commissioner of Reclamation

14914

NOTICE FOR PUBLICATION

NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 10th day of Sept, 1920,
at Soda Springs, County of Caribou, State of Idaho.
before D. K. McLean U. S. Commissioner, proof will be submitted
of the application to beneficial use of One cubic feet per second of the
waters of Unnamed Springs in accordance with the terms and conditions of
Permit No. I4914 heretofore issued by the State Engineer of the State of Idaho.

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

Modesto Zavala Soda Springs Idaho

The use to which said water has been applied is Irrigation and Domestic

The amount applied to beneficial use is One cubic foot per second

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE 1/4 Sec. 8 and NE 1/4 Sec. 17, T. 10 S. R. 42 E. B. M.

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

The right to take water from such works is based upon Permit No. I4914

The source of supply from which such water is diverted is Unnamed Springs

The date of the priority which said user is prepared to establish is Sept. 20th 1920

State Engineer

14914

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of August 4, 1921 enclosing notice of proof under
Permit No. 149,4 which will be published as you request, beginning with our issue of Aug. 11

(P. O.) John C. Brown
(Date) Aug 5 1921

John C. Brown
William J. Franklin

RECEIVED
AUG 8 - 1921
DEPARTMENT OF RECLAMATION

149141

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO, Sept. 1, 1921.

Modesto Zavala,

c/o D. K. McLean,
U. S. Commissioner,
Soda Springs, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. 14914.

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 the permit holder's rights:

1. On September 10, 1921, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to at Soda Springs, before D. K. McLean, U.S. Commissioner.

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 examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

W. G. SWENDSEN,

Commissioner of Reclamation.

14914

PERMIT NO. I4914**Proof of Application of Water to Beneficial Use****Deposition of Holder**

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

Ans. Modesto Zavala, Age 49 Years, Bear Lake County, Farming
Soda Springs Idaho

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

Ans. No

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

Ans. I4914 September 16th 1920,

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

Ans. Unnamed Springs, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8 Township 10 South Range 42
East 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. Ditches One cubic Foot. Private Ditches

Ques. 6. State for what purport 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 cultivate or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. Irrigation and Domestic, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8 5 acres, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8
10 acres, N $\frac{1}{2}$ SW $\frac{1}{4}$ Sec 8. 10 acres irrigated.

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

Ans. None

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

Ans. One Cubic Foot.

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. Same person

14914

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

Ans. Domestic the year, irrigation July and August and use all
of said water or One cubic foot for 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 right claimed thereunder.

Ans. None other than that claimed under my permit.

(Sign)

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 Soda Springs County of Caribou State of Idaho, on this 10th day of Sept. A. D. 1921.

U.S. Commissioner Dist. of Idaho

14914

Permit No. I4914.

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. James Watson, Age 66 Years, Soda Springs, Janitor. Soda Springs

Caribou County, Idaho

Ques. 2. Are you acquainted with Modesto Zavala, the holder of Permit No. I4914? How long have you known him and where does he reside?

Ans. Yes, I have known him for 8 years, Eight Mile, Bear Lake

County, Idaho

Ques. 3. Have you read or heard read said Permit No. I4914, 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. Unnamed Springs, Section 8, T. 10 S. R. 42 E.

Private 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. One Foot, one cubic 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. Domestic and irrigation use.

Used on cultivated land. Used on One acre Potatoes, 15 acres in

Alf. hay, some wheat, and other grain about 25 acres altogether

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

Ans. None

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. Mountain Loam, one inch per acre.

14914

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. Several times each month during the summer, by personal observation, and worked on said place.

(Sign) *James W. Brown*

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 Soda Springs, County of Caribou, State of Idaho, on this 10th day of September, A. D. 19 21.

[Signature]
U. S. Commissioner Dist. of Idaho

My commission expires _____

14914

Permit No. I4914.

