WESTON CREEK IRRIGATION COMPANY

WESTON, IDAHO

Jan. 25, 1952

RECEIVED
JAN 28 1952
10:20 a.m.
Department of Reclamation

State Department of Reclamation
Boise, Idaho

Gentlemen:

On January 19th I forwarded to W. N. Young, Water Facilities Specialist the Application for Permit to enlarge the reservoir for The Weston Creek Irrigation Company, and asked him to send it on to your Department.

Today I find out that I forget to enclose the fee of Seven Dollars with this permit. Enclosed you will find the check for seven dollars.

Yours very truly,

George E. Mylroie

The Weston Creek Irrigation Co.
George E. Mylroie, Sec.

-646
135
R-886

H. G. Haight Engineer
Farmers Home Admin.
110 Motor Ave
Salt Lake City 1, Utah

R-886

RE: WATER DISTRICT NO.

STREAM:

WATERMASTER:

AMOUNT:

CLERK, BOARD OF COUNTY COMMISSIONERS,

Dear Sir:

Enclosed herewith is claim for services and expenses rendered by the regularly qualified and acting watermaster of the above numbered district.

This claim is approved by the Department of Reclamation in conformity with

Section 43-510 to Section 41-516

Idaho Code Annotated, with the understanding that final claim and distribution thereof to the water users will be made at the close of the irrigation season, approved copy to be filed with your Honorable Board.

In the mean time, it is desired that the Watermaster receive a warrant covering his services to date.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Supervisor of Water Distribution

app. R30916

March 19, 1952

Mr. H. C. Height, Engineer
Farmers Home Administration
110 Motor Avenue
Salt Lake City 1, Utah

Dear Mr. Height:

You will recall that when you were in the office on January 28, 1952, we received an application from the Weston Creek Irrigation Company to construct a reservoir and store and appropriate 2,066 acre feet of water from Weston Creek.

The application was incomplete, in that the sketch maps only showed in a general way the place where the water was to be used, and did not contain the information required on the duplicate sketch maps for storage permits, as described in Paragraph C, on Page 4 of the enclosed pamphlet of regulations and instructions.

At that time, Mr. Thomas told us that Mr. Todd would be in the office shortly when this matter could be taken up with him, but so far he has not been in and it is important, if the application is to be approved, that we receive the necessary sketch maps.

Mr. Thomas was in the department today and stated that Mr. Todd was working on plans and specifications. While it is necessary for plans and specifications to be approved by this department before construction is commenced, the important thing now is for the corrected sketch maps to be furnished if the application is to be approved.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

R-824

RECEIVED
MAR 22 1952
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Attn. Jeanne L. Anderson

Dear Miss Anderson—

Thanks for advising me about the incomplete permit for Weston Creek, I will have it taken care of right away.

Please furnish our office with six permit blanks for ~~subterranean~~ subterranean water appropriation and 4 sets of Regulations & Instructions, like the one you sent with Weston Sketch map blanks.

Its been snowing all day we better shut up these "water shops" and go into building boats.

Kind Regards
H. F. Haight
Farmers Home Adm
110 Decator Ave
S.L.C. Utah

L-886

March 24, 1952

Mr. H. C. Height
Farmers Home Administration
110 Motor Avenue
Salt Lake City, Utah

Dear Mr. Height:

Thank you for your letter in reply to our inquiry regarding Weston Creek Irrigation district filing.

Under separate cover, we are sending you 6 forms of application for permit to appropriate subterranean water and 4 pamphlets giving regulations and instructions in regard to same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

R-882

UNITED STATES DEPARTMENT OF AGRICULTURE

FARMERS HOME ADMINISTRATION

110 Motor Avenue
Salt Lake City 1, Utah

MAR 26 1952

RECEIVED
MAR 28 1952
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Mr. Kulp:

Duplicate maps showing all of the information required to complete the application for permit to construct a reservoir and store and appropriate water for the Weston Creek Irrigation Company are being sent to you under separate cover. If additional information is required would you please notify this office.

Very truly yours,

Karl J. Magleby

KARL J. MAGLEBY
State Director

R-886

March 31, 1952

RE: Application No. R-30316

Mr. Karl J. Magleby
State Director
Farmers Home Administration
110 Motor Avenue
Salt Lake City 1, Utah

Dear Mr. Magleby:

We acknowledge receipt of your letter of March 26, 1952, and also duplicate maps in connection with the application of The Weston Creek Irrigation Company to store and appropriate 2,066 acre feet of water from Weston Creek.

However, in checking the map with the application, we are unable to reconcile the land description as given under question 20 of the application with the land colored on the map.

We therefore return the application with the request that you check same against your copy of the map, and make whatever changes are necessary in one or the other.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

R-88C

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
110 Motor Avenue
Salt Lake City 1, Utah PL

APR 8 1952

RECEIVED
APR 10 1952
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

The application for permit to construct a reservoir filed by the Weston Creek Irrigation Company is returned to you with the corrections that you requested in your letter of March 31, 1952.

We should explain at this time that the information contained on the map sent to your office was taken from an aerial picture of the area and therefore the area shown as irrigable may be considered as being only approximate. It should be noted also that there is only sufficient water available to irrigate from one-third to one-half of this irrigable area.

Sincerely yours,

Ronald W. Purcell

Ronald W. Purcell
Acting State Director

Attachment

E-21

R-886

April 21, 1952

RE; Permit No. R-886

Mr. Ronald W. Purcell, Acting State Director
Farmers Home Administration
110 Motor Avenue
Salt Lake City 1, Utah

Dear Mr. Purcell:

We enclose Permit No. R-886 of the West Creek Irrigation Company together with departmental receipt No. 24135 for the $7.00 filing fee and direct attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

In 1949, plans for this project made by Mr. Wendell Smith were submitted and approved, but since that was three years ago, we are not sure whether those are the plans under which construction is to be made under the present application. If not, new plans and specifications will have to be submitted for approval by this department before construction is commenced.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

R-886

RECEIVED
JUL 18 1952
Department of Reclamation

Salt Lake City, Utah
July 17, 1952

Mark L. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

I would like to make an appointment with you to check over the plans for the enlargement of the Weston Creek Reservoir. The application is No. R-30316. Plans for this work was approved on Feb. 3, 1949 but some changes have been made in them. Would it be possible to meet with you at your office on either the 24th or 25th of July to go over these changes? Would you please notify me if either of these dates are available.

Very truly yours -
Francis J. Todd
110 Motor Ave.
R-894 Salt Lake City, Ut.

July 19, 1952

Mr. Francis S. Todd
110 Motor Avenue
Salt Lake City, Utah

Dear Mr. Todd:

Your letter of July 17, 1952, reached the office this morning during Mr. Kulp's absence, and he will not be back in the office until the week of July 28, 1952.

At that time he will write you in regard to an appointment to check over the plans for the enlargement of the Weston Creek Reservoir.

Very truly yours,

Chief Clerk

A:fg

R-886

R886

July 28, 1952

Mr. Francis S. Todd
No. 110 Motor Avenue
Salt Lake City, Utah

Dear Mr. Todd:

I expect to be in the office only on August 2nd, 4th and 5th, August 11th, and the week of August 25th.

If the changes for the plans for the Weston Creek dam are minor, you might sketch them and send them in for comment/

Very truly yours,

MARK R. KULP

State Reclamation Engineer

Wm. Todd called 8/5/52

R-886

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
110 Motor Avenue
Salt Lake City, Utah

AUG 25 1952

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

The plans and specifications for enlargement of the Weston Creek Reservoir for the Weston Creek Irrigation Company are enclosed for your approval. These plans are the finished copies of the plans presented to you on August 5th by F. S. Todd, W.F. Engineer. It is planned to start construction on this project by September 15th so we would appreciate action on this matter as soon as it is convenie , for you to do so.

The approved application for storage is No. R-30316.

Very truly yours,

D. Ivo Eames
Acting State Director

Enclosures

RECEIVED
AUG 28 1952
Department of Reclamation

D. Ivo -

R-886

September 4, 1952

Mr. D. Ivo Eames, Acting State Director
Farmers Home Administration
110 Motor Avenue
Salt Lake City, Utah

Dear Mr. Eames:

The plans and specifications for enlargement of the Weston Creek Reservoir are acceptable for approval except for a few small changes in the specifications.

Page 1, Paragraph 2 - Right and left abutments are confused.

Page 2, Paragraph 9 - Material excavated from the trench "may" be used in the body of the embankment, "if suitable."

However, we require a copy of both the plans and specifications for our files so that we will have a record of what we have approved.

We are returning the specifications and will hold the drawings in case you can arrange to have your local office get a print made.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:fg
Enc.

R-856

UNITED STATES DEPARTMENT OF AGRICULTURE

FARMERS HOME ADMINISTRATION

Preston, Idaho
September 25, 1952

RECEIVED
SEP 26 1952
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr, Kulp:

The corrected specifications for the enlargement of the Weston Creek Irrigation Company's reservoir are enclosed. The two corrections you recommended in your letter of September 4th have been made.

Under separate cover also is a print of the plans which we are sending to you for your files. We would like to have the original plans that you now have returned to our office so that we can get additional copies if necessary.

Construction of this reservoir will commence immediately.

Very truly yours

Francis S. Todd

Francis S. Todd
Water Facilities Engineer
fc.

A-934

September 29, 1952

Mr. Francis S. Todd
Water Facilities Engineer
Farmers Home Administration
Preston, Idaho

Dear Mr. Todd:

We acknowledge receipt of your letter of September 25, 1952, enclosing corrected specifications for the enlargement of the Weston Creek Irrigation Company's reservoir. We also received, under separate cover, print of the plans for this reservoir.

We have approved the original plans, and your copy, also our copy of the specifications, and returned the original tracing of the plans to the Farmers Home Administration of Salt Lake City.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

R-772

RECEIVED
SEP 27 1952
Department of Reclamation

Pacific Region

Portland 4, Oregon
Rose Building

September 25, 1952

Mr. Francis Todd
Water Facilities Engineer, W-4
110 Motor Avenue
Salt Lake City, Utah

Subject: Weston Creek Irrigation Company Dam

Dear Mr. Todd:

It is a pleasure to work with you again. These plans caught us at a very busy time but I've reviewed the plans and specifications as soon as possible.

We are in close enough agreement that I see no reason why you can't go right ahead with getting the job started. There are some changes we would like to see you make, but they should not delay the job or increase the cost. In fact, I believe that most of our proposed changes will result in saving both time and cost.

There is some additional information we would like to have, if possible, before you get too far into construction:

1. Hydrological information:

   a. Size, shape, cover and difference in elevation from the top of of the watershed to the dam.
   b. Anticipated maximum 100-year flood flow.
   c. Storage capacity or contours between spillway crest and maximum w.s.

2. Hydraulics - Designed discharge of spillway with ratings for each section of:

   a. Entrance
   b. Six foot wide channel section
   c. Eight foot wide channel section

3. Sub-surface conditions at dam site:

   a. Depth to bedrock or other impervious material
   b. Stability of foundation material across complete foundation of old dam and proposed structure.

4. Condition of fill adjacent to old conduit.

R-VIA

a. Frequently these old conduits are cracked and have caused considerable cavitation in the fill. This is particularly true where the gate is in the center of the structure and the upstream section is constantly under pressure.

5. Method of handling old conduit-plugs, cutoffs, removal.

6. Fill material.

a. Source (location of borrow pits).

b. Suitability.

1. Gradation.
2. Shear strength
3. Working moisture range.
4. Compactive effort required to obtain suitable compaction.

Proposed changes:

1. Conduit construction

a. Your alternate plan shown on sheet 3 using a steel pipe line for an inner form is preferred to the formed square conduit. Construction will be simpler and faster and consequently cheaper to install. Removal of inner forms from a small conduit, particularly metal-lined forms, would be difficult and expensive.

b. The reinforcing steel which is shown in two planes would, I believe, be more effective if all of it was placed in the plane near the outer face. Some reduction could possibly be made in the amount of steel unless the conduit is designed for beam action such as would be used on a foundation of uneven bearing.

c. The outlet structure could be cut down a little and save some concrete and steel.

(A copy of our standard sheet for this type of construction is enclosed for your consideration.)

2. Gate Control

a. I believe it would be considerably cheaper to place the controls on the face of the dam rather than in a well. We have a standard plan for this type and find it very satisfactory. I'm enclosing a copy of our standard sheet as previously mentioned.

b. There are some objectionable features about having controls in a well near the center of the dam. The major one, of course, is having the upper section of the conduit constantly filled and under pressure. In several old dams I have inspected, the well appears to have aggravated the settlement in the center of the dam and caused trouble. The Service has a large construction program for dams of this size in California and have, in working with the California State Engineer, eliminated well type controls in favor of the pipe encased stem on the face of the dam. The Hardesty

K-886

Model 109 heavy duty gate would probably do the job and not be prohibitive in cost. The 20" gate valve may be very expensive and difficult to obtain. I question the advisability of using an old valve unless it is in exceptionally good condition.

3. Cutoff Collars

a. The collars you have shown are consistent with our design requirements of increasing the path of flow about 20%; collars placed in the downstream 1/3, however, are not too effective. I would recommend spacing the collars on about 15 foot centers, which would bring them in a little closer to the upstream 2/3, and still have room for heavy equipment to pass between them. Our standard design is for a little heavier collar which is less subject to accidental breakage during construction. The two foot collar projection you have shown is better than our standard 1'6" for this height dam. Collar details are also shown in the previously-mentioned standards sheet.

4. Spillway

a. The walls shown on a 1/2 to 1 slope could, I believe, be flattened to a 1 to 1 slope and be constructed as unstressed sections permitting a decrease in thickness from eight inches to four inches.

b. The spillway could be safely built in 40 to 50 foot sections rather than 20 foot and save some time on forming. The concrete saved could be used for cutoff collars at the ends of these sections. A collar approximately 3 feet deep is recommended.

c. A gravel drain about 6 inches deep and 2 1/2 feet wide is recommended under the center of the spillway to relieve any possible hydrostatic pressure. This drain should be weeped through the cutoff and floor at each cutoff by a 2" GI pipe weep.

d. For proper functioning of the stilling basin the trapezoidal spillway section should be warped through a transition to vertical side walls in the basin.

I am enclosing a sheet from the plan for the DeBell Dam in California, which has a similar spillway and shows the details which I have just mentioned.

5. Specifications

a. Such changes as are required for changes in plans, such as Page 1, Item 2, "a(1'-9") one foot, nine inch square conduit" to "a(20") twenty inch round conduit."

b. Page 2, Item 8 - Change "plowing foundations" to "scarified foundations." Change third line from "plow or ripping" to "plowing or scarifying" to a depth of approximately (6) six inches. Omit reference to furrow spacing.

c. Page 2, Item 9. Last line, change "shall" to "may" and add "if satisfactory to the engineer."

P-886

d. Page 3, Item 14. Specify working moisture range.

e. Page 3, Item 14, second paragraph - In first line add "type" after "sheep foot". In 3rd line change "1,000 pounds" to "1250 pounds" and specify compactive effort. In 4th line change "tread" to "roller width." In line four through eight eliminated statement "Each layer ----------more than once."

f. Page 4, Item 15 - in 6th line change "six foot depth" to "two foot depth." In 8th line change "four feet" to "one foot."

g. Page 4, concrete - suggest specifying the 28 day strength required, such as "2500# concrete at 28 days."

h. Page 6, Item 26. Eliminate use of manure for curing concrete. Add keeping of concrete above 32° for a minimum of two weeks in addition to your specified curing periods.

i. Page 6, Item 27 - Last half of paragraph "Forms used to shape—— not be required" will not be needed with alternate plan using pipe inner form.

j. Page 7, Item 29 - Last line change "floated finish" to "troweled finish."

k. Page 7, Item 30 - Last line add "or freezing."

Very truly yours,

Frank K. Mucens,
Regional Engineer,

BY;_____
Dell G. Shockley,
Acting Engineer

cc: N. Woodward, Pocatello, Idaho
Mark Kulp, State Engineer, Boise

R-856

CONTRACT DOCUMENTS

and

SPECIFICATIONS

For

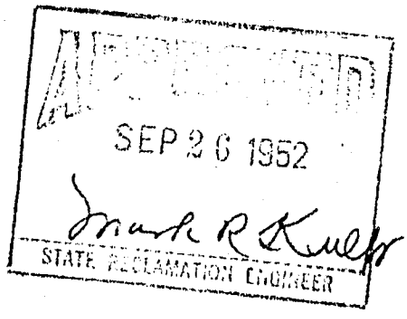
THE CONSTRUCTION

Of

AN IRRIGATION SYSTEM FOR

WESTON CREEK IRRIGATION COMPANY

Weston, Franklin County, Idaho



Prepared For the Weston Creek Irrigation Company
by
United States Department of Agriculture
Farmers Home Administration
Utah - Idaho

Plans in Dam File.

E-21

NOTICE FOR BIDS ON CONSTRUCTION WORK

FOR WESTON CREEK IRRIGATION COMPANY

Sealed bids will be received by the WESTON CREEK IRRIGATION COMPANY for the performance of certain construction comprising the earthwork, construction of outlet and spillway structures, and miscellaneous items involved in raising the dam on the Weston Creek Reservoir, on or before 8:00 P.M., September 2, 1952, at the home of J. M. Dahle in Weston, Idaho, at which time and place bids will be publicly opened and read.

Plans and specifications for the performance of such work; instructions to bidders; Form of Bid; and Form of Contract may be seen at the home of J. M. Dahle at Weston, Idaho, or at the office of the Farmers Home Administration in Preston, Idaho. Copies of these documents may be secured by bidders for Ten and no/100 Dollars ($10.00).

The deposit for copies of the above documents will be refunded upon return of said documents in good condition.

The Company may reject any or all bids.

Actual awarding of the contract for the construction of the works will not be done until the loan from the Farmers Home Administration is closed and funds are available.

Dated this 19th day of August, 1952.

WESTON CREEK IRRIGATION COMPANY

By J. M. Dahle
President

R-886

INSTRUCTIONS TO BIDDERS

1. The work to be done and materials supplied is as set out in the attached conditions, specifications and maps attached, and is to be performed in accordance with and suoject to the terms of the attached Construction Contract.

2. The work to be done is to be financed in whole or in part by a loan from the Farmers Home Administration.

3. All bids must be made on the forms of Schedules attached: no bid for only a part of a Schedule will be considered.

4. Each bid must be accompan'ed by a certified check or bidder's bond payable to the WESTON CREEK IRRIGATION COMPANY for ten per cent (10%) of the total bid. The check or bond of the successful bidder will be retained until the contract and Performance and Payment Bonds have been executed and approved. In the event of the failure or refusal of successful bidder to execute the contract and bonds with adequate security upon twenty days written notice by mail of the award of the contract, the certified check or bidder's bond shall be forfeited and become the property of the Company.

5. As used in the contract documents the word "Company" means the WESTON CREEK IRRIGATION COMPANY, an irrigation company of Idaho; the word "Contractor" means the person, partnership, or corporation to whom the contract is awarded; the word "Engineer" means the engineer employed by the Company under whose direction the work is to be done and completed in a manner satisfactory to him.

6. Contractors shall fill in the blanks in paragraph 1 and 2 of the Construction Contract. Completion dates will be considered in awarding the contract.

7. No notice of award of any contract will be given by the Company until such time as the loan with the Farmers Home Administration is closed and the funds are available.

CONSTRUCTION CONTRACT

This Contract, made this _____ day of _____, 19___, at _____, State of _____, by and between the WESTON CREEK IRRIGATION COMPANY, party of the first part, hereinafter called the "Company", and _____, hereinafter called the "Contractor."

WITNESSETH:

In Consideration of the mutual covenants and conditions herein set forth, it is agreed as follows:

1. Statement of Work. The Contractor shall furnish all superintendence, labor, materials, tools, equipment, and transportation, except as specified in the special conditions, and perform all the work necessary and required for the completed construction of the earthwork, pumphouse, penstock, and miscellaneous structures, or portion of such construction, as stated in Schedule(s) _____ _____ which Schedule(s) are hereby made a part hereof by reference, in strict compliance with the plans, specifications, conditions, and requirements which are attached hereto and made a part hereof, and are designated as:

Exhibits I, II, III, and IV, and any amendments thereto, and such supplemental plans and specifications as may hereafter be approved.

2. Commencement and Completion of Work. The Contractor shall commence the work covered by this contract within _____ calendar days after the date of written notice to proceed, and shall proceed with such work with reasonable and continuous diligence, and shall complete the same within _____ calendar days from date of commencement, unless he be delayed by causes beyond his control, in which event, upon written notice to the Company of such delay within _____ days of the beginning thereof, he may be granted such extension of time as the District shall deem equitable and just.

3. Liquidated Damages. If the work embraced in this contract is not completed on or before the date set for completion, or any extension thereof, the Contractor shall pay to the Company as fixed, agreed and liquidated damages, the sum of fifty dollars ($50) per day for each calendar day of delay until the work is satisfactorily completed. Whatever sums may be due the District for such delay may be deducted from payments due the Contractor, or may be collected from the Contractor or his surety.

4. Payment. The Company shall pay to the Contractor, in full payment for faithful performance by him of all the terms and conditions hereof, the amounts determined to be due the Contractor on the basis of unit prices bid in the Schedule(s) which are a part hereof.

(a) Unless otherwise specifically provided, no partial payments will be made on contracts requiring less than 45 days for completion. On work requiring a longer time for completion, the Engineer will, on or about the first day of each month, make an approximate estimate of the proportionate value of the work done and the material furnished and used by the Contractor up to and including the last day of the previous month. The amount of said estimate, after deducting 20 per cent and all previous payments shall be due and payable to the Contractor at the office of the Company on or before the tenth day of the current month.