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Ora H. Brown Age 34 Years, Soda Springs, Grain dealerSoda Springs IdahoQues. 2. Are you acquainted with Modesto Zarala, the holder of Permit No. I4914? How long have you known him and where does he reside?Ans. Yes, known him 7 years on his ranch on Eight Mile in Bear LakeCounty, Idaho

Ques. 3. Have you read or heard read said Permit No. I4914, 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. Three unnamed springs, SW $\frac{1}{4}$ Sec 8 Tp. 10 S. R. 42 E.

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

Ans. One, one cubic 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. Domestic and irrigation purpose SW $\frac{1}{4}$ Section 8, T. 10. and isused on cultivated land.

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

Ans. None

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. Mountain loam, one inch to the acre.

14914

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. Having been one said place several time during the summer for the past year or so.

(Sign) Oree H. Brown

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 Soda Springs, County of Caribou, State of Idaho, on this 10th day of September A. D. 1921

[Signature]
U.S. Commissioner Dist. of Idaho

My commission expires

14914

RECEIVED
SEP 21 1921
U.S. DEPT. OF AGRICULTURE
WASHINGTON, D.C.

AFFIDAVIT OF PUBLICATION

THE SODA SPRINGS CHIEFTAIN SODA SPRINGS, IDAHO

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 10th day of September, 1921, at Soda Springs, County of Caribou, State of Idaho, before D. K. McLean, U. S. Commissioner, proof will be submitted of the application to beneficial use of One cubic foot per second of the waters of Annamed Springs in accordance with the terms and conditions of Permit No. 11914 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Modesto Zavala, Soda Springs Idaho.

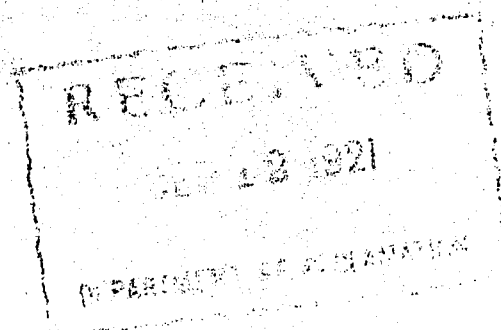
The use to which said water has been applied is Irrigation and Domestic.

The amount applied to to beneficial use is One cubic foot per second.

The place where said water is used (if for irrigation, give full and accurate description of lands irrigated). E1/4 Sec. 5, and N1/4 Sec. 17, T. 10 S., R. 42 E. B.M.

The date of priority which said user is prepared to establish is August 23, 1920.

W. G. SWENDSEN,
Assistant Commissioner of Reclamation



(Notarial Seal)

Wm T. Franklin, being first duly sworn on oath according to law deposes and says: That he is the *manager* of THE SODA SPRINGS CHIEFTAIN, a newspaper printed and published every week in the city of Soda Springs, County of Caribou, State of Idaho; that said newspaper has a general circulation in Caribou County; and said newspaper has been so published continuously and uninterruptedly in said Caribou County, Idaho, during a period of seventy-eight (78) consecutive weeks next prior to the first publication of said notice; that the annexed notice or advertisement was published once each week for *four* successive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the *11th* day of

August, 1921.

and that the date of the last publication was on the *1st* day of *Sept.*, 1921.

William T. Franklin

Subscribed and sworn to before me this *9th* day of *September*, 1921.

J. P. Ferguson

Notary Public, Caribou County,
Residence: Soda Springs, Idaho.

14914

September 14, 1921.

Re: Permit No. 14914.

Modesto Zavala,
Soda Springs, Idaho.

Dear Sir:

We are in receipt of your depositions and a
affidavit of publication for proof of Beneficial Use of
Water under the above numbered Permit. As soon as our
engineer can make the required examination, you will be
advised as to fees required before issuing license.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By _____
Chief Clerk.

CB/E

74914

Soda Springs.

Idaho
July 21st 1922.

W. W. G. Swendsen

Commissioner of Reclamation }
Boise.