5. Acceptance. Final inspection and acceptance of the work shall be made by the Company's Engineer. Such inspection shall be made as soon as practicable after the contractor has notified the Company in writing that the work is ready for inspection.

6. Final Estimates and Payment. Upon acceptance of the completed work, the Engineer will issue his certificate to that effect, and shall make and approve the final estimate of the work. Whereupon the entire amount of the final estimate, after deducting 10 percent together with all previous payments, shall be due and payable to the Contractor. Thirty days after completion of the work, the entire balance due shall be paid to the Contractor.

7. Performance and Payment Bonds. Before commencing operations hereunder, the Contractor shall furnish the Company with a Performance Bond and a Payment Bond in form and with corporate surety acceptable to the Company. The Performance Bond shall be in the penal sum equal to twenty-five per cent (25%) of the total contract price estimated upon the quantities and unit prices bid in the Schedule(s), conditioned upon the faithful performance of this contract. The Payment Bond shall be in the penal sum equal to the full amount of the contract price estimated upon the quantities and unit prices bid in the Schedule(s), conditioned upon the prompt payment by the Contractor of all persons furnishing labor or materials or supplies to the Contractor in the prosecution of the work provided for in this contract.

8. Assignment of Contract - Subcontractors. The Contractor shall not assign or transfer this contract or any part thereof without the consent in writing of the Company and the Contractor's surety. The Contractor shall cause appropriate provisions to be inserted in any subcontracts to insure the fulfillment of all the provisions of this contract.

9. Indemnity. The Contractor shall indemnify and save harmless the Company, Employees and Agents of the Company, from and against all losses, claims, demands, suits, actions, and judgments of every nature and description arising by reason of Contractor's act or failure to act, or from non-compliance by the Contractor with the provisions of any law, whether state or federal.

10. This contract shall be binding upon the parties hereto and their heirs, successors, representatives, and assigns; provided, however, that it shall have no force and effect unless it be approved by the State Director, Farmers Home Administration, or his designee.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed the day and year first above written.

ATTEST:

_____
Secretary

WESTON CREEK IRRIGATION COMPANY

By _____
President

ATTEST:

_____
Secretary

_____
Contractor

By _____

_____
Title

R-882

CERTIFICATE AS TO CORPORATE CONTRACT

I, _____, certify that I am the Secretary of the corporation named as the Contractor in the within Construction Contract: that _____, who signed the said contract on behalf of the Contractor was then _____ _____of said corporation; that I know his signature, and his signature thereto is genuine: and, that said Contract was duly signed, sealed and attested for and on behalf of said corporation by authority of its governing body.

(CORPORATE)
_____(SEAL)

This contract approved the _____day of _____, 19___.

FARMERS HOME ADMINISTRATION

By _____
State Director

R-886

EXHIBIT II
SCHEDULE OF WORK TO BE DONE

Item No.	Work of Material	Quantity and Price	Amount
1	Excavation for outlet including cut through existing dam.	4500 cu. yds. at _____ ($_____) per cu. yd.	$_____
2	Excavation for spillway	1500 cu. yds. at _____ ($_____) per cu. yd.	_____
3	Excavation of cutoff trench	3200 cu. yds. at _____ ($_____) per cu. yd.	_____
4	Stripping upstream face of present dam	4500 sq. yds. at _____ ($_____) per sq. yd.	_____
5	Rolled Earth Fill including backfill around outlet and spillway	70,600 cu. yds. at _____ ($_____) per cu. yd.	_____
6	Rock riprap, upstream face of new dam	2200 cu. yds. at _____ ($_____) per cu. yd.	_____
7	Structural Concrete in complete outlet setup	82 cu. yds. at _____ ($_____) per cu. yd.	_____
8	Furnishing and placing reinforcing steel in complete outlet setup	7800 lbs. at _____ ($_____) per lb.	_____
9	Furnishing and installing steel pipe section in manwell including dresser coupling	Complete unit at _____ ($_____).	_____

R-886

EXHIBIT II
SCHEDULE OF WORK TO BE DONE

Item No.	Work of Material	Quantity and Price	Amount
10	Furnishing and installing 20" Gate Valve (Crane No. 791 or equal) including extension stem, stem guides, and floor stand.	1 Each at _____ ($_____).	$_____
11	Furnishing and placing 48" precast concrete pipe in manwell. Standard T. & G. reinforced.	36 ln. ft. at _____ ($_____) per ln. ft.	_____
12	Furnishing and installing ladder in manwell.	1 Each at _____ ($_____) each	_____
13	Furnishing and installing 2" manwell drain.	150 ft. at _____ ($_____) per ft.	_____
14	Furnishing and installing Frashrack grills on inlet structure	3 Each at _____ ($_____) each.	_____
15	Structural concrete in spillway	156 cu. yds. at _____ ($_____) per cu. yd.	_____
16	Furnishing and placing reinforcing steel in spillway	9200 lbs. at _____ ($_____) per lb.	_____

R-886

EXHIBIT III

SPECIFICATIONS
GENERAL CONDITIONS

1. Climatic conditions. The engineer may order the contractor to suspend any work that may be subject to damage by climatic conditions.

2. Rights-of-way. The site for installation of machinery or the right-of-way for the works to be constructed under this contract and for necessary borrow pits, channels, spoil banks, ditches, roads, etc., will be provided by the Company.

3. Quantities and unit prices. The quantities noted in the schedule are approximations for comparing bids, and no claim shall be made against the Company for excess or deficiency therein, actual or relative. Payment at the prices agreed upon will be in full for the completed work and will cover materials, supplies, labor, tools, machinery, and all other expenditures incident to satisfactory compliance with the contract, unless otherwise specifically provided.

4. Staking out work. The work to be done will be staked out for the contractor by the engineer.

5. Bench marks and survey stakes. Bench marks and survey stakes shall be preserved by the contractor, and in case of their destruction or removal by him or his employees, they will be replaced by the engineer at the contractor's expense, and his sureties shall be liable therefor.

6. Data to be furnished by contractor. The Company, through its authorized agents, shall have access to all pay rolls, records of personnel, invoices of materials, and any and all other data relevant to the performance of the contract or necessary to determine its cost, and the contractor shall furnish at the end of each month an itemized statement in a form satisfactory to the engineer of the cost of all work under contract.

7. Sanitation. The Company may establish sanitary and policy rules and regulations for all forces employed under this contract, and if the contractor fails to enforce these rules the Company may enforce them at the expense of the contractor.

8. Extras. The contractor shall, when ordered in writing by the engineer, perform extra work and furnish extra material, not covered by the specifications or included in the schedule, but forming an inseparable part of the work contracted for under the provisions of article 1 of the contract. Extra work and material will ordinarily be paid for at a lump-sum or unit price agreed upon by the contractor and the engineer and stated in the order. Whenever in the judgment of the engineer it is

impracticable because of the nature of the work or for any other reason to fix the price in the order, the extra work and material shall be paid for at actual necessary cost as determined by the engineer, plus 10 percent for superintendence, general expense, and profit. The actual necessary cost will include all expenditures for material, labor (including compensation insurance and social security taxes), and supplies furnished by the contractor, and a reasonable allowance for the use of his plant and equipment, where required, to be agreed upon in writing before the work is begun, but will in no case include any allowance for office expenses, general superintendence, or other general expense.

9. Cleaning up. Upon completion of the work the contractor shall remove from the vicinity of the work all plant, buildings, rubbish, unused materials, concrete forms, and other like material, belonging to him or used under his direction during construction, and in the event of his failure to do so the same may be removed by the Company at the expense of the contractor, and his surety or sureties shall be liable therefor.

10. Patents and/or copyrights. The contractor shall hold and save the Company, its officers, agents, servants and employees, harmless from liability of any nature or kind, including costs and expenses, for or on account of any copyrighted or uncopyrighted composition, secret process, patented or unpatented invention, article or appliance manufactured or used in the performance of this contract, including their use by the District, unless otherwise specifically stipulated in this contract.

11. Protests. If the contractor considers any work demanded of him to be outside the requirements of the contract, or considers any record or ruling of the engineer or of the inspectors to be unfair, he shall immediately upon such work being demanded or such record or ruling being made, ask, in writing, for written instructions or decision, whereupon he shall proceed without delay to perform the work or to conform to the record or ruling, and, within twenty (20) days after date of receipt of the written instructions or decision, he shall file a written protest with the Company, stating clearly and in detail the basis of his objection. Except for such protests or objections as are made of record in the manner herein specified and within the time limit stated, the records, rulings, instructions, or decisions of the engineer shall be final and conclusive. Instructions and/or decisions of the engineer contained in letters transmitting drawings to the contractor shall be considered as written instructions or decisions subject to protest or objections as herein provided.

12. Suspension of work. The engineer may order in writing the contractor to suspend all or any part of the work for such period of time as may be determined to be necessary or desirable for the convenience of the Company. Unless such ordered suspension unreasonably delays the progress of the work and causes additional expense or loss to the contractor,

no increase in contract price will be allowed. In the case of such ordered suspension of all or any part of the work for an unreasonable length of time causing additional expense or loss, not due to the fault or negligence of the contractor, the engineer shall make an equitable adjustment in the contract price and modify the contract accordingly. An equitable extension of time for the completion of the work in event of any such ordered suspension will be allowed the contractor.

EXHIBIT IV

SPECIFICATIONS FOR
WESTON CREEK RESERVOIR
WESTON CREEK IRRIGATION COMPANY
WESTON, IDAHO

SPECIAL CONDITIONS

1. The requirement. It is required that there be constructed and completed in accordance with these specifications and the drawings listed in paragraph 3, the enlarged dam at the Weston Creek Reservoir together with the appurtinent outlet structures and spillway.

2. Description of the work. The principal features involved in the construction at the Weston Creek Reservoir is the raising of the existing earthfill dam, the construction of a concrete lined, open channel spillway on the right abutment and the outlet works through the embankment near the left abutment. See Plans. The upstream face of the existing dam will be cleared of all trees, willows and also of all rock rip-rap. A cut-off trench will be excavated for the full length of the dam embankment in an approximate line with the upstream toe of the existing dam. This cut-off trench will be filled with selected earth material. The base of the dam shall be widened upstream and the dam shall be raised 12 ft. higher than it is at the present time. The outlet works will consist of a trashrack structure, a 1'-9" square concrete conduit, a gate chamber and shaft and a stilling basin. The spillway will be of the side channel type having a total length of about 160 ft. and a crest length of 40 ft.

3. Drawings. The following drawings are made a part of these specifications:

> 4 sheets of detail showing the various items of the proposed construction.

The drawings which form a part of these specifications show the work to be done as definitely and in as much detail as is possible at the present time. The contractor shall check all drawings carefully and advise the contracting officer of any errors or omissions discovered. The contractor shall not take advantage of any errors or omissions, as full instructions will be furnished to the contractor should any errors or omissions be discovered. The contractor will be furnished such additional copies of the specifications and drawings as may be required for carrying out the work.

4. Right to change location and plans. With the present reservoir in use at the present time certain conditions may be present when the reservoir is drained which may require the changing of some details on the plans. When additional information regarding foundation or other conditions become available it may be found desirable to change the location, alignment, dimensions, or design of the dam or the appurtenant works to meet such conditions. Such changes may be made when, in the opinion of the engineer, they will provide structural benefits either from the standpoint of economy or safety.

5. Removal of defective work or material. Any part of the work or any material included in any structure which is not in strict compliance with the requirements of these specifications, shall be removed and replaced in a manner satisfactory to the engineer.

6. Roads and safety of the public. Access to the work from existing roads shall be provided by the contractor. The company assumes no responsibility for the condition or maintenance of any road or structure thereon tha may be used by the contractor in performing the work under these specifications or in traveling to and from the site of work. Roads closed to traffic shall be protected by effective barricades on which shall be placed acceptable warnings and detour signs.

6. Fences. Fences shall be removed by the contractor where necessary for the performance of the work, and where required shall be rebuilt in as good condition as found. Where the existing fences are removed to facilitate the work it may be necessary that other temporary fences be constructed to keep livestock from straying from or on adjacent lands. The cost of all work described in this paragraph shall be included in the prices bid for the various items of work in the schedule.

EARTHWORK

7. Clearing. The area to be occupied by the dam and appurtenant works and the surface of all borrow pits shall be cleared of all trees, stumps, brush or other objectionable material and shall be disposed of in a manner satisfactory to the engineer. The top soil of the entire area shall be removed to a depth necessary to remove all sod and vegetable matter of any kind. The upstream face of the existing dam shall be cleared of all trees, brush and rip-rap.

8. Plowing foundations for embankment. The ground surface under all embankments after clearing and stripping shall be thoroughly roughened by a plow or by ripping to a depth of at least 12 in. and at intervals of not more than 3 ft. The furrows should be approximately parallel to the axis of the dam.

9. Excavation of cut-off trench. A cut-off trench shall be excavated to the dimensions and in the position shown on the drawings or as directed by the engineer. The walls of the trench shall be neatly cut to the specified lines and grade shown and shall be cut in undisturbed material. Material excavated from the trench ~~shall~~ may be used in the body of the embankment. if suitable.

10. Excavation for outlet works. A trench will be excavated for the outlet conduit as shown on the plans. This trench will begin at the trash-rack structure and extend downstream through the existing dam to the stilling basin. The elevations and grades will be established by the engineer as soon as the reservoir is drained of all water. The foundations of the structures and the bottom of the conduit shall be placed on undisturbed material.

R-986

11. Excavation in borrow pits. Excavations in borrow pits shall be such as is necessary to obtain materials for the required construction, and shall be in such locations as are approved by the engineer. All borrow pits shall be left in a condition satisfactory to the engineer which will not impair the intended use of the reservoir or the appurtenant structures.

12. Excavation for spillway. The excavation for the spillway shall be done to the neat lines as shown on the plans or established by the engineer. All footings and foundations shall be placed on undisturbed materials.

13. Measurement of excavation. All materials moved in excavation will be measured in excavating only and to the neat lines as shown on the drawings or as specified by the engineer, and the cubic yard shall be the unit of measurement.

EMBANKMENT

14. Rolled embankment:- The earth-fill portion of the dam, including the fill in the cut-off trench under the dam, shall consist of rolled embankment of suitable material, as determined by the engineer, and shall be constructed to lines and grades shown on the accompanying drawings, or established by the engineer. The material used shall be resistant to weathering, shall not swell when wet, and shall be sufficiently impervious and stable to satisfy designed requirements when used in rolled embankment. No stones having a maximum dimension of more than 5 inches shall be placed in the earth-fill embankment. The suitable material shall be placed in evenly deposited, horizontal, continuous layers not more than 6 inches in thickness after rolling. The material in each layer while being compacted by rolling shall contain the optimum amount of water for compacting purposes within practicable limits, and this optimum water content shall be uniformly distributed throughout the layer. The application of water to material for this purpose shall be done at the site of excavation insofar as practicable and shall be supplemented as required by sprinkling on the embankment. Harrowing or other working of the material may be required to produce the required uniformity of water content.

Tamping rollers of the 'Sheep-foot' having staggered, uniformly spaced knobs and equipped with suitable cleaners shall be used for compacting the earth fill, and its weight shall not be less than 1000 pounds per linear foot of tread. Each layer of the material shall be compacted by passing the specified roller over the entire surface the number of times required to obtain 50 percent coverage as determined by the size and spacing of the roller feet or knobs and assuming that no part of the layer being compacted is covered by a roller knob more than once. The number of passes of the roller shall be adjusted to give the maximum compaction determined by subjecting samples of the embankment to a test for unit weight when dried.

If the surface of any rolled layer is not satisfactorily rough and moist before the succeeding layer is to be deposited on it, the surface shall be scarified and moistened to obtain satisfactory bond with the succeeding layers. The surface of the plowed foundation shall comply with the requirements specified for the surface of the rolled layers before the initial layer of materials is placed thereon. All traffic on embankment shall be so routed as to produce uniform compaction throughout the entire embankment. These specified methods of rolling shall be rigidly adhered to except as hereinafter specified.

15. Backfill about structures. Backfill about structures shall be of selected materials equivalent to the materials used in the rolled embankment, and shall be tamped by the use of mechanical tampers as to obtain the same compaction as that obtained in the rolled embankment. Heavy equipment shall not be allowed to pass over the embankment placed over a structure until a six foot depth of fill, compacted by satisfactory means, has been completed over the structure. Heavy equipment shall not be allowed to pass over any embankment within 4 feet (horizontal distance) of any structure.

16. Riprap: The upper 15 feet of the upstream face of the dam shall be riprapped as shown on the plans. The material shall be of such nature as to resist weathering and to resist swelling when wet. Riprap shall be placed in a layer which shall have a minimum thickness normal to the face of the dam of at least 18 inches. The material can be truck dumped with sufficient hand placing to leave a comparatively uniform surface.

17. Measurement of embankment. All embankment shall be measured in place in the work, after rolling or tamping as specified, and shall be made to the neat lines and grades as shown or specified on the accompanying drawings or established by the engineer, and the cubic yard is the unit of measurement.

CONCRETE

18. Composition. All concrete shall be composed of cement, sand, and broken rock or clean gravel, well mixed with the proper amount of water, and brought to proper consistency by adjusting the aggregate-cement ratio. The water-cement ratio shall be 6 U.S. gallons of water to each sack of cement (94 pounds net weight). The maximum size of aggregate to be used in the reinforced concrete shall be 1 inch. The proportions of the mix shall be approximately 1:2:4 but will be varied somewhat to obtain the proper consistency.

19. Cement. The cement used shall be Portland cement and shall conform to the "Standard Specifications for Portland Cement" (A.S.T.H. Serial Designation: C9-38).

20. Sand. Sand for the concrete may be obtained from natural deposits or may be made by crushing suitable rock. The sand particles shall be hard, dense, durable, uncoated, non-organic rock fragments that will pass a $\frac{1}{4}$ inch square or a 3/16 inch round opening. It must be free from injurious amounts

of dust, lumps, soft or flaky particles, shale, alkali, organic matter, loam or other delecterous matter. The sand, as it is used in the concrete, must be so graded that, in the opinion of the engineer, concrte of the required workability, density, and strength, can be made without the use of an excess of water or cement.

21. Broken rock or gravel. The broken rock or gravel for concrete must be hard, dense, durable, uncoated rock fragments free from injurious amounts of soft, friable, thin, elongated or laminated pieces, alkali, organic or other deleterious matter. The broken rock or gravel shall have maximum particles of the size specified for reinforced or plain concrete, and shall all be retained on a $\frac{1}{4}$ inch square or 5/16 inch round opening sieve. It shall be so graded that, in the opinion of the engineer, concrete of the desired workability, density, and strength, can be made without the use of excess of sand, water or cement.

22. Water: The water used in concrete must, in the opinion of the engineer, be reasonably clean and free from objectionable quantities of the organic matter, alkali, salts, and other impurities.

23. Mixing. The cement, sand, and gravel shall be so mixed and the quantity of water added shall be such as to produce a homogeneous mass of uniform consistency. Dirt and other undesirable substances shall be carefully excluded. All concrete shall be thoroughly mixed in a batch mixer of approved type and size, and one so designed as to positively insure a uniform distribution of all the component materials throughout the mass during the mixing operation. The mixing of each shall continue not less than $1\frac{1}{2}$ minutes after all materials except water are in the mixer, during which time the mixer shall rotate at a speed for which it was designed or at such speed as will produce a mass of uniform consistency before the expiration of the mixing period. Overloading of mixers will not be permitted.

24. Conveying. Concrete shall be conveyed from the mixer to the place of final deposit by methods which will prevent the separation or loss of the materials. Equipment for the chuting, pumping and pneumatically conveying concrete shall be of such size and design as to insure a practically continuous flow of concrete at the delivery and without separation of the materials.

25. Depositing. Concrete shall be deposited as nearly as practicable in its final position to avoid segregation due to rehandling or flowing. No concrete that has partially hardened or been contaminated by foreign material shall be deposted on the work, nor shall retempered concrete be used. When concreting is once started, it shall be carried on as a continuous operation until the pacing of the panel or section is completed. The top surface shall be generally level. All concrete shall be thoroughly compacted by suitable means during the operation of placing, and shall be thoroughly worked around reinforcement, embedded fixtures and into the corners of the forms. The concreting shall be carried on at such a rate that the concrete is at all times plastic and flows readily into the spaces between the bars.

26. Cold weather requirements. Adequate equipment shall be provided for heating the concrete materials and protecting the concrete during freezing or near-freezing weather. No frozen materials or materials containing ice shall be used. All concrete materials and all reinforcement, forms, fillers and ground with which the concrete is to come in contact shall be free from frost. Whenever the temperature of the surrounding air is below 40 Deg. F. all concrete placed in the forms shall give a temperature of between 70 Deg. and 80 Deg. F. and adequate means shall be provided for maintaining a temperature of not less than 70 Deg. F. for 3 days or 50 Deg. F for 5 days except when high-early strength concrete is used the temperature shall be maintained at not less than 70 Deg. F. for 2 days or 50 Deg. F. for 3 days or for as muc more time as is necessary to insure proper curing of the concrete. No depend ence shall be placed on salt or other chemicals for the prevention of freezin Manure, when used for protection, shall not be applied directly to concrete.

27. Forms. Forms shall conform to the shape, lines and dimensions of the members as called for on the plans, and shall be substantial and sufficiently tight to prevent leakage of mortar. They shall be properly braced or tied together so as to maintain position and shape. The forms shall be of sufficient strength and rigidity to hold the concrete and to withstand the necessary pressure, ramming, and vibration without deflection from the prescribed lines. The surfaces of all forms in contact with the concrete shall be rigid, tight, and smooth. Forms used to shape the inside surface of outlet works through which water shall flow shall be prepared so that all surfaces upon which concrete shall be cast shall be covered with galvanized sheet metal to obtain a smooth and satisfactory finish which will elimi ate objectionable friction in such structures. Before placing concrete, the surfaces of all forms shall be oiled with suitable nonstaining oil. Where the character of the material cut into, to receive a concrete structure, is such that it can be trimmed to the prescribed lines, the use of forms will no be required.

28. Construction joints. Wherever the work of placing concrete is delayed until the concrete shall have taken its initial set the point of stopping shall be deemed a construction joint. So far as possible the location of construction joints shall be planned in advance, and the placing of concrete carried continuously from joint to joint. These joints shall be perpendicular to the principal lines of stress, and in general located at points of minum sheer. Where a joint is to be made, the surface of the concrete shall be thoroughly cleaned and all laitance removed. In addition to the foregoing, vertical joints shall be thoroughly wetted but not saturated, and slushed with a coat of neat cement grout immediately before the placing of new concrete.

29. Finishing. The surface of concrete finished against forms shall be smooth, free from projections, and thoroughly filled with mortar. Immediatel upon the removal of forms, all holes left by the removal of rods and all voids shall be neatly filled with cement mortar of the same proportions as the mort in the concrete. All unsightly ridges or lips shall be removed, and undesirable local bulging on exposed surfaces shall be remedied by tooling and

rubbing. All patching required shall be done as directed by skilled workmen. The exposed surfaces of the spillway, the inlet structure and the outlet structure, shall have a floated finish.

30. Curing and protection. All concrete shall be kept continuously moist for at least two weeks after the concrete has been placed. In freezing weather where artificial heat is employed special care shall be taken to keep the concrete from drying out.

31. Damaged or defective concrete. Any concrete damaged by freezing or found defective from other causes at any time before the completion and acceptance of the work shall be removed and replaced with acceptable concrete.

32. Measurement of concrete. Except as otherwise provided under special conditions, all concrete shall be measured in place and to the neat lines of the structures as shown or specified on the accompanying drawings, or as established by the engineer, and the cubic yard shall be the unit of measurement

STEEL

33. Reinforcing steel. All metal reinforcement shall be deformed steel bars of the size and spacing specified or shown on the accompanying drawings and shall conform to the requirements of the "Standard Specifications for Billet-Steel Concrete Reinforcement Bars" (A.S.T.M. Serial Designation: A15-39). All metal reinforcement, before being placed, shall be free from rust scale or other coatings that will destroy bond. Reinforcement shall be formed to the dimensions specified or shown on the accompanying drawings. Cold bends shall be made around a pin having a diameter of four or more times the least dimension of the bar. Heating of reinforcement for bending will not be permitted. Metal reinforcement shall be accurately placed and secured, and shall be supported by concrete or metal chairs, spacers, or metal hangers. All splices of metal reinforcement shall be made as approved by the engineer, and shall provide sufficient lap to transfer the stress between bars by bond and shear. All metal reinforcement shall be secured with wire which shall conform to the requirements of the "Tentative specifications for Cold Drawn Wire for Concrete Reinforcement" (A.S.T.M. Serial Designation: A22-27).

34. Measurement of steel. Reinforcing bars shall be measured in place, and the pound shall be the unit of measurement.

886-

Do we have another copy of these specs?

If not keep these

R-88

WESTON CREEK IRRIGATION COMPANY

WESTON, IDAHO

September 30, 1952

RECEIVED
OCT 2 1952
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

The work has just begun on the enlargement of the Weston Creek Irrigation Company reservoir in Weston Canyon, in Franklin County, Idaho.

Mr. Francis S. Todd, the Water Facilities Specialist and engineer for the Farmers Home Administration is supervising the work and things are being done according to the plans and specifications.

We are wondering if you would like to make an inspection if you have the time? and if so about when would you be able to make it?

If you prefer I can inform you how things are progressing.

Thank you.

Yours very truly,

George E. Mylroie

George E. Mylroie
Secretary
WESTON CREEK IRRIGATION COMPANY

R-886

R 886

October 22, 1952

Mr. George E. Mylroie, Secretary
Weston Creek Irrigation Company
Weston, Idaho

Dear Mr. Mylroie:

Thank you for your letter of September 30, 1952, regarding the enlargement of the Weston Creek Irrigation Company's reservoir in Weston Canyon, in Franklin County.

I will make an inspection within the next three weeks, if at all possible. In the meantime, we would appreciate your keeping us advised regarding the progress being made.

We will notify you at the time we make the inspection.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:fg

R-886

Form No. 7

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Weston Creek Irrigation Company

Weston, Idaho

Boise, Idaho, February 1, 1954

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. R-886.

This form should be filled out and mailed to the Department of Reclamation, at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before April 15, 1954. Upon receipt of the blank properly filled out, notice of publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

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

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

Very truly yours,

MARK R. KULP

State Reclamation Engineer

R-886

WESTON CREEK IRRIGATION COMPANY

WESTON, IDAHO

March 5, 1954

Franklin, Idaho

RECEIVED
MAR 6 1954
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

In reference to your letter of February 1st requesting that we fill out forms 8 and 11, I wish to state that it has taken me all this time to get answers to my letters for affadavits of the proof of our publication of the completion of the reservoir.

Will the three enclosed affadavits be sufficient proof to you that we advertised the completion 90 days before we made the final payment to the contractor?

We thought this was necessary to advertise in three papers as the Reservoir is in Oneida county, and we water land in Franklin and Cache counties.

The work permit number was R-886. This work was supervised by the Famers Home Administration Engineer, Francis Todd.

Yours very truly,

THE WESTON CREEK IRRI. CO.

George B. Mylroie

George E. Mylroie
Secretary

R-886

March 6, 1954

RE: Permit No. R-886

Weston Creek Irrigation Company
Franklin
Idaho

ATTENTION: Mr. George E. Mylroie, Sec'y

Dear Mr. Mylroie:

We have your letter of March 5 enclosing affidavits in connection with completion of contract, which is not what is required in order to make proof of completion of works on your Permit No. R-886 and we return the affidavits herewith.

The law requires that this proof must be made by depositions of the holder and two witnesses, after notice has been published once a week for four weeks in the county where the water is diverted.

This notice should be made in duplicate on Form 8 setting the time and place and naming the Notary Public before whom the proof is to be made. The proof may be made at any place convenient for the applicant and two witnesses and the time must be set sufficiently far ahead to allow for four weeks publication.

Both copies of Form 8 are to be returned to this department together with Form 11, which is your authorization for us to have the notice published in the designated county newspaper.

We shall then send a copy of the notice to the newspaper with instructions in regard to publishing and shall send you the necessary forms of depositions to be used in making the proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R-886

A.H.T

WESTON CREEK IRRIGATION COMPANY

WESTON, IDAHO

Franklin, Ida.

March 12, 1954

RECEIVED
MAR 15 1954
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

Enclosed you will find forms 8 and 11 filled out as you requested.

In our permit R-886 I could not find out where it stated the cubic feet per second, but it does give the acre feet of the storage reservoir as 2066.

You may be able to find some record in Boise on the cubic feet per second.

Yours very truly,

THE WESTON CREEK IRRI. CO.

George E. Mylroie

George E. Mylroie
Secretary

P.S. One of the papers states that the outlet is 2 feet by 2 feet.

R-886

March 15, 1954

RE: Permit No. R-886

Weston Creek Irrigation Company
Box 21
Franklin, Idaho

Attention: George E. Mylroie, Sec.

Dear Mr. Mylroie:

We have your letter of March 12th, enclosing duplicate notice for Completion of Works proof on Permit No. R-886 together with authorization to have it published in the Preston Citizen.

We have completed this and it shows that you are making proof on 2066 acre feet of water of Weston Creek.

We have also made one correction in the land description which we think was a typographical error in the copy sent us, that is you describe a number of sections in Township 16 South Range 37 East, B. M., but your map shows 38 East.

We are sending a copy of this corrected notice to the Preston Citizen with instructions to publish it once a week for four weeks prior to April 17th, and to send you the affidavit of publication together with statement of costs.

We enclose the necessary forms of deposition to be used in making this proof and at the time set you should appear before Mr. P. M. Condie Notary Public, together with two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br
Enc.

R-886

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 12, 1954

(P. O.) Franklin, 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 Preston Citizen of Preston, Idaho published in the county in which the works are situated.

The Weston Creek Irri. Co.

George E. Mylroie
Secretary

(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-886

FORM 8

Notice for Publication

Notice is hereby given that at 4 P. M., on the 17th day of April 19 54, at Preston County of Franklin, State of Idaho, before P. M. Condie, notary public proof will be submitted of the completion of works for the diversion of storage and 2066 acre ft. per annum of the waters of ~~The~~ Weston Creek ~~Irrigation Company~~ in accordance with the terms and conditions of a certain permit heretofore issued by the Reclamation Engineer of the State of Idaho.

1. The name of the perrson or corporation holding said permit is The Weston Creek Irrigation Company

2. The postoffice address of such person or principal place of business of such corporation is Box 21 Franklin, County of Franklin, State of Idaho.

3. The number of such permit is R-886, and the date set for the completion of such work is April 17, 1954

4. Said water is to be used for Irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water storing and which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 2066 acre ft. per annum ~~(See Record in Boise)~~

6. The amount of lands for which said water is available is 6678 acres, particularly described as follows:

TWP. 15S, R. 37 E: Sec. 25, 26: R. 38 E. Sec. 31, 32, 34, 35
TWP. ~~16S~~, R. ~~38~~ E: Sec. 2, 3, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 17, 24, 25
R. 39 E: Sec. 18, 19, 30 (In Idaho)
UTAH: TWP. 15 N, R 1 W. Sec. 35
14 N. R 1 W. Sec. 4, 5 ~~(599 Acres)~~

MARK R. KULP
~~XXXXXXXXXXXXXXXXXX~~
State Reclamation Engineer
~~Commissioner of Reclamation~~

R-886

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Re: Permit No. R-886

Date: March 15, 1954

Preston Citizen

Preston, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to April 17, 1954 the date set for proof, the expense of the publication to be paid by the applicant, Weston Creek Irrigation Company, C/o George E. Mylroie, Secretary, Franklin, 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, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

R-886

Just A Short Message From **The Preston Citizen** PRESTON, IDAHO

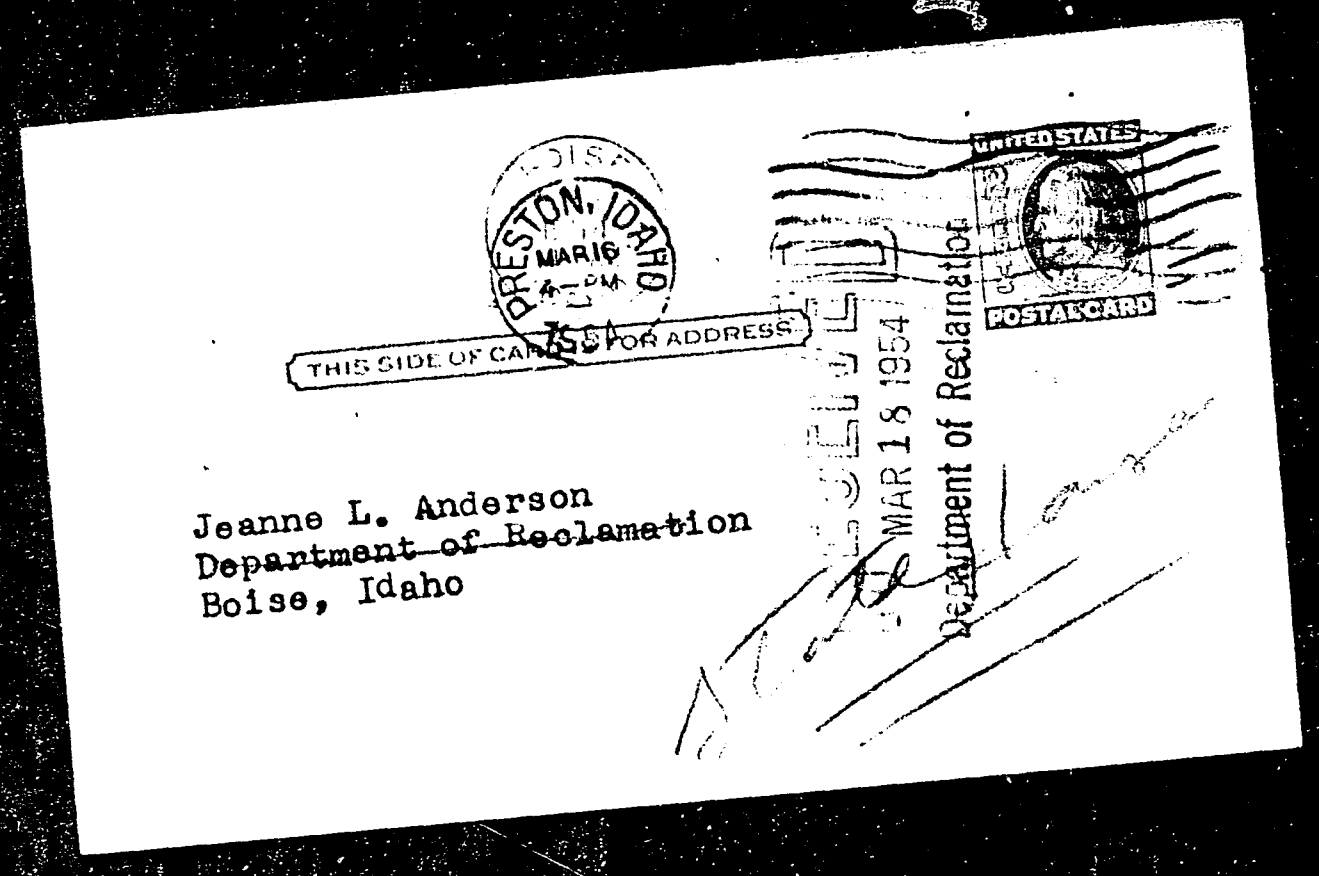
March 16

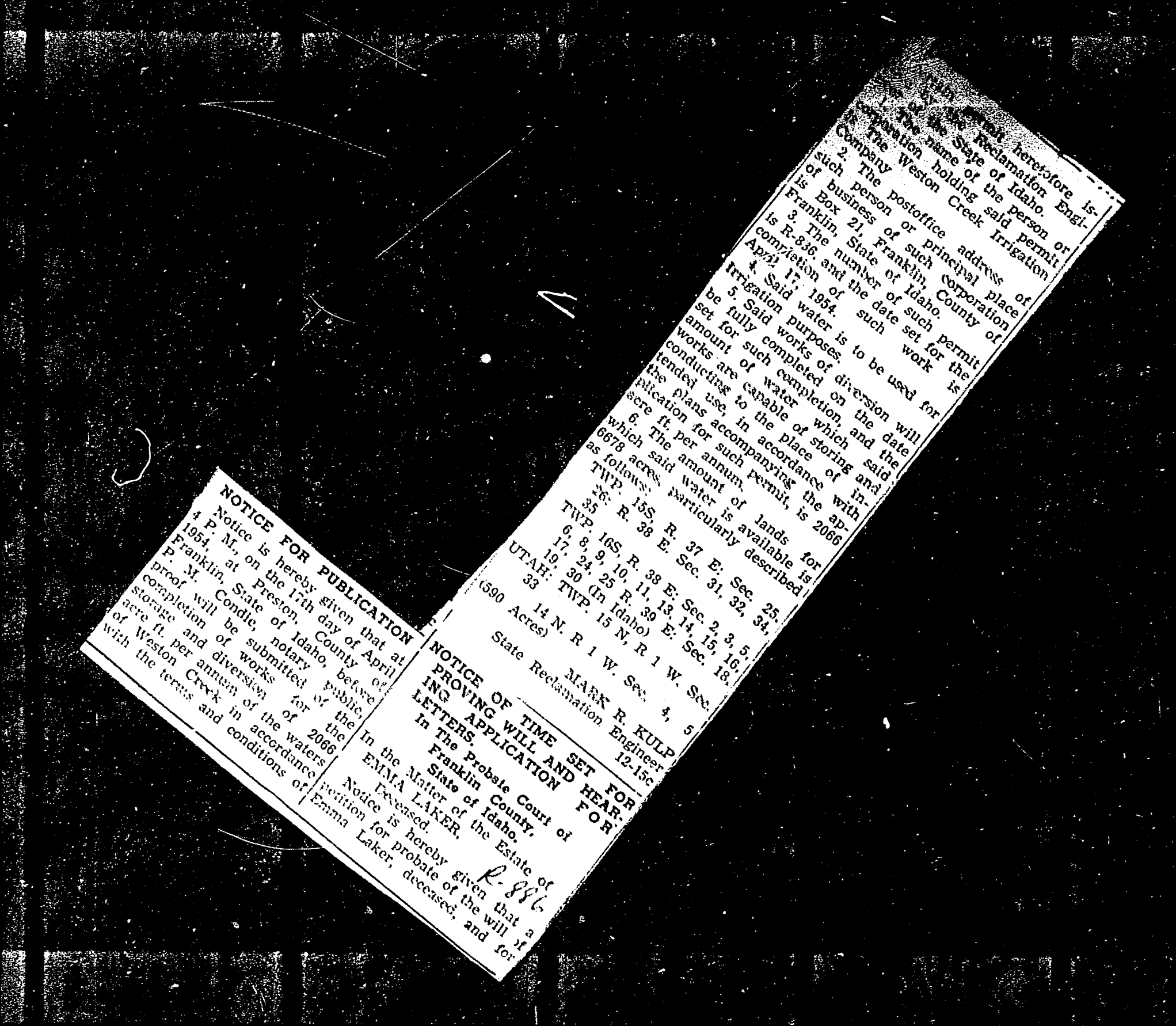
Notice Legal notice Permit No. R-886, Weston Creek Irrigation Co, received today. Publication will begin in The Preston Citizen March 25.

The Preston Citizen

Vlora E. Smith

R-886


PRESTON, IDAHO
MAR 16
4 PM
THIS SIDE OF CARD FOR ADDRESS
UNITED STATES
POSTAL CARD
MAR 18 1954
Department of Reclamation
Jeanne L. Anderson
Department of Reclamation
Boise, Idaho



NOTICE FOR PUBLICATION

Notice is hereby given that at 4 P. M., on the 17th day of April 1954, at Preston, County of Franklin, State of Idaho, before P. M. Condle, notary public, proof will be submitted for the completion of works of the storage and diversion of the waters of Weston Creek in accordance with the terms and conditions of

NOTICE OF TIME SET FOR PROVING WILL AND HEARING APPLICATION FOR LETTERS.

In The Probate Court of Franklin County, State of Idaho.

In the Matter of the Estate of EMMA LAKER, Deceased.

Notice is hereby given that a petition for probate of the will of Emma Laker, deceased, and for

R-836

Application No. 6678 has been filed with the State of Idaho, Department of Reclamation heretofore is-
1. The name of the person or corporation holding said permit is The Weston Creek Irrigation Company
2. The postoffice address of such person or principal place of business of such corporation is Box 21, Franklin, State of Idaho.
3. The number of such permit is R-836, and the date set for the completion of such work is April 17, 1954.
4. Said water is to be used for irrigation purposes.
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of storing and conducting to the place of tendei use, in accordance with the plans accompanying the application for such permit, is 2066 acre ft. per annum.
6. The amount of lands for which said water is available is 6678 acres, particularly described as follows:

TWP. 15S, R. 37 E: Sec. 25, 26, 35
TWP. 16S, R. 38 E: Sec. 2, 3, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 17, 24, 25
R. 39 E: Sec. 18, 19, 30 (In Idaho)
UTAH: TWP. 15 N, R 1 W. Sec. 4, 5, 33
14 N. R 1 W. Sec.
(590 Acres)

MARK R. KULP
State Reclamation Engineer
12-15c

No 531

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Franklin }

Vlon E. Smith, being duly sworn, deposes and says:

That he is the Publisher of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for four consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with March 25, 1954, and ending with the issue of April 15, 1954

Vlon E. Smith

Fees, $ 16.53

Subscribed and sworn to before me this 23rd day of April, 1954.

E. L. Larsen

Notary Public, Residing at Preston, Idaho

My Commission Expires May 15, 1954.

NOTICE FOR PUBLICATION

Notice is hereby given that at 4 P. M., on the 17th day of April 1954, at Preston, County of Franklin, State of Idaho, before P. M. Condie, notary public, proof will be submitted of the completion of works for the storage and diversion of 2066 acre ft. per annum of the waters of Weston Creek in accordance with the terms and conditions of a certain permit heretofore issued by the Reclamation Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is The Weston Creek Irrigation Company

2. The postoffice address of such person or principal place of business of such corporation is Box 21, Franklin, County of Franklin, State of Idaho.

3. The number of such permit is R-886, and the date set for the completion of such work is April 17, 1954.

4. Said water is to be used for Irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of storing and conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 2066 acre ft. per annum.

6. The amount of lands for which said water is available is 6678 acres, particularly described as follows:

TWP. 15S, R. 37 E: Sec. 25, 26: R. 38 E. Sec. 31, 32, 34, 35
TWP. 16S, R. 38 E: Sec. 2, 3, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 17, 24, 25 R. 39 E: Sec. 13, 19, 30 (In Idaho)
UTAH: TWP. 15 N, R 1 W. Sec. 33
14 N. R 1 W. Sec. 4, 5
(590 Acres)

MARK R. KULP
State Reclamation Engineer
12-15c

RECEIVED
APR 24 1954
Department of Reclamation

R-886

April 24, 1954

RE: Permit No. R-886

Mr. P. M. Condie
Notary Public
Preston, Idaho

Dear Mr. Condie:

We are this morning in receipt of affidavit of publication from the Preston Citizen in connection with proof of Completion of Works on Permit No. R-886 of the Weston Creek Irrigation Company to be made before you on April 17, 1954. However, we have not yet received these proofs and if they were taken they should be transmitted promptly to this Department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br
CC: Weston Creek Irrigation Co.