Dear Sir:

On June 1st 1920. The Utah Power & Light Co. under
Permit No. 14914 appropriated, 1500 Second feet of Bear River.

One of the Points of use (return dam) is located 830 feet
S. 31° 30' W from NE Corner Sec 18. T. 9. S. R. 41 E. B. W. 2000 feet.
This is Point of diversion into Lake Reservoir.

Kindly inform me if there has been any change in the
location of this dam, and if any amended Permit since this
date, has been granted The Utah Power & Light Co. Salt Lake City
& Ogden.

Yours Truly,
Chas. E. Wilson.

Respectfully,
D. Wood Swendsen

14914

July 28, 1907.

Re: Permit No. 14914-Utah P. & L. Co.

Mr. Chas. E. Wilson,
Soda Springs, Idaho.

Dear Sir:-

Replying to your letter of the 21st would say
that our records do not show any change in point of diversion
or location of dam under the above permit.

Very truly yours,

W. C. SWENSON,

Commissioner of Reclamation.

By

Chief Clerk.

14914

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 5-Z1. State name of applicant and number of permit: Modesto Zavala - 149142. State source of water supply: Unnamed spring3. Location of point of diversion: SW $\frac{1}{4}$ Sec. 8-10S-42E

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

Dams, earth and brush, 8, 8 to 10 ft. long, varying height.1/4 mile ditches, 1 x 1 ft.5. State whether or not water has been turned into works of diversion: Yes.6. Give exact location 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): $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 17-10S-42ESec. 8SE $\frac{1}{4}$ SE $\frac{1}{4}$. 20 A.NE $\frac{1}{4}$ NE $\frac{1}{4}$. 5 A. (In Sec. 17)

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? One.

9. Give names and amount of each right:

Modesto Zavala, as above.10. What large stream would the water here appropriated finally reach? Bear River

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Eight Mile Creek, Bear River, Salt Lake.

Remarks:

This examination was made on the 10th day of August 1922.

(Signed)