R-886

WESTON CREEK IRRIGATION COMPANY

WESTON, IDAHO

April 26, 1954 Franklin, Idaho

RECEIVED
APR 27 1954
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Sate House
Boise, Idaho

Dear Mr. Kulp:

Your letter of the 24th is at hand and I wish to state in regards to the proof of Completion of Works on Permit No. R-886 of the Weston Creek Irrigation Company, there were some three of four questions here that I did not know the answer of and could not find anything in the files in the F. H. A. office in Preston, and have had towrite to th Engineer in Salt Lake City for this information. He has not answered my letter yet as he may be out in the field working.

How long do you think I should wait for an answer? If you are in a hurry probably I could hire somebody to make a special trip to the reservoir and go with a tape measure and get the information that I need.

I will get these papers to you as soon as possible.

Yours very truly,

THE WESTON CREEK IRRI. CO.

George E. Mylroie

George E. Mylroie
Secretary

R-886

April 27, 1954

RE: Permit No. R-886

Mr. George E. Mylroie, Secretary
Weston Creek Irrigation Company
Franklin, Idaho

Dear Mr. Mylroie:

In reply to your letter of April 26 as to the length of time you can be allowed for furnishing proof of completion of works on Permit No. R-886.

It will not be necessary to make a special trip to obtain information from the reservoir. The proofs can be submitted a little later but they should be accompanied by affidavit from Mr. Condie, the notary public, to the effect that his office was open April 17, 1954, the date set for proof and that no protests were filed (if such is the case) and that the taking of the proofs was continued to the later date.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

R-886

AFFIDAVIT.

State of Idaho,
SS.
County of Franklin.

P. M. Condie, being first duly sworn, deposes: That he is a Notary Public for the State of Idaho, and that his office was open for business on the 17th day of April, 1954, and that the matter of taking proof of completion of works by The Weston Creek Irrigation Company, a corporation, was continued to May third, 1954, because the corporation asked for a continuation to enable it to obtain certain needed information; that no protests of any kind or by any person have been made or filed in said matter to the knowledge or information of affiant.

P. M. Condie

Subscribed and sworn to before me this third day of May, 1954.

James B. Condie
Notary Public, Preston, Idaho.

R 882

Form 15-R

Permit No. R- 886

RECEIVED
MAY 4 1954
Department of Reclamation

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. George E. Mylroie, Sec. Box 21, Franklin, Idaho

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. The Weston Creek Irrigation Company, Franklin, Idaho(The Pres. lives in Weston) I was elected Secretary by Stockholders and Board of Direc.

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

Ans. R-886 , 2066 acrefeet, water from Weston Creek, and all springs coming into it. See Bear River Decree # 509

Ques. 4. Under terms of permit construction was required to be completed by April 15, 1954. 19.....

Ques. 5. Construction was actually completed on the date of June 5, 1953 19.....

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

Ques. 7. Of what material was the dam built? Roll earth fill and rock rip rap

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

Ans. This is a natural stream, and water was closed as soon as the pant cock was installed.

Ques. 9. The capacity of the reservoir is 2066 acre feet.

Ques. 10. The area of the high water line of the reservoir is 22.4 acres.

Ques. 11. The height of the dam above bottom of reservoir is 45 feet, above low water is 40 feet.

Ques. 12. The dimensions of the spillway are 40' wide, 50' high, 215 long and the bottom of the spillway is 5 feet below the top of the dam.

Ques. 13. Dimensions of the reservoir outlet are 24 x 24

Ques. 14. Describe the gate and control unit.

Ans. In a dry man well, extended valve, covered with locked door, in reinforced concrete.

Ques. 15. The reservoir outlet is made of structural steel

Ques. 16. Is the reservoir filled through a feeder canal? by springs and creek

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

Ans. ¼ ¼ Section, 9, 10 Twp. 15S Range 37 E

R-886

Ques. 18. Does the feeder canal comply with the specifications in the permit? natural flow and springs

Ques. 19. If not, explain .....

.....

Ques. 20. Cost of constructing feeder canal? $..... Cost of reservoir? $~~60,214.55~~

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. Yes

Ques. 22. Water has (~~has not~~) 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. The slope up stream is 1' to 3' and down stream is 1' to 2'. The rip rap was made of rock. 900 feet across.

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. Water is to be used for irrigation; 6678 acres under this;

~~T/P. 15S, R. 37 E: Sec. 25, 26: R. 38 E. Sec. 31, 32, 34, 35~~
T/P. 16S, R. 38 E: Sec. 2, 3, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 17, 24, 25 R. 39 E: Sec. 18 ~~18, 30 (In Idaho)~~

19 UTAH: T/P. 15 N, R. 1 W. Sec. 33 14 N. R 1W. Sec. 4, 5 (590 Acres)

(Sign here) George E. Myhre
Secretary

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 Preston, County of Franklin, State of Idaho, on this third day of May A.D. 19 54.

F. M. Condie
Notary Public

My commission expires Nov. 29, 1954.

Form 14-R

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

Permit No. R-886

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Clyde K. Campbell, residence: Weston, Idaho; farmer; P. O. Address: Weston, Idaho.

Ques. 2. Are you acquainted with The Weston Creek Irri. Co., the holder of Permit No. R 886, authorizing the storage of 2066 acre feet of the waters of ~~Weston Creek, and~~ springs running into it, which is tributary to ~~it~~, in the County of Franklin, State of Idaho? How long have you known him, and where does he reside?

Ans. Thirty years.

Ques. 3. Have you read or heard read said Permit? ~~Yes~~ Are you familiar with its terms and conditions? Yes

Ques. 4. Of what material and how has the dam been constructed?

Ans. ~~Roll earth fill, rock rip rap, up stream face and down stream, reinforced~~ concrete.

Ques. 5. Is the reservoir fully constructed? ~~Yes~~ Has water been turned into it? ~~Yes~~ And to what extent? The farmers used the water from this reservoir last summer.

Ques. 6. Where is the point of diversion of the feeder canal? Fed by weston creek and springs

Ans. ¼ ¼ Section 9-10, Township 15S Range 37E

Ques. 7. The outlet of the reservoir is located in the NW ¼ SE ¼ Section ~~15~~ Twp. ~~15S~~ Range ~~37 E~~

Ques. 8. Describe the spillway.

Ans. The spillway is 40 feet wide, high and 215 feet 8 inches long, made of reinforced concrete

Ques. 9. How much below the top of the dam is the bottom of the spillway? 48 Ft.

Ques. 10. State the dimensions of the outlet for the reservoir 2' X 2'

Ques. 11. Of what material is the outlet made? ~~structural steel~~, 24" steel conduit.

Ques. 12. How is the outlet gate operated? ~~screw type~~, by hand

Ques. 13. Of what material has the dam been constructed? Roll earth fill, with rip rap of rock both up stream and down stream

Ques. 14. Are the works from the reservoir to place of use fully completed? yes

Ques. 15. Describe these works as they now exist, and give your estimate of their capacity.

Ans. The reservoir is used for irrigation water, with a capacity of 2066 acre feet, with the reservoir and if gate is open wide 80 CF of water would go through. This wil not happen as the canals below will not hold that much water.

Ques. 16. For what purpose is the water to be used?

Ans. Irrigation

R-886

Ques. 17. If for irrigation purposes, are you acquainted with the land to be irrigated? yes
How much water is required for its profitable cultivation?

Ans All of it; but that would depend on the dryness of the season.

Ques. 18. Give the legal description of the land to be irrigated, or the place of use.

Ans. TWP. 15S, R. 37 E: Sec. 25, 26: R. 38 E. Sec. 31, 32, 34, 35.
TWP. 16 S, R. 38 E: Sec. 2, 3, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 17, 24, 25 R. 39 E;
Sec. 18, 19, 30 (In Idaho) UTAH: TWP. 15 N, R 1 W. Sec. 33: 14 N. R 1 W. Sec. 4, 5
(590 Acres)

(Sign here) Calyle K Nielsen

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 Preston, , County of Franklin, , State of Idaho, on this third day of May , 19 54.

A M Lowder
Notary Public

My commission expires Nov. 29, 1954.

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

Permit No. R-886

Proof of Completion of Works

DEPOSITION OF WITNESS

Ques. 1. State your name, residence, occupation and postoffice address.
Ans. Joseph M. Dahle, Weston, Idaho, occupation farmer; P. O. address: Weston, Idaho.

Ques. 2. Are you acquainted with The Weston Creek Irri. Co., the holder of Permit No. R-886, authorizing the storage of 2066 acre feet of the waters of Weston Creek, and spring running into it, in the County of Franklin, State of Idaho? which is tributary to
How long have you known him, and where does he reside?
Ans. Thirty years.

Ques. 3. Have you read or heard read said Permit? Yes Are you familiar with its terms and conditions? Yes

Ques. 4. Of what material and how has the dam been constructed?
Ans. Roll earth fill, rock rip rap, up stream face and down stream, reinforced concrete.

Ques. 5. Is the reservoir fully constructed? Yes Has water been turned into it? Yes
And to what extent? The farmers used the water from this reservoir last summer.

Ques. 6. Where is the point of diversion of the feeder canal?
Ans. ¼ ¼ Section 9-10, Township 15S Range 37E
Twp. 15S Range 37 E

Ques. 7. The outlet of the reservoir is located in the NW ¼ SE ¼ Section 15

Ques. 8. Describe the spillway.
Ans. The spillway is 40 feet wide, high and 215 feet 8 inches long, made of reinforced concrete

Ques. 9. How much below the top of the dam is the bottom of the spillway? 42 Ft.

Ques. 10. State the dimensions of the outlet for the reservoir 2' x 2'

Ques. 11. Of what material is the outlet made? structural steel, 24" steel conduit.

Ques. 12. How is the outlet gate operated? Screw type, by hand

Ques. 13. Of what material has the dam been constructed? Roll earth fill, with rip rap of rock both up stream and down stream

Ques. 14. Are the works from the reservoir to place of use fully completed? Yes

Ques. 15. Describe these works as they now exist, and give your estimate of their capacity.
Ans. The reservoir is used for irrigation water, with a capacity of 2066 acre feet, if the outlet gate were to be open wide 80 CF of water would go through. This will not happen as the canals below will not hold th t much water.

Ques. 16. For what purpose is the water to be used?
Ans. Irrigation

R-886

Form 14-R

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

Permit No. R-886

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Joseph M. Dahle, Weston, Idaho, occupation farmer; P. O. Address: Weston, Idaho.

Ques. 2. Are you acquainted with The Weston Creek Irri. Co., the holder of Permit No. R886, authorizing the storage of 2066 acre feet of the waters of Weston Creek, and spring running into it which is tributary to, in the County of Franklin, State of Idaho? How long have you known him, and where does he reside?

Ans. Thirty years.

Ques. 3. Have you read or heard read said Permit? Yes Are you familiar with its terms and conditions? Yes

Ques. 4. Of what material and how has the dam been constructed?

Ans. Roll earth fill, rock rip rap, up stream face and down stream, reinforced concrete.

Ques. 5. Is the reservoir fully constructed? Yes Has water been turned into it? Yes And to what extent? The farmers used the water from this reservoir last summer.

Ques. 6. Where is the point of diversion of the feeder canal?

Ans. ¼ ¼ Section 9-10, Township 15S Range 37E

Ques. 7. The outlet of the reservoir is located in the NW ¼ SE ¼ Section 15 Twp. 15S Range 37 E

Ques. 8. Describe the spillway.

Ans. The spillway is 40 feet wide, high and 215 feet 8 inches long, made of reinforced concrete

Ques. 9. How much below the top of the dam is the bottom of the spillway? 48 Ft.

Ques. 10. State the dimensions of the outlet for the reservoir 2' x 2'

Ques. 11. Of what material is the outlet made? structural steel, 24" steel conduit.

Ques. 12. How is the outlet gate operated? Screw type, by hand

Ques. 13. Of what material has the dam been constructed? Roll earth fill, with rip rap of rock both up stream and down stream

Ques. 14. Are the works from the reservoir to place of use fully completed? Yes

Ques. 15. Describe these works as they now exist, and give your estimate of their capacity.

Ans. The reservoir is used for irrigation water, with a capacity of 2066 acre feet, If the outlet gate were to be open wide 80 CF of water would go through. This will not happen as the canals below will not hold that much water.

Ques. 16. For what purpose is the water to be used?

Ans. Irrigation

R-886

Ques. 17. If for irrigation purposes, are you acquainted with the land to be irrigated? Yes
How much water is required for its profitable cultivation?

Ans All of it; but that would depend on the dryness of the season also.

Ques. 18. Give the legal description of the land to be irrigated, or the place of use.

Ans. TWP. 15S, R. 37 E: Sec. 25, 26: R. 38 E. Sec. 31, 32, 34, 35.
TWP. 16 S, R. 38 E: Sec. 2, 3, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 17, 24, 25 R. 39 E.
Sec. 18, 19, 30 (In Idaho) UTAH: TWP. 15 N, R 1 W. Sec. 33: 14N. R 1 W. Sec. 4, 5
(590 Acres)

(Sign here) Joseph M Dahle

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 Preston, , County of Franklin,
State of Idaho, on this third day of May, 19 54.

F. M. Oundie
Notary Public

My commission expires Nov. 29, 1954.

May 4, 1954

RE: Permit No. R-886

Mr. George E. Mylroie, Secretary
Weston Creek Irrigation Company
Franklin, Idaho

Dear Mr. Mylroie:

We acknowledge receipt of the depositions of yourself and two witnesses also affidavit of Mr. James P. Condie, Notary Public, submitted in proof of completion of works on Permit No. R-886.

This completes the proof out 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 enginner 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,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

R-886

August 30, 1954

RE: Permit No. R-886

The Weston Creek Irrigation Co.
Franklin
Idaho

Gentlemen:

As required by law, I intend to make inspection in connection with Completion of Works on your Permit No. R-886 on Wednesday, September 1, immediately after noon.

Will you please have some one from your organization familiar with the works meet me there.

I intend to eat dinner at Malad and then drive to the reservoir.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:br

R-886

December 13, 1954

RE: Permit No. R-886

Weston Creek Irrigation Company
Franklin
Idaho

Gentlemen:

We now have on file the report of our field engineer on examination for completion of works on Permit No. R-886.

This report shows that your works are capable of storing 2,066 acre feet of water from Weston Creek which includes the capacity of right No. 509 in the case of Utah Power and Light Company, Plaintiff, vs. The Last Chance Canal Company Ltd., et al, Defendants, in the U. S. District Court for Idaho, Eastern Division.

A Certificate of Completion of Works can therefore be issued for that amount upon receipt of the statutory fee amounting to $5.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

R-886

The Weston Creek Irrigation Company

OFFICE OF THE PRESIDENT
WESTON, IDAHO

OFFICE OF THE SECRETARY
FRANKLIN, IDAHO

Dec. 14, 1954

Reference: Permit No. R-886

Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho

Dear Mr. Kulp:

In accordance to your letter of December 13th I am enclosing a check for Five Dollars for the Certificate of Completion of Works.

Very truly yours,

George E. Mylroie

George E. Mylroie
Secretary

Encl. 1

RECEIVED
DEC 17 1954
Department of Reclamation

R-886

December 20, 1954

RE: PermitNo. R-886

Mr. George E. Mylroie, Secretary
Weston Creek Irrigation Company
Franklin, Idaho

Dear Mr. Mylroie:

We enclose Certificate of Completion of Works issued on Permit No. R-886 for the construction of a reservoir and the storage of 2,066 acre feet of water from Weston Creek with point of outlet in the NE¼SE¼ Section 15, Township 15 South, Range 37 East, B.M.

We also enclose departmental receipt No. 27113 for the $5.00 completion of works fee.

Very truly yours,

MARK R. KULP
State Reclamation Engin er
By

Chief Clerk

A:hll
Enc.

R-886

December 13, 1956

Re: Permit No. R-886

Weston Creek Irrigation Co.
Franklin, Idaho

Attention: Mr. George E. Mylroie, Secretary

Gentlemen:

In checking thru the Reservoir Permit Files, I find that you have not yet made your beneficial use proofs which were due April 15, 1956.

I am calling this to your attention because I imagine you have forgotten or overlooked the due date.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

ENH:ab

R-886

The Weston Creek Irrigation Company

OFFICE OF THE PRESIDENT
WESTON, IDAHO

OFFICE OF THE SECRETARY
FRANKLIN, IDAHO

Dec. 15, 1956

RECEIVED
DEC 20 1956
Department of Reclamation

Mr. E. N. Humphrey
Deputy State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Humphrey:

Thank you for writing me on December 13th about us making our beneficial use proofs, relative to Permit No. R-886.

I must say that I did not know that we have to make such a proof, and this is the first time that I have been notified about it.

Will you please advise me what to do in regards to this beneficial use proofs, and I shall be glad to take care of it. Probably there are some forms to fill out?

Yours very truly,

George E. Mylroie

George E. Mylroie
Secretary

R-886

December 21, 1956

Re: Permit No. R-886

George E. Mylroie, Secretary
The Weston Creek Irrigation Company
Franklin, Idaho

Dear Mr. Mylroie:

In your letter of December 15 you request information as to procedure for filing beneficial use proofs in connection with the permit captioned above.

Before these proofs are made the statutes require publication of a notice once a week for four weeks in a county newspaper. This notice should be made in duplicate on form 10 setting the time and place and naming the notary public before whom the proofs are to be made.

The proofs may be made at any place convenient for you and your two witnesses but the date must be set far enough ahead to allow for four weeks publication.

Both copies of form 10, together with form 11 which is your authorization for us to have a notice published at your expense in the designated county newspaper, are to be returned to this department. We shall then send a copy of the notice to the newspaper with instructions in regard to publishing and shall send you the forms of deposition to be executed by you and two disinterested witnesses in making these proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:mls
Encls: Forms 10 and 11

R-886

The Weston Creek Irrigation Company

OFFICE OF THE PRESIDENT
WESTON, IDAHO

OFFICE OF THE SECRETARY
FRANKLIN, IDAHO

Dec. 26, 1956

RECEIVED
DEC 27 1956
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho

Dear Mr. Kulp:

Enclosed you will find two copies of form 10 and 11 filled out.

I have set the date far enough ahead to allow for the publication and the travel time of the mails.

Yours very truly,

George E. Mylroie

George E. Mylroie
Secretary

R-886

January 7, 1957

RE: Permit No. R-886
Weston Creek Irrig. Co.

The Weston Creek Irrigation Company
c/o George E. Mylroie, Sec't'y
Franklin, Idaho

Gentlemen:

We acknowledge receipt of Notice in Proof of Beneficial Use on Permit No. R886 to be made February 16th, 1957, before P.M. Condie, Notary Public.

We shall send a copy of the Notice to the Preston Citizen with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set, you should appear before Mr. Condie, your Attorney and Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:vem
Encl.
cc. P.M. Condie
Franklin, Idaho

R-886

NOTICE FOR PUBLICATION

Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 11 A. M. on the 16th day of February, 1957, at Preston, County of Franklin, State of Idaho, before P. M. Condie, Notary Public, proof will be submitted of the application to beneficial use of 2066 A. F. of the waters of The Weston Creek in in accordance with the terms and conditions of Permit No. R886 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Weston, Idaho, for the Weston Creek Irrigation Company.

The use to which water has been applied is Irrigation.

The amount applied to beneficial use is 2066 acre ft.

The place where said water is used, Sec. 25 in T. 15S, R. 37 E. B. M.; Sec. 30, 31, 34 and 35 in T. 15S, R. 38 E. B. M.; Sec. 2, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 24 and 25 in T. 16S, R. 38 E. B. M.; Sec. 18, 19 and 30 in T. 16S, R. 39 E. B. M.; Sec. 33 in T. 15N, R. 1 W, Salt Lake Meridian and Sec. 4, 5, in T. 14, R. 1 W. S. L. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Water is diverted into the following canals:

Georgeson Ditch, Anker No. 1, Town Ditch, East Field, South Field & Norton Ditch.

The right to take water from such works is based upon Permit No. R 886.

The source of supply from which such water is diverted is The Weston Creek Reservoir, The Weston Creek, and tributaries and waters running into it.

The date of priority which said user is prepared to establish is May 1, 1868 and May 1, 1885. Also see item 509 Bear River Decree.

MARK R. KULP
State Reclamation Engineer
3-8c

1/10-7

R-886

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED
DEC 27 1956
Department of Reclamation

(Date) Dec. 26, 1956

(P. O.) Franklin, Idaho (This is address of Secretary, handling corres)

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

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

The Weston Creek Irrigation Company

George E. Mylroie
Secretary

(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.

E-886

Form 10

RECEIVED
DEC 27 1956
Department of Reclamation

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 A. M. on the 16th day of February, 19 57, at Preston, County of Franklin, State of Idaho, before P. M. Condie, Attorney At Law Notary Public, proof will be submitted of the application to beneficial use of ~~All Waters~~ 2066 A.F. cubic feet per second of the waters of The Weston Creek ~~and all tributaries~~ in accordance with the terms and conditions of Permit No. R 886 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Weston, Idaho for The Weston Creek Irrigation Company

The use to which said water has been applied is Irrigation, ~~domestic use,~~ storing and conveying

The amount applied to beneficial use is 2066 acre ft. ~~per annum (according to flow rate)~~

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) Sec. 25 in T. 15S, R. 37 E, B.M; Sec. 30, 31, 34 and 35 in T. 15 S, R. 38 E. B.M.; Sec. 2, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 24 and 25 in T. 16 S. R. 38 E. B. M.; Sec. 18, 19 and 30 in T. 16 S, R. 39 E, B. M; Sec. 33 in T. 15 N, R. 1 W, Salt Lake Meridan and Sec. 4, 5, in T. 14, R 1 W, S.L.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Water is diverted into the following canals; Georgeson Ditch, Anker No. 1, Town Ditch, East Field, South Field & Norton Ditch

The right to take water from such works is based upon Permit No. R 886

The source of supply from which such water is diverted is The Weston Creek Reservoir, The Weston Creek, and tributaries and waters running into it.

The date of priority which said user is prepared to establish is May 1, 1868 and May 1, 1885
Also see item 509 Bear River Decree.

MARK R. KULP
State Reclamation Engineer.

V

R-886

Sec. 30 - T3S - R6E - Uintah County, Utah

No new surface disturbance is associated with this application. Access will be over existing roads.

Ute RCEG R.F. - Natural Buttes Field
Uintah & Ext Western Counties
Pipeline Application
Supplemental Location Letter map

U-15-576

R-848

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

RE: Permit No. R-886

Date: January 7, 1957

Preston Citizen
Preston, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to February 16th, 1957 the date set for proof, the expense of the publication to be paid by the applicant, The Weston Creek Irrigation Company/ c/o George E. Mylroie, Sec't'y of Franklin 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, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

V

R-886

P. M. CONDIE
ATTORNEY-AT-LAW
PRESTON, IDAHO

LICENSED ABSTRACTER

RECEIVED
FEB 19 1957
Department of Reclamation

February 16, 1957.

Department of Reclamation,
Boise, Idaho.

Gentlemen:

I hand you herewith proof of application of water to a beneficial use. These forms are filled out to the best of our understanding. As you know this was an application for storage permit, and all that was done was to raise the old dam and put in new headgates; otherwise the water is diverted from the creek through the same canals as formerly used.

The Secretary is unable to find the date of priority, and I ask that you fill in that date as shown by your records. The date mentioned in the notice does not seem appropriate.

Very truly yours,

P. M. Condie

P-556

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Franklin }

Leland L. Chatterton, being duly sworn,

deposes and says:

That he is the Foreman of

THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho: that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston: that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for four consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement: that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with Jan. 17, 1957, and ending with the issue of Feb. 7, 1957.

Fees, $ 25.00

Subscribed and sworn to before me this 16 day of February, 1957.

P. M. Condie

Notary Public, Residing at Preston, Idaho

My Commission Expires Nov. 29, 1958.

RECEIVED
FEB 19 1957
Department of Reclamation

said user is prepared to establish is January 24, 1957.

MARK R. KULP
State Reclamation Engineer
52-3c

NOTICE FOR PUBLICATION

Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 11 A. M. on the 16th day of February, 1957, at Preston, County of Franklin, State of Idaho, before P. M. Condie, Notary Public, proof will be submitted of the application to beneficial use of 2066 A. F. of the waters of The Weston Creek in in accordance with the terms and conditions of Permit No. R886 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Weston, Idaho, for the Weston Creek Irrigation Company.

The use to which water has been applied is Irrigation.

The amount applied to beneficial use is 2066 acre ft.

The place where said water is used, Sec. 25 in T. 15S, R. 37 E. B. M.; Sec. 30, 31, 34 and 35 in T. 15S, R. 38 E. B. M.; Sec. 2, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 24 and 25 in T. 16S, R. 38 E. B. M.; Sec. 18, 19 and 30 in T. 16S, R. 39 E. B. M.; Sec. 33 in T. 15N, R. 1 W, Salt Lake Meridian and Sec. 4, 5, in T. 14, R. 1 W. S. L. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Water is diverted into the following canals:

Georgeson Ditch, Anker No. 1, Town Ditch, East Field, South Field & Norton Ditch.

The right to take water from such works is based upon Permit No. R 886.

The source of supply from which such water is diverted is The Weston Creek Reservoir, The Weston Creek, and tributaries and waters running into it.

The date of priority which said user is prepared to establish is May 1, 1868 and May 1, 1885. Also see item 509 Bear River Decree.

MARK R. KULP
State Reclamation Engineer
3-6c

R-886

Form 16.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
FEB 19 1957
Department of Reclamation

Permit No. R-886

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. George E. Mylroie, age 55 years, residence and post office address: Franklin, Franklin County, Idaho, occupation teacher.

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. The Weston Creek Irrigation Company, principal place of business is at Weston, Idaho, Vereen Bingham is statutory agent, Weston, Idaho. I am Secty

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

Ans. R-886

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

Ans. Water from Weston Creek and its tributaries is stored in the Weston Reservoir and diverted at a point S 31° 44' E. 3179 feet distant from SE. corner of Section 15, Twp. 15 South, Range 37 E. B. M. in Oneida County, Idaho.

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. The only work of diversion is a large headgate in the reservoir through which the stored water flows into Weston Creek and thence to the canals hereinbefore mentioned. The canals were not changed in any manner from their former condition.

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. The water isused for the irrigation of 6215 acres of land in Idaho and 656 acres of land in Utah, situated in Sections 30, 31, 34, and 35, in Twp. 15 South, Range 38 E. B. M., Section 25 in Twp. 15 South, Range 37 E. B. M., Sections 2, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 24, and 25 in Twp. 16 South, Range 38 E. B. M., Sections 16, 19, 20, in Twp. 16 South, Range 39 E. B. M., Section 33, Tp. 15 North, Range 1 West of Salt Lake Meridian, and Sections 4 and 5, Tp. 14 North, Range 1 West Salt Lake Meridian. This is cultivated land, and by irrigation thereof, profitable crops of hay, grain, sugar beets, potatoes and beans are raised.

Sec. 36?

R-886

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

Ans. .....

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

Ans. Fifteen cubic feet per second of time, but we do not have this amount ordinarily.

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. All of water stored in the reservoir is used every year and has been so used since the dam was originally made and since the dam was raised to store an increased amount. The dam was raised in 1953.

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. There is no other water than that which is stored in the reservoir except Weston Creek water which may be in excess of that stored. There is no other source of water.

Weston Creek Irrigation Co. was organized many years ago and was reorganized in 1950 as The Weston Creek Irrigation Company, the original company having failed to keep its charter good.

(Sign) George E. Myhrie

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 Preston, County of Franklin, State of Idaho, on this 16th day of February, A. D. 1957.

P. M. Bondie
Notary Public, Preston, Idaho.

My commission expires Nov. 29, 1958.

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
FEB 19 1957
Department of Reclamation

PERMIT NO. R 886

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. J. N. Larsen, age 84 years, residence and post office address: Preston, Idaho. Abstracter and Realtor.

Ques. 2. Are you acquainted with The Weston Creek Irrigation Company, the holder of Permit No. R886? How long have you known him and where does he reside?

Ans. Yes. For over twenty-five years. The principal place of business is at Weston, Idaho.

Ques. 3. Have you read or heard read said Permit No. R 886, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Source is The Weston Creek Reservoir, The Weston Creek, and tributaries and waters running into it. The water is diverted from reservoir into the Weston Creek, and from Weston Creek into the following named canals: ~~Georgeson Ditch, Anker No. Ditch, Team Ditch, East Field Ditch, South~~ Field Ditch, and Hotron Ditch, and carried through these various ditches to the lands of the stockholders. These ditches have been in use for a long time. The dam was raised and new diversion gates were installed.

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. Ditches will carry as much as twenty second feet; I have seen this much used in the high water season when the reservoir is full.

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. Land irrigated: Sections 30, 31, 34 and 35, in Twp. 15 S. Range 38 E. B. M. Section 25, in Twp. 15 South, Range 37 E. B. M. Sections 2, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 24, and 25 in Twp. 16 S. Range 38 E. B. M. Sections 18, 19, 20, in Twp. 16 South, Range 39 E. B. M. Section 34, Twp. 15 North, Range 1 W. Salt Lake Meridian. Section 4, and 5 in Twp. 14 North, Range 1 West, Salt Lake Meridian. This is cultivated land which produce valuable crops of grain, hay, sugar beets, potatoes and beans. Total acreage in Idaho 6215 and in Utah 565 acres, a total of 6871 acres.

R-886

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

Ans. _____

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. Irrigation. Character of land red clay and sandy loam soil. All of the water available is needed and more could be profitably used .

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. I have been in this section numerous times over the years and have seen the water flowing in these various ditches and being used in the production of crops. The stockholders are short of water and could use more than the amount they have.

(Signed) _____

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 Preston, County of Franklin, State of Idaho, on this 16 day of February, A. D. 19 57.

_____
Notary Public.

My commission expires Nov. 29, 1958.

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
Department of Reclamation

PERMIT NO R 886

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. Clec L. Swenson, age 52 years, residence and post office address: Preston, Idaho, occupation County Auditor.

Ques. 2. Are you acquainted with The Weston Creek Irrigation Company, the holder of Permit No. R 886? How long have you known him and where does he reside?

Ans. I have known this company for eight years, and its principal place of business is at Weston, Franklin County, Idaho.

Ques. 3. Have you read or heard read said Permit No. R 886, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Source is The Weston Creek Reservoir, The Weston Creek, and tributaries and waters running into it. The water is diverted from reservoir into Weston Creek, and from Weston Creek into the following named canals: Jefferson Ditch, Anker No. 1, Lown Ditch, East Field Ditch, South Field Ditch, and Merton Ditch, and carried through these various ditches to the lands of the stockholders. These ditches have been in use for a long period of time. New diversion gates were placed in old reservoir.

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.

Ques. 6. State for what purpose water is used and on 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. Lands irrigated: Sections 28, 30, 31, 34, and 35, in Twp. 15 South, Range 38 E. B. M., Section 25 in Twp. 15 South, Range 37 E. B. M. Sections 2, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 24, and 25 in Twp. 16 South, Range 38 E. B. M. Section 18, 19, 20, in Twp. 16 South, Range 39 E. B. M. Section 33, Township 15 North, Range 1 West of Salt Lake Meridian, and Sec. 4, 5 in Tp. 14 North, Range 1 West S. L. M. This is cultivated land. The lands produce valuable crops of hay, grain, sugar beets, potatoes, beans. Total acreage in Idaho 6215 and in Utah 656 acres, a total of *6871 acres.

E-886

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

Ans. _____

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. Irrigation. Character of land red clay and sandy loam soil. All of the water available is needed and more water could be profitably used.

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. I have been in this section on numerous occasions and have seen the water flowing in these various canals and being used in the production of crops. The stockholders are short of water and could use more profitably.

(Signed) [signature]

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 Preston, Idaho, County of Franklin, State of Idaho, on this 16 day of February, A. D. 19 57.

[signature]
Notary Public.

My commission expires Nov. 29, 1958.

February 21, 1957

RE: Permit No. R-886

Mr. P. M. Condie
Attorney-at-Law
Preston, Idaho

Dear Mr. Condie:

We acknowledge receipt of the depositions of Mr. Mylroie, the holder of the Permit and two witnesses, also affidavit of Publication in the Preston Citizen, all submitted in proof of Beneficial Use on Permit No. R-886.

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 Mr. Mylroie at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
cc: Mr. George E. Mylroie
Franklin, Idaho

R-886

March 29, 1957

Re: Permit No. R-886

Mr. George E. Mylroie
Franklin, Idaho

Dear Mr. Mylroie:

An inspection is required by law on any permit being brought to license in the State of Idaho.

I intend to make inspection in connection with your above captioned permit Thursday afternoon, April 11.

Perhaps you may contact me if you wish the evening before at the Johnson Hotel as I will be staying there a couple of three days.

Please be prepared to accompany me on the inspection.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey, Deputy
State Reclamation Engineer

ENH:ab

R-886

March 29, 1957

Re: Permit No. R-886

Mr. George E. Mylroie
Franklin, Idaho

Dear Mr. Mylroie:

An inspection is required by law on any permit being brought to license in the State of Idaho.

I intend to make inspection in connection with your above captioned permit Thursday afternoon, April 11.

Perhaps you may contact me if you wish the evening before at the Johnson Hotel as I will be staying there a couple of three days.

Please be prepared to accompany me on the inspection.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey, Deputy
State Reclamation Engineer

ENH:ab

R-886

April 16, 1957

Re: Permit No. R-886

Mr. George E. Mylroie
Secretary, Weston Creek Irrigation Co.
Franklin, Idaho

Dear Mr. Mylroie:

I stopped in Burley to see Mr. Young as I promised you.

Mr. Young was not in but the secretary told me that the map and information needed should all be in the F.H.A. office right there in Preston.

Mr. Webster Maughan
County Supervisor
F.H.A., Preston is the address.

Had I known there was an F.H.A. office in Preston I would have called there. But in as much as I did not, will you please call there and get or make a map of the district and copy the land list for same; also give the number of acres irrigated in each forty if that information is available.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

ENH:d

R-886

The Weston Creek Irrigation Co.

OFFICE OF THE SECRETARY

FRANKLIN, IDAHO

July 8, 1957

RECEIVED
JUL 9 1957
Department of Reclamation

Mr. Mark R. Culp
Commissioner of Reclamation
State House
Boise, Idaho

Dear Mr. Kulp:

Will you please send me a complete copy of Permit No. R 886 with a full description of all land under the reservoir?

Let me know what the charges are and I will mail you a check.

Yours very truly,

George E. Mylroie

George E. Mylroie
Secretary

L-886

July 10, 1957

Re: Permit No. R-886

The Western Creek Irrigation Company
Franklin, Idaho

Attention: George E. Mylroie, Secretary

Dear Mr. Mylroie:

In reply to your request of July 8, 1957, we are enclosing herewith a certified copy of Permit No. R-886 as of record in this department.

The fee for the certified copy of said Permit is $2.50, which you may remit to this department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

RWT:lw
Encls.

R-886

2/ Encl. & 2 Sec

The Weston Creek Irrigation Co.

OFFICE OF THE SECRETARY

FRANKLIN, IDAHO

RECEIVED
JUL 19 1957
Department of Reclamation

July 17, 1957

Mr. Roy W. Thompson
Department of Reclamation
State House
Boise, Idaho

Dear Sir:

Enclosed please find a check for $2.50 for the certified copy of Permit No. R-886, you recently sent me.

Yours very truly,

George E. Mylroie

George E. Mylroie
Secretary

R-886

July 19, 1957

RE: Permit No. R-886

Weston Creek Irrigation Company
Office of the Secretary
Franklin, Idaho

Dear Sir:

We acknowledge receipt of your check in the amount of $2.50 in payment of the fee for the certified copy of Permit No. R-886 which was mailed you on July 10, 1957.

We enclose departmental receipt No. 23694 for that fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
Encl. - 1 receipt

R-886

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

REPORT OF ENGINEER

PERMIT NO. R-886

REPORT ON PROOF OF Completion of Works

WESTON CREEK IRRIGATION COMPANY, Franklin, Idaho

2066 a-ft
which includes
[illegible]
right No 504
the Case of
Utah Power and Light Co. pltf.
vs
The Pond-Hansen Canal Company
Limited et al defendants.
in the
U.S. District Court [illegible]
Pocatello Division

Diff. 2066 a.

R-886

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. R-886

This proof is for Completion of Works In Water District No.

1. Name of applicant Weston Creek Irrigation Co., Franklin, Idaho

2. Source of water supply: Weston Creek.

3. Location of point of ~~diversion~~ outlet: Is in the NE¼ SE¼ of Section 15

T. 15 S. R. 37 E. County of Franklin

4. Describe works as they exist, giving dimensions and capacities of same: Dam is 252 yards long on top 20' wide. H=36' above the ~~front~~ of the outlet on the from side of the dam. 3:1 upstream and ½:1 down ~~stream.~~ Ustream very well rip-rapped. Spillway 40' wide 4' high and empties into a deep V-type spillway ditch, concrete lined. 5' wide in bottom 80 yards long with a fall of approximately 12'. Spillway gradually widens to 8' at the bottom. There are 9 dragon teeth to prevent the water from washing. Outlet structure is approximately 60 yards from the spillway on the upstream side of the dam. Structure is 7' by 7' by 6' high, galvanized. Outlet is approximately 18" by 18" square concrete. There is a guard over the outlet, size 4' by 4' by 4' high. 5/16 x 1½" steel bars on guards on top on three sides. Outlet 30" square and drop approximately 4'. There was a spring encountered when building this outlet and it is drained by a glazed tile line along the side of the pipe. There is a 1½ by 18" pipe approximately 8" out from and 12" back from the lower end of the outlet which drains this spring. It was flowing about 1/3" of water

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):

Lands within the boundaries of the Weston Creek Irrigation Company, located in Twps 15 South, Range 37 and 38 East, B. M. Twp. 16 South, Range 38 and 39 East, B.M. in Idaho; and Twp.s 14 and 15 North, Range 1 West, in Utah.

See the map

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

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

Remarks: The following men were on this inspection with me.

Myron Fonnsvenck
Dale McKay
Oscar Campbell
Carl Anderson

Mr. Fonnsvenck helped to construct this dam and came along to explain the structure.

Dam is 40' h.

This examination was made on the 1st day of Sept, 1954

(Signed) E. N. Humphreys, Examiner.

Allow 2066 acre feet

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

R-886

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
AUG 2 1957
Department of ... tion

Weston Creek Irrigation Co.
Franklin, Idaho

Permit No. R-886

Examination for Completion of works

County Franklin

15-15S.-37E.

Q = 2066.0 A.F.

S = Weston Creek

P.O. = NE.SE, Sec. 15, T.15S-R.37E.

Use = Irrigation

Priority = Jan. 28, 1952

Date = April 15, 1956.

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

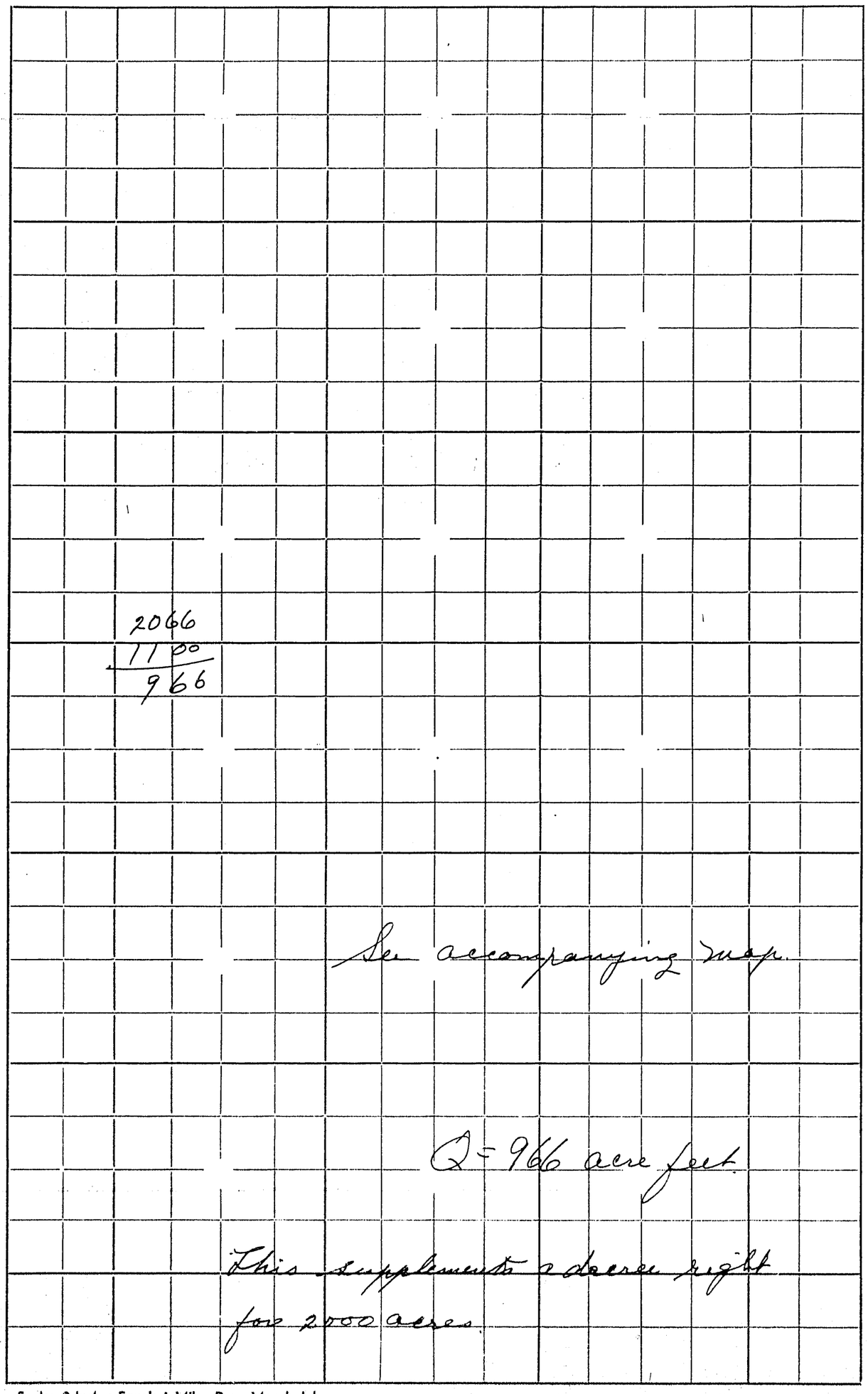
REPORT OF ENGINEER

PERMIT NO. R-886

REPORT ON PROOF OF Beneficial Use

George E. Mylroie, Franklin, Idaho

R-886



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. R-886

This proof is for Beneficial Use In Water District No.