Elmer W. Henningsen

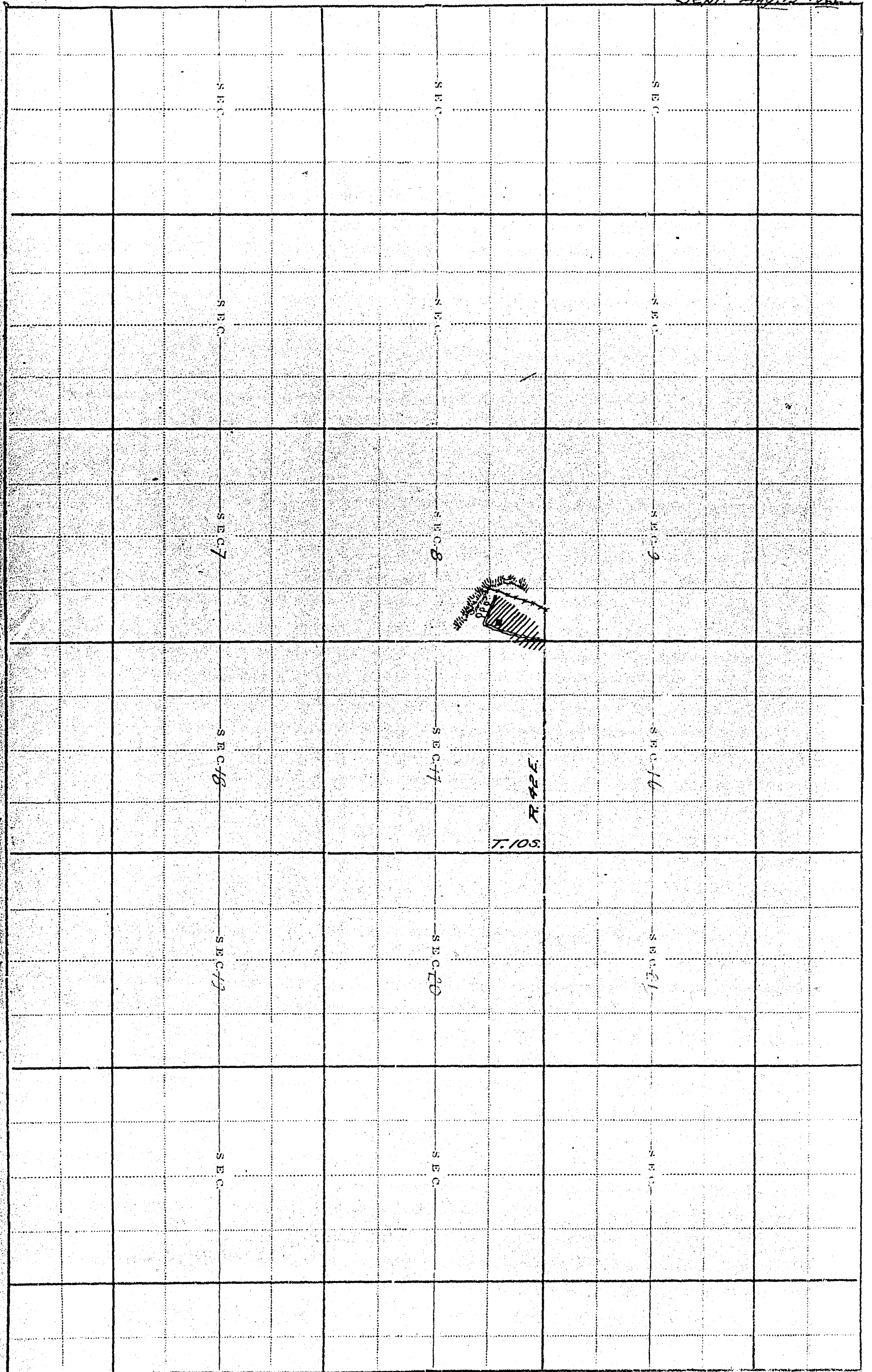
Examiner.

14914

OVER

NAME OF APPLICANT *Modesto Zavala* Permit No. *14914*

E. W. H.
Sept. Aug. 19 1922



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

14914

October 20, 1922.

Re: Permit No. 14914.

Mr. Modesto Zavala.
Soda Springs, Idaho.

Dear Sir:

The report of our examining engineer on beneficial use of water under the above numbered Permit, is now on file. Upon receipt of fees in the sum of \$4.00, license will be issued you.