1. Name of applicant George E. Mylroie

2. Source of water supply: Water from Weston Creek and its tributaries is stored in Weston Reservoir.

3. Location of point of diversion: Is in the of Section 15

T. 15 S. R. 37 E., B.M. County of Oneida

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

5. Water is used for: Irrigation

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

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):

6215 acres of land in Idaho and 656 acres of land in Utah, situated in Sections 30, 31, 34 and 35, in Twp. 15 South, Range 38 E., B.M. Section 25 in Twp. 15 S., Rge. 37 E., B.M., Sections 2, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 24 and 25 in Twp. 16 S., Rge. 38 E., B.M., Sections 18, 19, 20 in Twp. 16 S., Rge. 39 E., B.M., Section 33, Twp. 15 North, Rge. 1 W., Salt Lake Meridian, and Sections 4 and 5, Twp. 14 N., Rge. 1 W., Salt Lake Meridian.

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

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

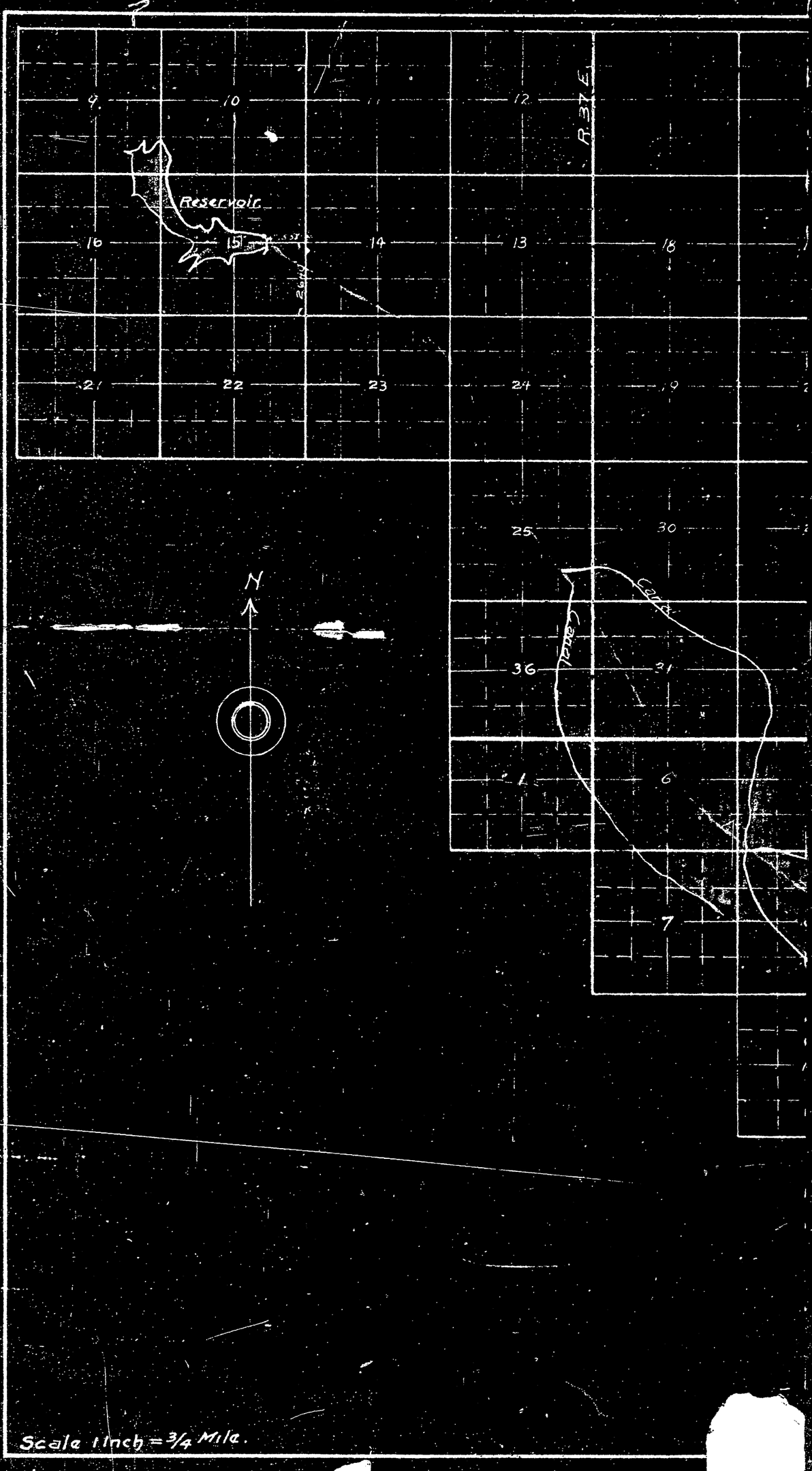
Remarks:

This examination was made on the 2 day of August, 1957

(Signed) E. M. Humphreys Examiner.

R-886

Name of Applicant Weston Creek Irrigation Company. Weston, Idaho.



R 38 E.
R 39 E.
TWP 15 S
TWP 16 S
R 8 E
UTAH
WESTON
Canal
Canal

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JUL 3 1 1957
Department of Reclamation

R #886

Map of land under The Weston Creek Irrigation System

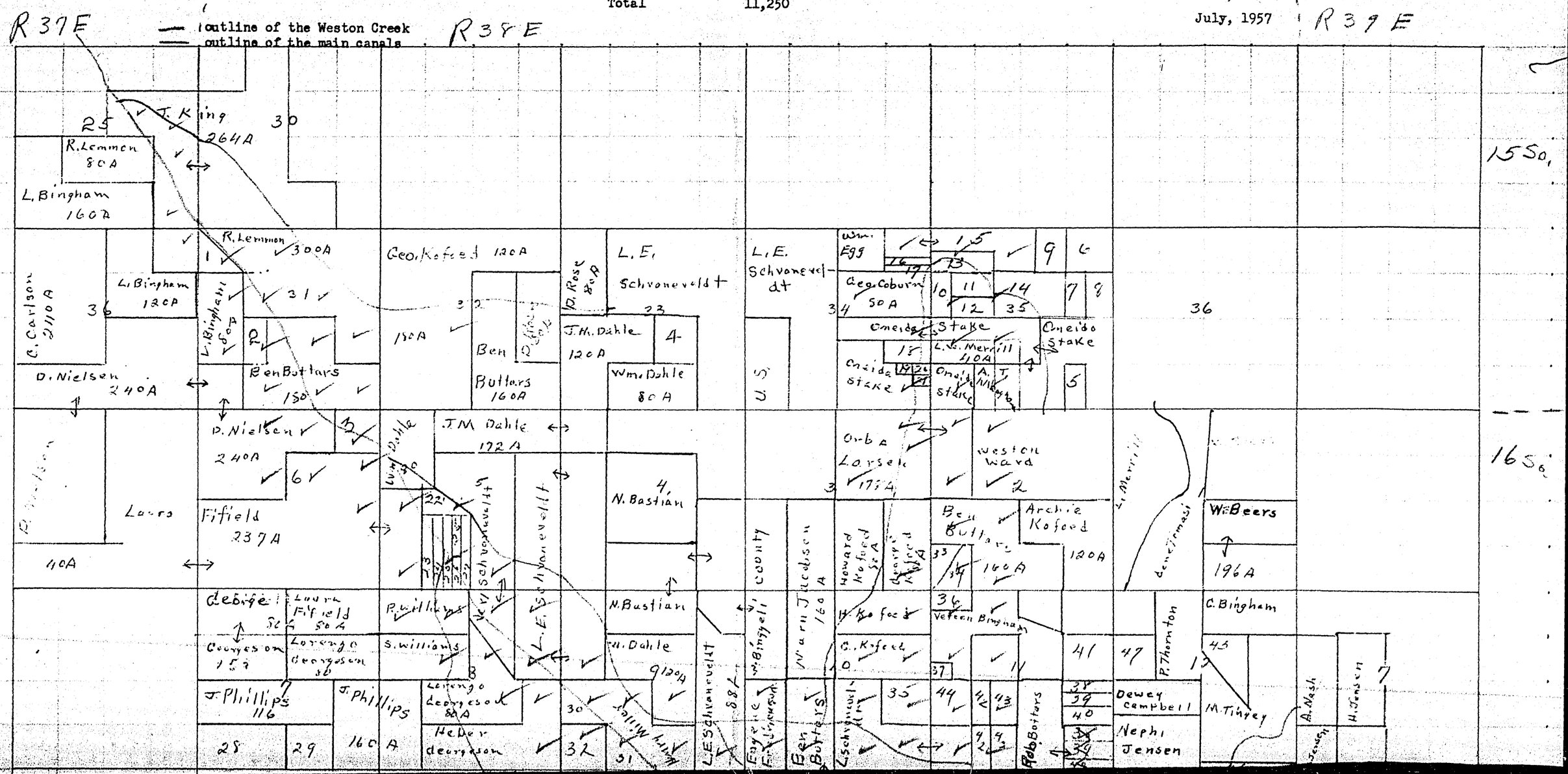
Including land that could be irrigated if there was enough snow to fill the reservoir.

The Reservoir is located in Oneida County, Township 15 S. R. 37 E. B. M. Section 15. The outlet is about ½ mile inside Oneida County. In a number of instances the channel of the Weston Creek is used as a canal where water is allowed to enter and is diverted from it at different points. Only the main canals are outlined in green; and the ditches branching off to the various farms are not included.

Total acreage irrigated in Idaho is 6678
Utah 590
Total 7268

Acreage that could be irrigated if water was available
In Idaho 10,310
Utah 940
Total 11,250

July, 1957



1. R. Coburn
2. Atkinson
3. R. Lemmon
4. Geo. Kofoed
5. Earl Coburn
6. E. Malan
7. Le Roy Jones
8. Earl Coburn
9. John Schwartz
10. Geo. Coburn
11. John Schwartz
12. Geo. Coburn
13. John Schwartz
14. Alvin Maughan
15. Godfrey Schwartz
16. J. Archibald
17. John Schwartz
18. Jas. Davidson
19. Earl Lloyd
20. Le Roy Jones
21. Earl Lloyd
22. Wm. Dahle
23. Geo. Georgeson
24. S. Williams
25. R. Williams
26. George Georgeson
27. Erastus Schvaneveldt
28. Delbert Schvaneveldt
29. L. Neuenswander
30. John Binggeli
31. " "
32. George Georgeson
33. A. Maughan
34. John Binggeli
35. Oscar Campbell
36. Archie Kofoed
37. L. Schvaneveldt
38. Henry Miller
39. Arnold Pearson
40. Ruben Buttars
41. A. Neuenswander
42. S. Maughan
43. Sarah Kofoed
44. L. Schvaneveldt
45. Niels Bastian
46. H. Rasmussen
47. R. Hohnson
48. Earl Anderson
49. J. Fonnesbeck
50. Earl Anderson
51. F. Nielson
52. P. Maughan
53. H. Rasmussen
54. County
55. A. Jensen
56. Nephi Jensen
57. H. Davis
58. M. Olsen
59. A. T. Maughan
60A. A. L. Bambrough
61. V. Buxton
62. G. Bingham
63. Ray Bingham
64. Eldon Leavitt
65. Marion Trosseth

UI Idaho state line

Utah

R 1W

T 15 N

T 14 N

R-886

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15S	37E	25			5	15									30			25	75
15S	37E	36	5																5
15S	38E	31			4		30	39	35	36	40	32		25	20	20	40	40	361
15S	38E	32									8								8
15S	38E	34	15		25										35			35	110
15S	38E	35					40	40	40	40	40	40	40	40					320
16S	38E	2					10	10	40	40	40	32	38	40					250
16S	38E	3	6			10											25	35	76
16S	38E	5									15	25	20	35			5		100
16S	38E	6	10	10	25	40	4			2					20				111
16S	38E	8	10	35	40	36	40	8		20					40	22		32	283
16S	38E	9							20		30	40	40	40		3	30	30	233
16S	38E.	10	40	40	40	40					10	5	40	40	40	40	40	40	415
16S	38E	11					40	40	40	40	40	40	40	40					320
16S	38E	13	40	30	30	40					40	40	5	25	40	40	40	40	410
16S	38E	14	40	40	40	40	40	40	40	40	30	40	15	2	40	35	5	7	494
16S	38E	15	40	40	40	40	40	40	35	40	20	2			35	30		5	407
16S	38E	16	40	40	40	35	40	30	30	40	40	30	5	25	20	40	35	5	495
16S	38E	17	5																5
16S	38E	24	40	20	35	40					15			35	40	40	40	40	345
16S	38E	25	40	40	40	40	40	10	25	40	40	30	30	40	40	40	40	40	575
16S	39E	18					40	40	40	40	40	40	40	40	40	40	40	40	480
16S	39E	19					40	40	40	40	40	40	40	40	40	40	40	40	480
16S	39E	30					40	40	40	40	40	40	40	40					320
Total Acres in Idaho																			6678
									Acres in Utah										
15N	R1W	33			15	15			10	15	40	30	15	40	40	40	40	40	340
14N	R1W	4					40	15	35	40		40							170
14N	R1W	5													40			40	80
Total Acres in Utah																			590

Total Number of Acres to be Irrigated 2,926

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No.....

Permit No.....

District No.....

1. Name of applicant: .....

Post office address .....County ..... State .....

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: ..... cubic feet per second

3. Source of water supply: .....

which is tributary of .....

4. Location of point of diversion: ..... feet distant from the ..... corner

of Section ....., T..... R....., B. M., and is in the .....

of Section ....., T..... R....., B. M., County of .....

5. Water is to be used for: .....

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: $.....

8. Kind of works: .....

(Reservoir, dam, ditch, flume, pipe, etc.)

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

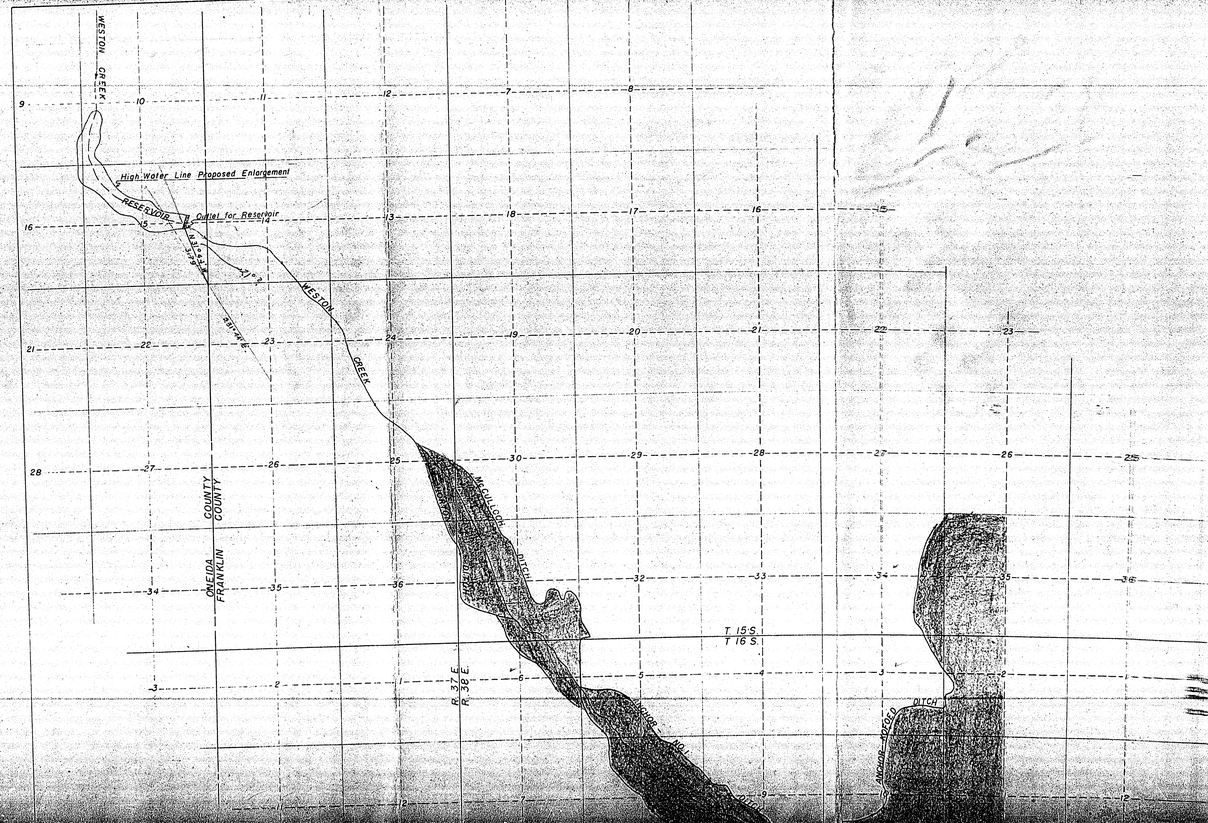
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

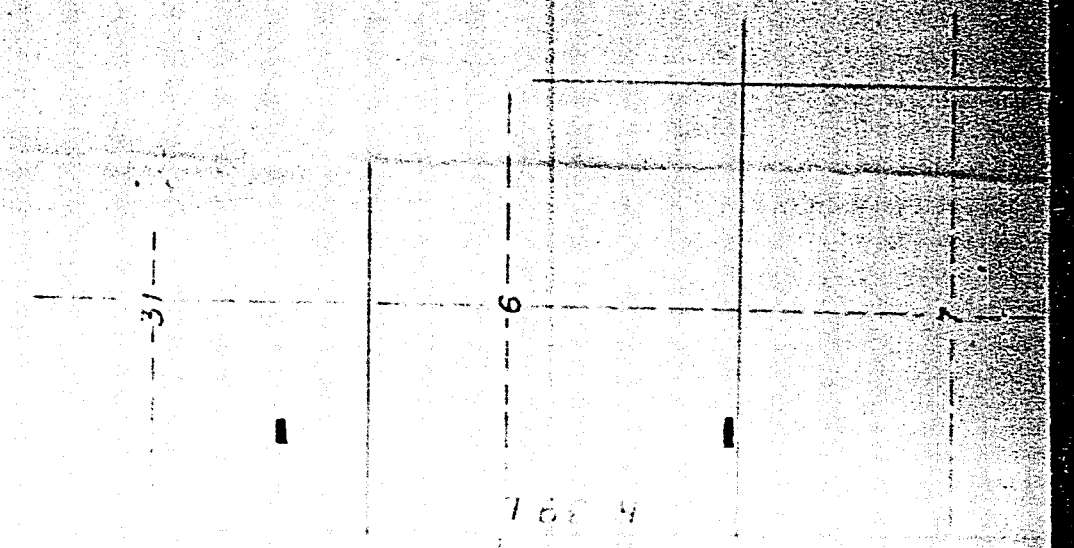
feet; material used in dam .....

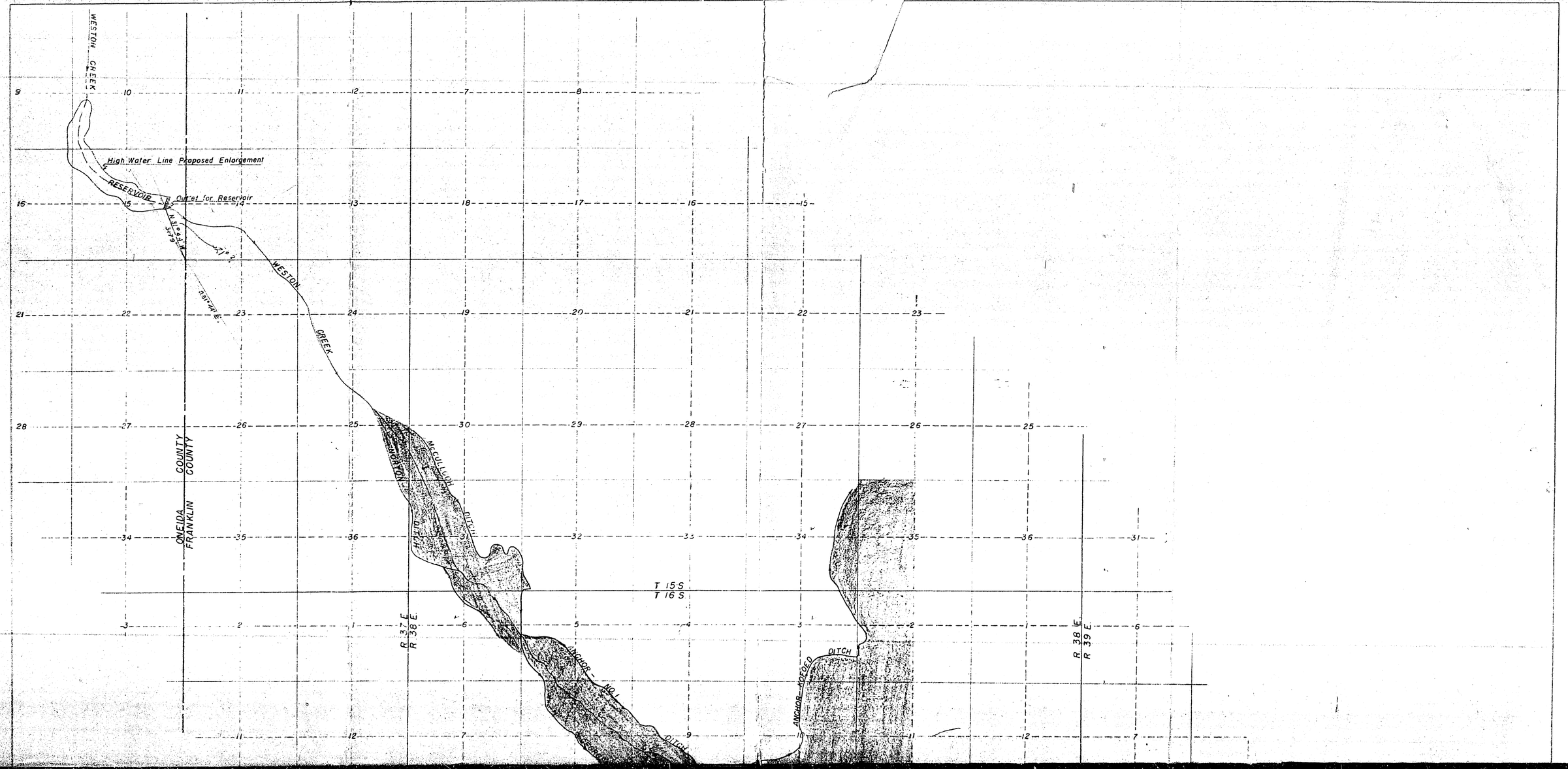
10. Size of headgate: Width ..... feet; Height ..... feet.