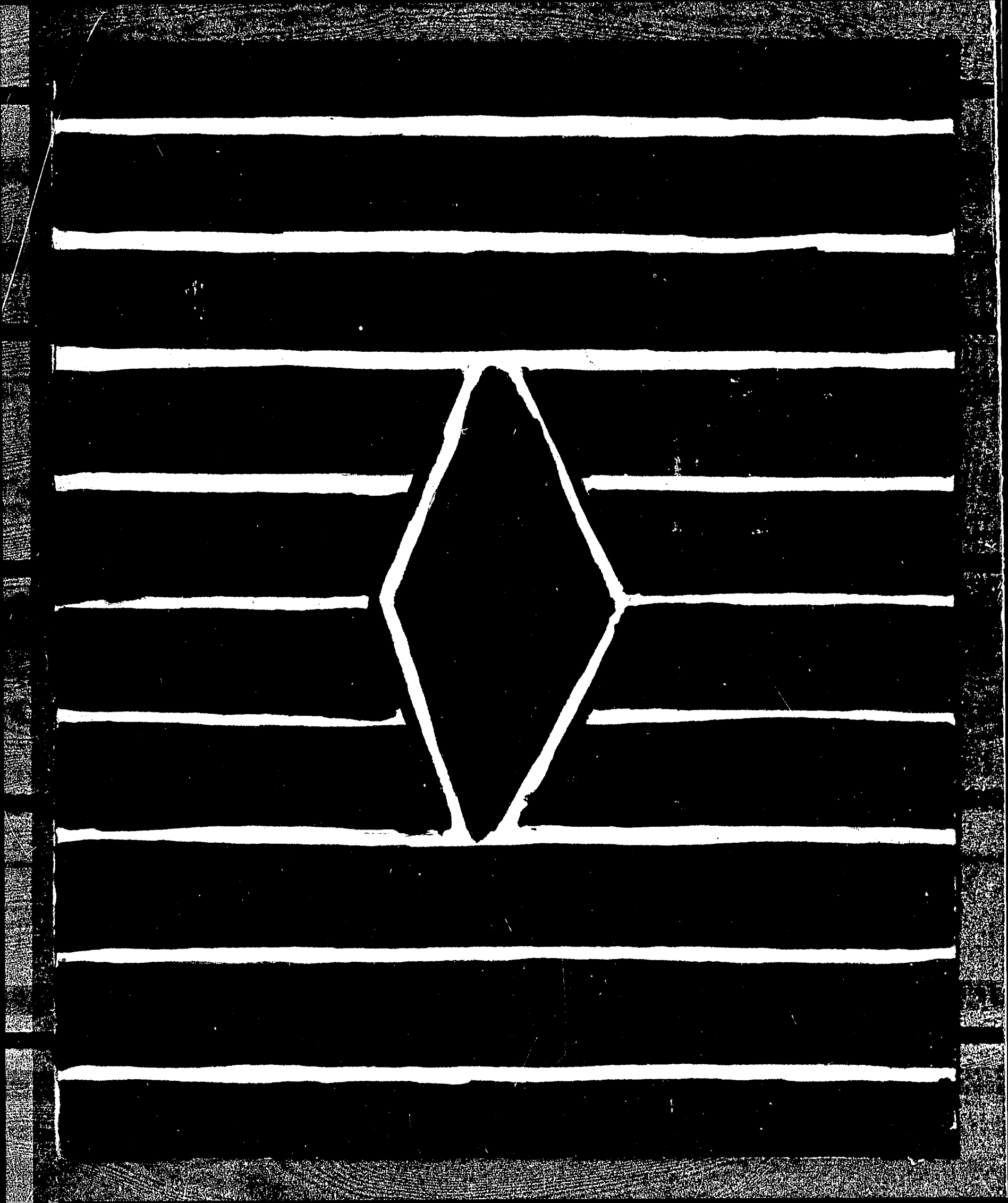
Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By
Chief Clerk.

CB:E

14914



May 15, 1974 CERTIFIED MAIL #32010

Re: Permit No. 14914 (New No. 11-2078)

Modesto Zavala
Soda Springs,
Idaho 83276

Dear Mr. Zavala:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 14914/11-2078 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$4.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before June 24, 1974, why said permit should not be cancelled.

Permit No. 14914/11-2078 claims the use of 1.0 cubic feet per second of water from unnamed springs, the point of diversion was to be located within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 8, Twp. 10 S, Rge. 42 E, B. M. and the permit was approved Sept. 16, 1920.


R. KEITH HIGGINSON
Director

11-2078

May 15, 1974

Re: Permit No. 14914/11-2078 - Modesto Zavala

C. McGee Harris
Soda Springs,
Idaho 83276

Dear Mr. Harris:

We have been advised by the Bear Lake County Assessors Office that you own land covered under the above referenced permit as follows:

E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 8; N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 17; Twp. 10 S, Rge. 42 E, B.M.

Enclosed you will find a copy of the pre-cancellation notice that is on this date being forwarded to the permit holder of record. If water is being utilized as described under this permit and you are interested in acquiring the water right, please contact this office within the limits of the enclosed notice.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

5/22/74
Talked with Mrs Harris on telephone today and they
will send in the licence fee.