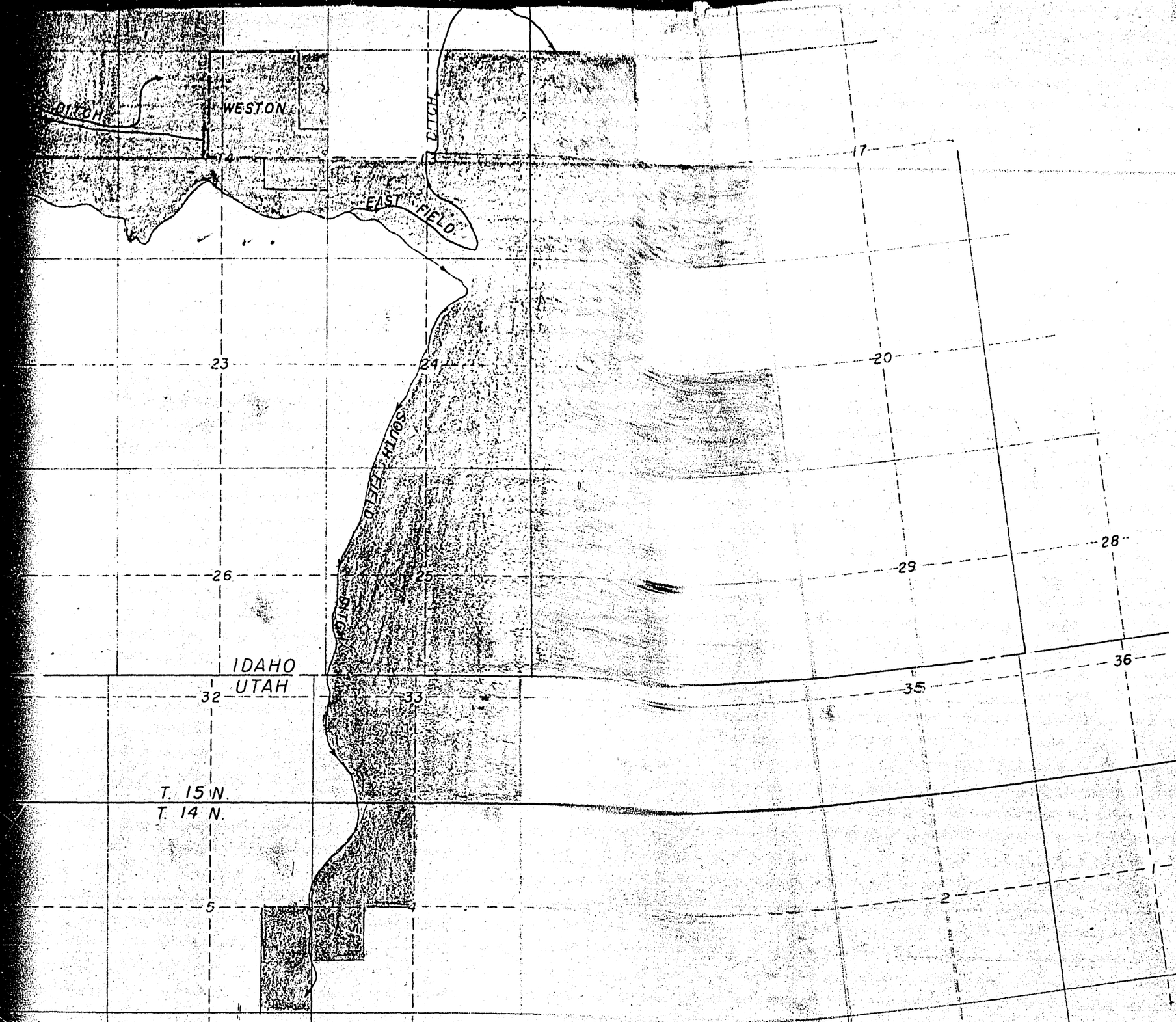
11. Ditch: Width at bottom ..... feet; Width at water line ..... feet; Depth of water ..... feet;

Dimensions of flume .....; Diameter of pipe ..... inches;


WESTON CREEK
High Water Line Proposed Enlargement
RESERVOIR
Outlet for Reservoir
MESTON CREEK
ONEIDA COUNTY
FRANKLIN COUNTY
T 15 S
T 16 S.
R 37 E
R 38 E


31
6
7


WESTON CREEK
High Water Line Proposed Enlargement
RESERVOIR
Outlet for Reservoir
N 44° E 6.5 Ch.
N 1° E
WESTON CREEK
McCULLOUGH DITCH
ONEIDA COUNTY
FRANKLIN COUNTY
T 15 S
T 16 S
R 37 E
R 38 E.
R 38 E.
R 39 E.
ANCHOR-HOFOLD DITCH
ANCHOR-HOFOLD DITCH



Permit Map No. R.
As Approved
APR 15 1952
MARK R. KULP
State Reclamation Engineer

1268 AC.

To Accompany the Application for Enlargement

LOCATION MAP
WESTON CREEK IRRIGATION
WESTON, IDAHO
SCALE

IRRIGATED LAND ... A

P.D. description wrong. - Acc. records show:
N. 31°44'W. 3179' from SE. Cor. Sec. 15. That would place P.E. either in NE.SE. or NW.SE. Sec. 15, depending on accuracy of survey.
The proof places the P.D. in Sec. 23 since:
S. 31°44'E from SE. Cor. of Sec. 15, places P.E. in NE.NW., Sec. 23.
Typographical error in land list —
Sec. 30, T. 15 S. - R. 38 E. not on original land list.

No National Seal on proofs -
delayed proof

[illegible]

[illegible]

June [illegible], 1956.

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
AUG 2 1957
Department of Reclamation

George E. Mylroie
Franklin, Idaho

Permit No. R-886
2213-71
Examination for Beneficial Use
Bingham 3613
County Franklin
15-15S.-37E.
Q= 2.06 Acre feet.
S= Weston Cr.
NW NE SE Sec. 15, T 15S-R 37E.

Weston Cr. Irrig. Co.

Use Irrigation

Wrote Mylroie

Visited Jan. 28, 1952
Use as filed 6, 1926

The Weston Creek Irrigation Co.

OFFICE OF THE SECRETARY

FRANKLIN, IDAHO

RECEIVED
JUL 31 1957
Department of Reclamation

July 30, 1957

Mr. Humphrey
Asst. Engineer
Idaho State Reclamation
Boise, Idaho

Dear Mr. Humphrey:

Under separate cover I am mailing to you a map of the irrigatable land under the Weston Creek Irrigation Company reservoir. The plats of land are all laid out with the names on and a key for some that were too small to write in the names of the owner.

I hope that this will answer for what you had in mind to complete the Beneficial Proof.

Yours very truly,

George E. Mylroie

George E. Mylroie
Secretary

R-886

August 15, 1957

Re: Permit No. R-886
Weston Creek Irrigation Co.

Mr. George E. Nylroie, Secretary
The Weston Creek Irrigation Co.
Franklin, Idaho

Dear Mr. Nylroie:

Enclosed is the License and Certificate of Water Right issued to The Weston Creek Irrigation Company under Permit No. R-886 confirming the right with a priority of November 29, 1952, to their right to store and use 966 acre feet per annum of the waters of Weston Creek for irrigation of the lands irrigated under The Weston Creek Irrigation Company's Water Rights, with the point of diversion in the NE¼SE¼ of Section 15, Township 15 South, Range 37 East, B.M.

There is no fee for this license as it is issued as a supplemental right to a decreed right; Sec. 42-221, Idaho Code.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

R-886

a certain permit heretofore issued by the Reclamation Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is The Weston Creek Irrigation Company

2. The postoffice address of such person or principal place of business of such corporation is Box 21, Franklin, State of Idaho.

3. The number of such permit is R-886, and the date set for the completion of such work is April 17, 1954.

4. Said water is to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of storing and conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 2066 acre ft. per annum.

6. The amount of lands for which said water is available is 6678 acres, particularly described as follows:

TWP. 15S, R. 37 E. Sec. 25. 28; R. 38 E. Sec. 31, 32, 34, 35

TWP. 16S, R. 38 E. Sec. 2, 3, 5. 6, 8, 9, 10, 11, 13, 14, 15, 16. 17, 24, 25 R. 39 E. Sec. 18. 19, 30 (In Idaho)

UTAH: TWP. 15 N. R 1 W. Sec. 33

14 N. R 1 W. Sec. 4, 5

(590 Acres)

MARK R. KULP
State Reclamation Engineer
12-15c

R-886

NOTICE FOR PUBLICATION

Notice is hereby given that on the 17th day of April, A. D. 1954, at Preston, County of Franklin, State of Idaho, before me, notary public, proof will be submitted of the completion of works for the storage and diversion of 2066 acre ft. per annum of the waters of Weston Creek in accordance with the terms and conditions

NOTICE OF TIME SET FOR PROVING WILL AND HEARING APPLICATION FOR LETTERS.

In The Probate Court of Franklin County, State of Idaho.

In the Matter of the Estate of EMMA BAKER, Deceased.

Notice is hereby given that the will of Emma Baker, deceased, and for

NOTICE FOR PUBLICATION

Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 11 A. M. on the 16th day of February, 1957, at Preston, County of Franklin, State of Idaho, before P. M. Condie, Notary Public, proof will be submitted of the application to beneficial use of 2066 A. F. of the waters of The Weston Creek in in accordance with the terms and conditions of Permit No. R886 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Weston, Idaho, for the Weston Creek Irrigation Company.

The use to which water has been applied is Irrigation.

The amount applied to beneficial use is 2066 acre ft.

The place where said water is used Sec. 25 in T. 15S, R. 37 E. B. M.; Sec. 30, 31, 34 and 35 in T. 15S, R. 38 E. B. M.; Sec. 2, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 24 and 25 in T. 16S, R. 38 E. B. M.; Sec. 18, 19 and 30 in T. 16S, R. 39 E. B. M.; Sec. 33 in T. 15N, R. 1 W, Salt Lake Meridian and Sec. 4, 5, in T. 14, R. 1 W. S. L. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Water is diverted into the following canals:

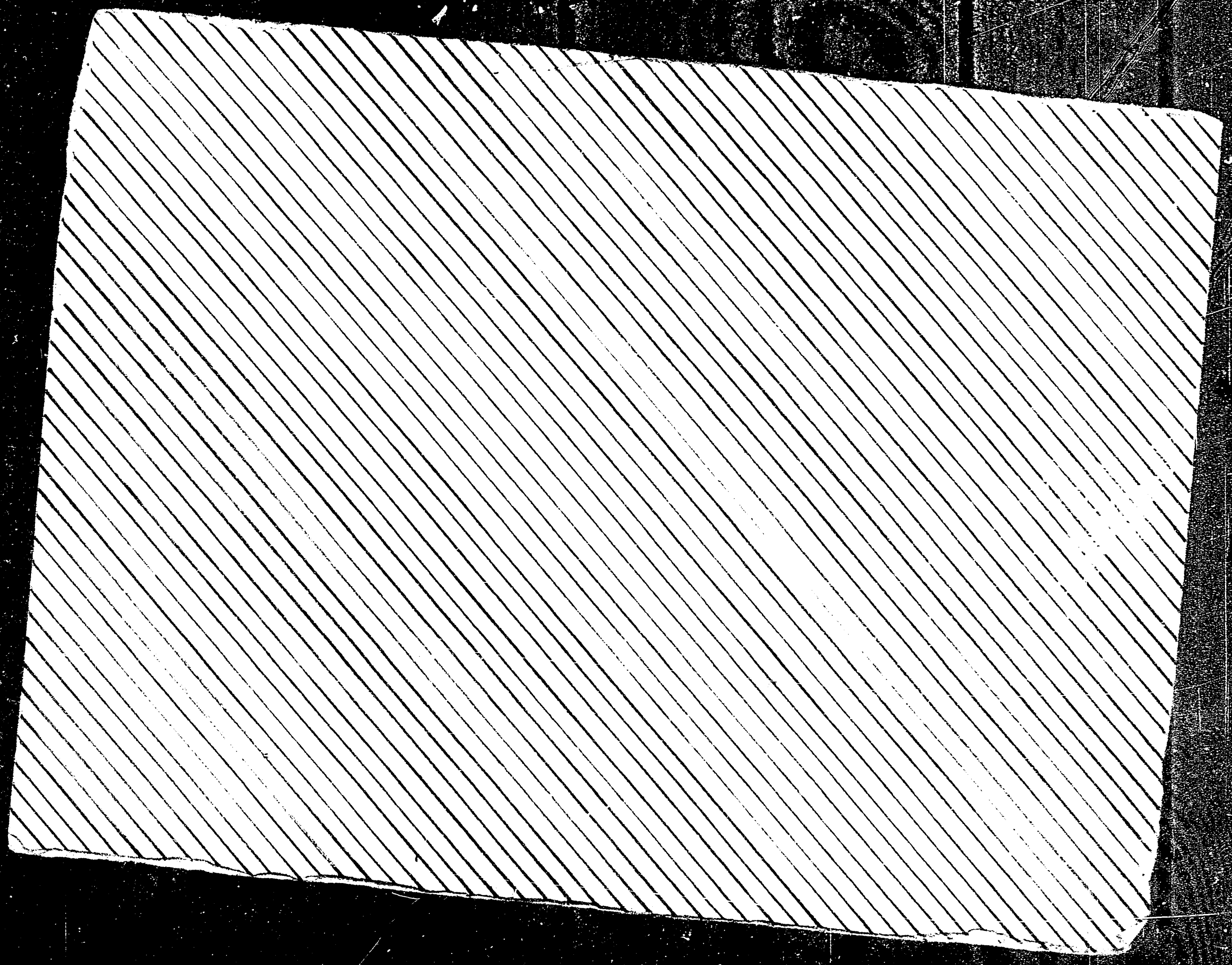
Georgeson Ditch, Anker No. 1, Town Ditch, East Field, South Field & Norton Ditch.

The right to take water from such works is based upon Permit No. R 886.

The source of supply from which such water is diverted is The Weston Creek Reservoir, The Weston Creek, and tributaries and waters running into it.

The date of priority which said users claim to establish

MAR 5 1957
State Reclamation Engineer
KULP
Bear
3-6c



R-886

APPLICATION FOR PERMIT

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

Application No. R 30316
Permit No. R 886

1. Name of Applicant: THE WESTON CREEK IRRIGATION CO.

Postoffice address: Weston County Franklin State Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation June 5,1950-Weston,Ida. (b) Amount of Capital Stock: $ 33,960.75

(c) Amount paid in: $ 33,960.75 (d) Names and addresses of directors: Clarence Neeley,Cornish,Utah; Myrl Dahle, Weston, Idaho; Richard Lemmon, Weston; Olyde Mielsom, Weston; Joseph Binggeli, Weston; and Delbert Schvaneveldt, Weston.

II. The financial resources of the corporation are:

(a) Cash on hand: $ 412.05 (b) Treasury Stock: $

(c) Bonds to be issued: $ (d) Other resources:

2. Quantity of water to be stored: 2066 acre feet per annum.

3. Source of water supply is Weston Creek (Creek) (River) (Spring), a tributary of Bear River River.

4. The outlet of the proposed reservoir is located N.31°44'W/3179 (bearing) feet, distant from the S. E. corner of Section 15, Township 15 S., Range 37 E., B. M. and is in the NE ¼ of SE ¼ of Section 15, Township 15 S., Range 37 E., B. M. County of Oneida

5. Fill out either (a) or (b).

(a) The reservoir is located in the channel of Weston Creek (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 ¼ of ¼ 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 112.20 acres.

(b) The reservoir capacity is 2066 acre feet.

7. Height of reservoir dam 45 feet, length at top 700 feet, length at bottom 350 feet, size of outlet 2 feet by 2 feet. The dam is to be constructed of materials as follows: Rolled earth

(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 acqueduct, thence to land to be irrigated without commingling with natural flow of Weston Creek (Creek) (River) ? No

(b) Water stored in reservoir will be carried in the channel of Weston Creek (Creek,) (River,) a distance of 3 ½ miles to point of diversion located S. 43 30' W. 2405 (bearing) feet, distant from the N. E. corner of Section 25 Township 15 S., Range 37 E., B. M., and in the ¼ of ¼ of Section, Township, Range B. M.

9. Amount of water claimed from All (Creek) (River) (Spring) in addition to that stored in reservoir 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 ¼ of ¼ 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 ¼ of ¼ 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: Diversion headgates
(Dam, canal, flume, pipe, etc.)

14. Height of diversion dam: 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 4 feet, Height 4 feet.

16. Diversion Canal: Width at bottom 4 feet, width at water line 8 feet, depth of water 2 feet, Dimensions of Flume
Diameter of Pipe inches; Length of Conduit miles. Average grade per mile feet.

17. Estimated cost of Works: Storage Works: $ 51,000.00 Diversion Works: $ Complete

18. Time required for completion of work Two (2) years.

19. Time required for complete application of water to proposed beneficial use is Two (2) years.

20. The land to be irrigated is described in the following tabulation:

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

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15S	37E	25			5	15									30			25	75
15S	37E	36	5																5
15S	38E	31			4		30	39	35	36	40	32		25	20	20	40	40	361
15S	38E	32									8								8
15S	38E	34	15		25										35			35	110
15S	38E	35					40	40	40	40	40	40	40	40					320
16S	38E	2					10	10	40	40	40	32	38	40					250
16S	38E	3	6			10											25	35	76
16S	38E	5									15	25	20	35			5		100
16S	38E	6	10	10	25	40	4			2					20				111
16S	38E	8	10	35	40	36	40	8		20					40	22		32	283
16S	38E	9							20		30	40	40	40		3	30	30	233
16S	38E.	10	40	40	40	40					10	5	40	40	40	40	40	40	415
16S	38E	11					40	40	40	40	40	40	40	40					320
16S	38E	13	40	30	30	40					40	40	5	25	40	40	40	40	410
16S	38E	14	40	40	40	40	40	40	40	40	30	40	15	2	40	35	5	7	494
16S	38E	15	40	40	40	40	40	40	35	40	20	2			35	30		5	407
16S	38E	16	40	40	40	35	40	30	30	40	40	30	5	25	20	40	35	5	495
16S	36E	17	5																5
16S	38E	24	40	20	35	40					15			35	40	40	40	40	345
16S	38E	25	40	40	40	40	40	10	25	40	40	30	30	40	40	40	40	40	575
16S	39E	18					40	40	40	40	40	40	40	40	40	40	40	40	480
16S	39E	19					40	40	40	40	40	40	40	40	40	40	40	40	480
16S	39E	30					40	40	40	40	40	40	40	40					320
Total Acres in Idaho																			6678
Acres in Utah																			
15N	R1W	33			15	15			10	15	40	30	15	40	40	40	40	40	340
14N	R1W	4					40	15	35	40		40							170
14N	R1W	5													40			40	80
Total Acres in Utah																			590

Totals

Remarks: raise the

BE IT KN
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Date of fir
Returned t
Corrected

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Bond in th
Work to b
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The whole
Beneficial
Witness m

Total Number of Acres to be Irrigated.....

13. Kind of diversion works: Diversion headgates
(Dam, canal, flume, pipe, etc.)

14. Height of diversion dam: 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 4 feet, Height 4 feet

16. Divi

Dimensions of flume ; Diameter of pipe inches;

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

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

17. Esti

18. Tim

feet; material used in dam

9. Height of dam feet; length of dam at top feet; length of dam at bottom
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

19. Tim

8. Kind of works: (Reservoir, dam, ditch, flume, pipe, etc.)

20. The

7. Estimated cost of works: $

of Section , T. , R. , B. M.

Twp. Totals

distant from the corner of Section , T. , R. , B. M., in the

(c) Water is to be returned to at a point feet

(b) Amount of power generated: H. P., under feet head.

T. , R. , B. M., in the of Section , T. , R. , B. M.

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

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

5. Water is to be used for:

of Section , T. , R. , B. M., and is in the

4. Location of point of diversion: feet distant from the corner which is tributary of

3. Source of water supply:

2. Quantity of water claimed: cubic feet per second

(d) Other resources:

(b) Treasury stock: (c) Bonds to be issued:

Total Number of Acres to be Irrigated

Remarks: We have a storage redervoir at the present time, but it is inadequate for our needs, and we plan to raise the reservoir 12 feet which will increase the water storage from 1087.3 Acre feet to 2066.1 acre feet.