Bob Fleenor

11-2078

RECEIVED

MAY 22 1974

Department of Water Administration
May 22, 1974
Soda Springs,
Idaho 83276

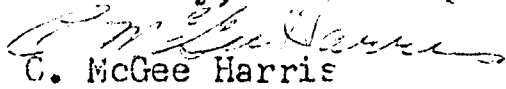
State of Idaho
Department of Water Administration
State Office

Dear Mr. Fleenor,

In reference to your letter of May 15, about permit no. 14914/11-2078.

I wish to advise you that this water has been used on this property from date of permit. This is the first that we have been made aware of any delinquent payment. Enclosed is a check for \$4.00. If any further information is needed please let me know.

Sincerely,


C. McGee Harris

Rec'd
#14492

11-2078

May 29, 1974

Re: Permit No. 14914/11-2078
Modesto Zavala

C. McGee Harris
Soda Springs,
Idaho 83276

Dear Mr. Harris:

Enclosed herewith is a copy of the water license issued on the above referenced permit. Also enclosed is Receipt #14492 in the amount of \$4.00 covering the licensing fee.

Although this license is not in your name, you control that portions of the license that covers your land. Please note the limits of the water right as shown on the license.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:JFR

Enclosure

11-2078

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 14914/11-2078 Priority August 23, 1920 Amount 0.5 cfs

THIS IS TO CERTIFY, that MODESTO ZAVALA
of Soda Springs, Idaho, has complied with the terms and conditions of Permit
No. 14914/11-2078 issued pursuant to Application for Permit dated August 23, 1920,
and has submitted proof to the Department of Water Administration on September 10, 1921,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.5 cfs of water from unnamed springs,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Nov. 1</u>	at <u>0.5</u> cfs and	<u>75 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.0 af per acre</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.5 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
75 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 8,
Twp. 10 S, Rge. 42 E, B.M. in the County of Bear Lake

Description and location of place of use:

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 $\frac{1}{4}$	
10 S	42 E	8																20	20
		17	5																5

Total number of acres irrigated 25

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of
May, 19 74.

Director

11-2078

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

May 15, 1974 CERTIFIED MAIL

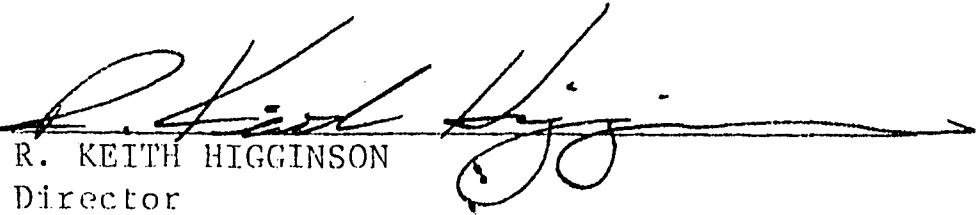
Re: Permit No. 14914 (New No. 11-2078)

Modesto Zavala
Soda Springs,
Idaho 83276

Dear Mr. Zavala:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 14914/11-2078 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$4.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before June 24, 1974, why said permit should not be cancelled.

Permit No. 14914/11-2078 claims the use of 1.0 cubic feet per second of water from unnamed springs, the point of diversion was to be located within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 8, Twp. 10 S, Rge. 42 E, B.M. and the permit was approved Sept. 16, 1920.


R. KEITH HIGGINSON
Director

11-2078

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

REASON FOR RETURN
TO
ADDRESS
UNDELIVERED
Addressed to wrong
insufficient address
No such street
No such office in state
Do not post in this envelope

55

11-2078

CERTIFIED MAIL
NO. 32010
RETURN RECEIPT REQUESTED

~~Modesto Zavala
Soda Springs,
Idaho 83276~~

1st Notice 5-16
2nd Notice 5-23
Return 5-30

MAY 10 1974
IDAHO

SENDER: Be sure to follow instructions on other side of this card

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

1974

1 ☐ Show address where delivered

2 ☐ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

1
2
3

CERTIFIED NO. 32010

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