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

THE WESTON CREEK IRRIGATION COMPANY Applicant.

By George B. Wylroie Agent.
Sec.

Date of first receipt at office of Commissioner of Reclamation 1:45 P.M. Jan.28,1952
Returned to applicant for correction March 31, 1952
Corrected application received April 10, 1952

STATE RECLAMATION ENGINEER
COMMISSIONER OF RECLAMATION

APPROVAL OF

The number of this permit is R 886

Recorded in book R 3 , page 886 Approved April 15, 1952

This is to certify that I have examined the within application for a permit to construct a reservoir and store and 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 June 15, 1952 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 April 15, 1953

The whole of said work to be completed on or before April 15, 1954

Beneficial use of water stored in accordance herewith, to be made on or before April 15, 1956

Witness my hand this 15th day of April , 1952

MARK R. KULP
Commissioner of Reclamation
State Reclamation Engineer

R- 886

IN TESTIMONY WHEREOF, We, LEN JORDAN, 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 15th day of April, 1952.

(SEAL)

Countersigned:
By IRA H. MASTERS
Secretary of State.

STATE OF IDAHO
By LEN JORDAN
Governor

PERMIT NO. R-886
CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Weston Creek Irrigation Company of Franklin, County of Franklin and State of Idaho, the holder of Permit No. R-886, issued upon Application No. R-30316, bearing date of priority of January 28, 1952, authorizing the construction of a reservoir, with the right to appropriate and store 2,066 acre feet per annum of the waters of Weston Creek, a tributary of Bear River in the county of Oneida, 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 2066 acre feet per annum, which includes the capacity under right No. 509 in the case of Utah Power and Light Company, Plaintiff vs. The Last Chance Canal Company, Ltd., et al, Defendants, in the U. S. District Court for Idaho, Eastern Division, 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 NE¼ of the SE¼ of Section 15, Township 15 South, Range 37 East B.M., and the place of use, or the lands proposed to be irrigated by the use of said water, are describedas follows, to-wit:

Lands within the boundaries of the Weston Creek Irrigation Company, located in Twps. 15 South, Range 37 and 38 East, B.M. Twp. 16 South, Range 38 and 39 East, B.M. in Idaho; and Twps. 14 and 15 North, Range 1 West, in Utah.

Witness my hand this 20th day of December, 1954.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made April 17, 1954
Certificate of Completion of Works issued December 20, 1954

LICENSE ISSUED FOR 966 ~~acre~~ ft.
Page 6070

R-886

APPLICATION FOR PERMIT

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

Application No. R 30316
Permit No. R 886

1. Name of Applicant: THE WESTON CREEK IRRIGATION CO.

Postoffice address: Weston County Franklin State Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation June 5,1950-Weston,Ida. (b) Amount of Capital Stock: $ 33,960.75

(c) Amount paid in: $ 33,960.75 (d) Names and addresses of directors: Clarence Neeley,Cornish,Utah; Myrl Dahle, Weston, Idaho; Richard Lemmon, Weston; Clyde Mielsom, Weston; Joseph Binggeli, Weston; and Delbert Schvaneveldt, Weston.

II. The financial resources of the corporation are:

(a) Cash on hand: $ 412.05 (b) Treasury Stock: $

(c) Bonds to be issued: $ (d) Other resources:

2. Quantity of water to be stored: 2066 acre feet per annum.

3. Source of water supply is Weston Creek (Creek) (River) (Spring), a tributary of Bear River River.

4. The outlet of the proposed reservoir is located N.31°44'W/ 3179 feet, distant from the S. E. corner of Section 15 , Township 15 S. , (bearing)
Range 37 E. , B. M. and is in the NE ¼ of SE ¼ of Section 15 , Township 15 S. , Range 37 E. , B. M. County of Oneida

5. Fill out either (a) or (b).

(a) The reservoir is located in the channel of Weston Creek (Creek) (River).

(b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located feet distant from (bearing)
the corner of Section , Township , Range , B. M., and is in the ¼ of ¼ 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 112.20 acres.

(b) The reservoir capacity is 2066 acre feet.

7. Height of reservoir dam 45 feet, length at top 700 feet, length at bottom 350 feet. size of outlet 2 feet
by 2 feet. The dam is to be constructed of materials as follows: Rolled earth

(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 acqueduct, thence to land to be irrigated without commingling with natural flow of
Weston Creek (Creek) (River) ? No

(b) Water stored in reservoir will be carried in the channel of Weston Creek (Creek,) (River,) a distance
of 3 ½ miles to point of diversion located S. 43 30' W. 2405 feet, distant from the N. E. corner of Section (bearing)
25 Township 15 S. , Range 37 E. , B. M., and in the ¼ of ¼ of Section , Township , Range
B. M.

9. Amount of water claimed from All (Creek) (River) (Spring) in addition to that
stored in reservoir 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 ¼ of ¼ 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 ¼ of ¼ 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: Diversion headgates
(Dam, canal, flume, pipe, etc.)

14. Height of diversion dam: 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 4 feet, Height 1

16. Dive ; Diameter of pipe inches;
Dimensions of flume

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

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

feet; material used in dam

18. Tim
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

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

19. Tim

8. Kind of works:
(Reservoir, dam, ditch, flume, pipe, etc.)

20. The

7. Estimated cost of works: $

of Section , T. , R. , B. M.

Twp. Totals

distant from the corner of Section , T. , R. , B. M., in the

(c) Water is to be returned to at a point feet

(b) Amount of power generated: H. P., under feet head.

T. , R. , B. M., in the of Section , T. , R. , B. M.

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

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

5. Water is to be used for:

of Section , T. , R. , B. M., County of

of Section , T. , R. , B. M., and is in the

4. Location of point of diversion: feet distant from the corner

which is tributary of

3. Source of water supply:

(b) Treasury stock: (c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: cubic feet per second

3. Source of water supply:

Total Number of Acres to be Irrigated

Remarks: We have a storage redervoir at the present time, but it is inadequate for our needs, and we plan to raise the reservoir 12 feet which will increase the water storage from 1087.3 Acre feet to 2066.1 acre feet.

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

THE WESTON CREEK IRRIGATION COMPANY Applicant.

By George B. Kylroie Agent.
Sec.

Date of first receipt at office of Commissioner of Reclamation 1:45 P.M. Jan. 28, 1952

Returned to applicant for correction March 31, 1952

Corrected application received April 10, 1952

STATE RECLAMATION ENGINEER

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is R 886

Recorded in book R 3 , page 886 Approved April 15, 1952

This is to certify that I have examined the within application for a permit to construct a reservoir and store and 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 June 15, 1952 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 April 15, 1953

The whole of said work to be completed on or before April 15, 1954

Beneficial use of water stored in accordance herewith, to be made on or before April 15, 1956

Witness my hand this 15th day of April , 1952

MARK R. KULP
Commissioner of Reclamation
State Reclamation Engineer

13. Kind of diversion works: Diversion headgates
(Dam, canal, flume, pipe, etc.)

14. Height of diversion dam: 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 4 feet, Height 4 feet.

16. Diversion Canal: Width at bottom 4 feet, width at water line 8 feet, depth of water 2 feet, Dimensions of Flume
Diameter of Pipe inches; Length of Conduit miles. Average grade per mile feet.

17. Estimated cost of Works: Storage Works: $ 51,000.00 Diversion Works: $ Complete

18. Time required for completion of work Two (2) years.

19. Time required for complete application of water to proposed beneficial use is Two (2) years.

20. The land to be irrigated is described in the following tabulation:

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

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15S	37E	25			5	15									30			25	75
15S	37E	36	5																5
15S	38E	31			4		30	39	35	36	40	32		25	20	20	40	40	361
15S	38E	32									8								8
15S	38E	34	15		25										35			35	110
15S	38E	35					40	40	40	40	40	40	40	40					320
16S	38E	2					10	10	40	40	40	32	38	40					250
16S	38E	3	6			10											25	35	76
16S	38E	5									15	25	20	35			5		100
16S	38E	6	10	10	25	40	4			2					20				111
16S	38E	8	10	35	40	36	40	8		20					40	22		32	283
16S	38E	9							20		30	40	40	40		3	30	30	233
16S	38E	10	40	40	40	40					10	5	40	40	40	40	40	40	415
16S	38E	11					40	40	40	40	40	40	40	40					320
16S	38E	13	40	30	30	40					40	40	5	25	40	40	40	40	410
16S	38E	14	40	40	40	40	40	40	40	40	30	40	15	2	40	35	5	7	494
16S	38E	15	40	40	40	40	40	40	35	40	20	2			35	30		5	407
16S	38E	16	40	40	40	35	40	30	30	40	40	30	5	25	20	40	35	5	495
16S	38E	17	5																5
16S	38E	24	40	20	35	40					15			35	40	40	40	40	345
16S	38E	25	40	40	40	40	40	10	25	40	40	30	30	40	40	40	40	40	575
16S	39E	18					40	40	40	40	40	40	40	40	40	40	40	40	480
16S	39E	19					40	40	40	40	40	40	40	40	40	40	40	40	480
16S	39E	30					40	40	40	40	40	40	40	40					320
Total Acres in Idaho																			6678
Acres in Utah																			
15N	R1W	33			15	15			10	15	40	30	15	40	40	40	40	40	340
14N	R1W	4					40	15	35	40		40							170
14N	R1W	5													40			40	80
Total Acres in Utah																			590

Total Number of Acres to be Irrigated.....

Remarks: raise the

BE IT KN
as herein s

Date of fir
Returned t
Corrected

The numbe
Recorded i
This is to
State c
Bond in th
Work to b
uninter
One fifth o
The whole
Beneficial
Witness my

R- 886

IN TESTIMONY WHEREOF, We, LEN JORDAN, 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 15th day of April, 1952.

(SEAL)

Countersigned:
By IRA H. MASTERS
Secretary of State.

STATE OF IDAHO
By LEN JORDAN
Governor

PERMIT NO. R-886
CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Weston Creek Irrigation Company of Franklin, County of Franklin and State of Idaho, the holder of Permit No. R-886, issued upon Application No. R-30316, bearing date of priority of January 28, 1952, authorizing the construction of a reservoir, with the right to appropriate and store 2,066 acre feet per annum of the waters of Weston Creek, a tributary of Bear River in the county of Oneida, 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 2066 acre feet per annum, which includes the capacity under right No. 509 in the case of Utah Power and Light Company, Plaintiff vs. The Last Chance Canal Company, Ltd., et al, Defendants, in the U. S. District Court for Idaho, Eastern Division, 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 NE¼ of the SE¼ of Section 15, Township 15 South, Range 37 East B.M., and the place of use, or the lands proposed to be irrigated by the use of said water, are describedas follows, to-wit:

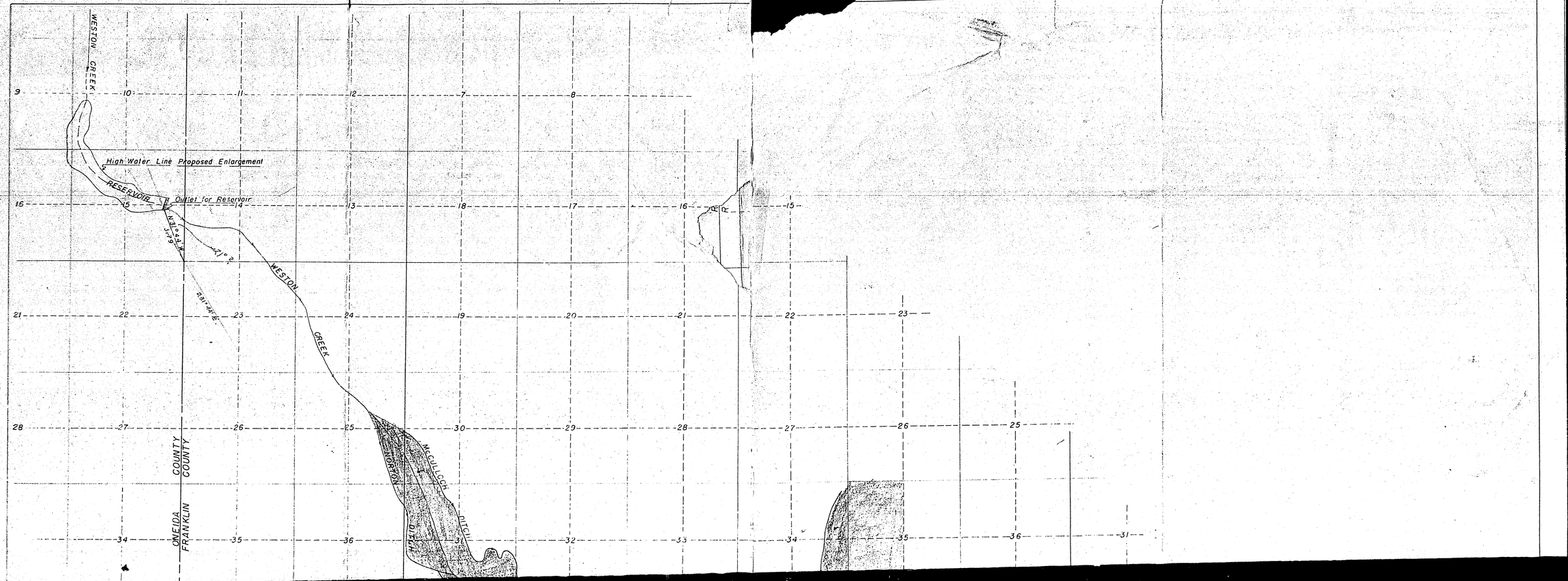
Lands within the boundaries of the Weston Creek Irrigation Company, located in Twps. 15 South, Range 37 and 38 East, B.M. Twp. 16 South, Range 38 and 39 East, B.M. in Idaho; and Twps. 14 and 15 North, Range 1 West, in Utah.

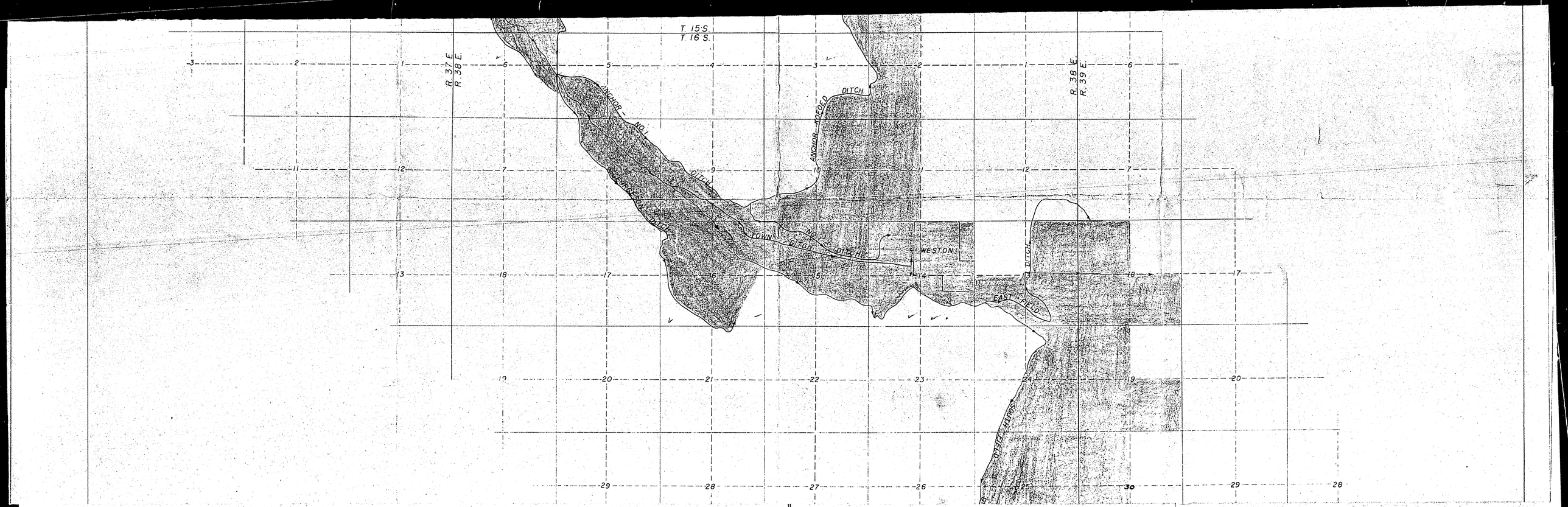
Witness my hand this 20th day of December, 1954.

MARK R. KULP
State Reclamation Engineer

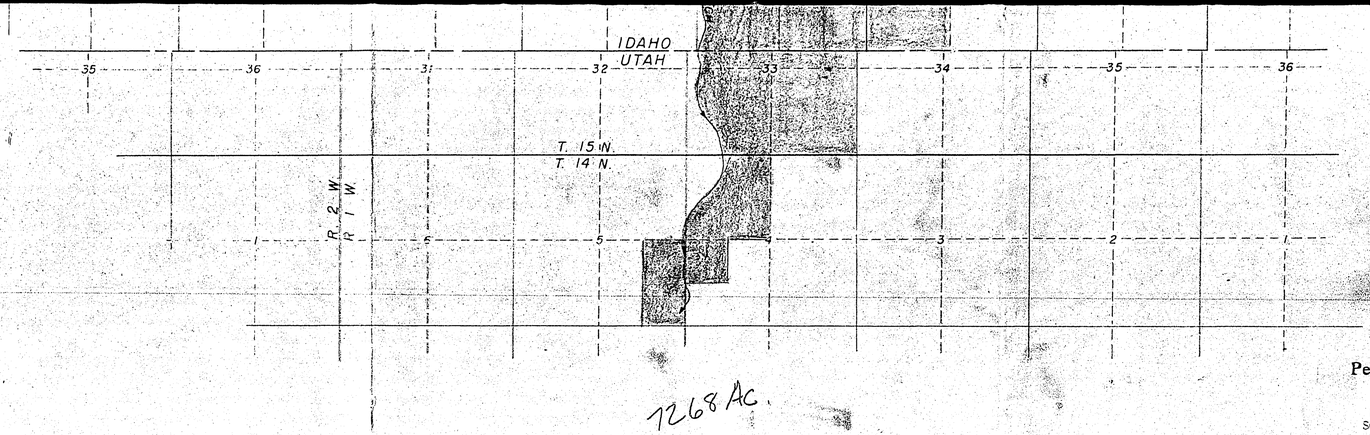
Proof of Completion of Works made April 17, 1954
Certificate of Completion of Works issued December 20, 1954

LICENSE ISSUED FOR 966 acre ~~M.C.~~ FT.
Page 6070


WESTON CREEK
High Water Line Proposed Enlargement
RESERVOIR
Outlet for Reservoir
N 31° 43' W
379'
WESTON
CREEK
1/4 MILE
McCULLOCH
NORTON
DITCH
ONEIDA COUNTY
FRANKLIN COUNTY
9
10
11
12
7
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T. 15 S.
T 16 S.
R. 37 E.
R. 38 E.
R. 38 E.
R. 39 E.
ANCHOR - NO. 1 DITCH
ANCHOR - NO. 2 DITCH
DITCH
TOWN DITCH NO. 1
TOWN DITCH NO. 2
WESTON
DITCH
EAST FIELD
SOUTH FIELD

IRRIGATED LAND IN BLUE



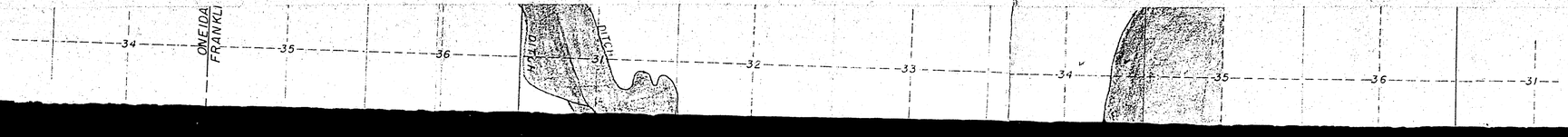
1268 AC.

Permit Map No. R-886
As Approved
APR 15 1952
MARK R. KULP
State Reclamation Engineer

To Accompany the Application for Reservoir Enlargement

LOCATION MAP
WESTON CREEK IRRIGATION CO.
WESTON, IDAHO
SCALE - 2 in = 1 mi.

R-886



6070

State of Idaho
License and Certificate of Water Right

Water License No. R-886 Amount 966 ac-ft

Water District No. Priority November 29, 1952

THIS IS TO CERTIFY that THE WESTON CREEK IRRIGATION CO.

of Weston, Idaho, made application for a permit to ~~appropriate~~ store and appropriate the public waters of the State of Idaho, dated January 28, 1952; that Permit No. R-886 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2066 ~~second~~ acre feet, was issued thereunder on December 20, 1954, showing that said works were completed on the 17th day of April, 1954; and that on the 16th day of February, 1957, GEORGE E. MYLROIE, Secretary

THE WESTON CREEK IRRIGATION CO.

of Franklin, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to ~~use~~ to store and to use the waters of a reservoir, a tributary of Weston Creek, for the purpose of Irrigation, under Use Permit No. R-886 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 10 of Licenses at page 6070, on the 15th day of August, 19 57;

The right hereby confirmed dates from November 29, 19 52;

The Point of Diversion is located

in the NE ¼ SE ¼, Sec. 15, Tp. 15 S., R. 37 E, B. M. County Oneida

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 966 ~~second~~ acre feet per annum.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
FOR IRRIGATION OF LANDS IRRIGATED UNDER THE WESTON CREEK IRRIGATION COMPANY'S WATER RIGHTS					

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 15th day of August, 19 57.

/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)

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