

APPLICATION FOR PERMIT To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28650
PERMIT No. 21059
DISTRICT No.

1. Name of Applicant: VILLAGE OF GRACE, IDAHO

Postoffice address: Grace

County: Bannock State: Idaho

- I. If applicant is a corporation, give:
- (a) Date and place of incorporation:
 - (b) Amount of capital stock:
 - (c) Amount paid in:
 - (d) Names and addresses of directors:

- II. The financial resources of the applicant are:
- (a) Cash on hand:
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources:

2. Quantity of water claimed: One (1) cubic feet per second.

3. Source of water supply: Hawkins Springs on Government land/ which is a tributary of in Forest Reserve in Bannock County

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

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15 , T. 10 S. , R. 41 E. , B.M., County of Bannock

5. Water is to be used for Domestic, household and irrigation purposes by inhabitants of Village of Grace

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

(a) Point of use of water: Village of Grace 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: Pipe line to conduct water from spring to Water works of Village.

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

10. Size of headgate: Width feet; height

11. Ditch: Width at bottom feet; width at water line feet; depth of water dimensions of flume:

Diameter of pipe 6 inches; length of conduit About two

Average grade per mile 200 feet.

12. The time required for the completion of such work is Five (5) years.

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

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: This is supplemental to existing rights, for domestic and irrigation purposes.

If so, fill in (b) and (c) below:

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

Applicant.

Agent.

Village Clerk

Approval of State Reclamation Engineer

75 Page

Approved May 18, 1949

Approved May 18, 1949

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

to be filed on or before

and to continue diligently and uninterruptedly to completion,

der has no control.

ber 18, 1951

or before May 18, 1954

day of May, 1949

MARK R. KULP
State Reclamation Engineer.

_____, Governor of the State of Idaho,

Secretary of State of the State of Idaho have caused this instrument to

18th

49

STATE OF IDAHO

Courtersigned:

4
7
5
3
1
3

By..... C. A. ROBINS

By J. D. "Gym" PRICE

Secretary of State.

Governor,

REMARKS: Attached to application is Special Use Permit from Wm. D. Hurst, Acting Forest Supervisor, Cache National Forest.

14.

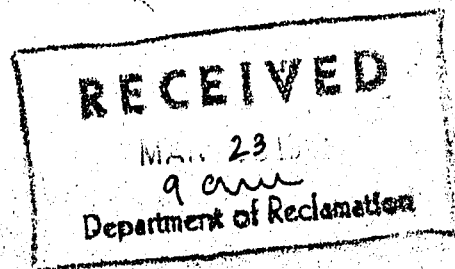
Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
10 S.	40 E.	12	x	x	x	x	x	x	x	x	x	x	x	x	x	x	x	640	
		1																320	
			Total Number of Acres to be Irrigated - -																960
TO ALL WHOM IT MAY CONCERN:																			
CERTIFICATE OF COMPLETION OF WORKS																			
This is to certify that VILLAGE OF GRACE of Grace, County of Bannock, and State of Idaho, the holder of F No. 21059, issued upon Application No. 28650 bearing date of priority of March 23, 1949, authorizing the diversion second foot of the waters of Hawkins Springs, County of Bannock, State of Idaho, for municipal water supply purpose fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the work diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place intended use One second foot of the waters of said springs; that the point of diversion of said waters is in the NE 1/4 Section 15, Township 10 South, Range 41 East, B.M., and that the place of use of said waters is the Village of Grace																			
Witness my hand this 13th day of November, A.D. 1953.																			
MARK R. KULP State Reclamation Engineer																			
Proof of completion of works made November 6, 1953. Certificate of Completion of Works issued November 13, 1953.																			
LICENSE ISSUED FOR 1 SEC. F7. Pg. 3315																			

Village of Grace

GRACE, IDAHO

BOARD MEMBERS

J. FLOYD SMART
DAN H. CORBETT
H. H. LLOYD
W. DEAN HOWELLS



March 21, 1949

Department of Reclamation
Boise, Idaho

Dear Sirs:

Enclosed you will find application for permit to appropriate the public waters of Hawkins Spring to the Village of Grace.

Also enclosed warrant of \$5.00 for the filing fee.

If this application is not properly filled out, please return to me with instructions.

Yours truly,

G. Heber Smith
Clerk of Village of Grace

21059

March 28, 1949

Application No. 28650

Mr. G. Reber Smith, Clerk
Village of Grace
Grace, Idaho

Dear Mr. Smith:

We acknowledge receipt of your letter of March 21, enclosing Application for Permit to appropriate one second foot of water from Hawkins Spring for use by the Village of Grace, accompanied by your check for the \$5.00 filing fee, for which we enclose Departmental Receipt No. 21386.

You do not state the length of time required to make Proof of Completion of Works and Beneficial Use under this Permit, as required under questions 12 and 13. Please advise us as to this.

We infer that this is to be a supplemental supply for the Village of Grace, in addition to the present water rights. Please advise if we are correct in this assumption.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

21059

✓
May 12, 1949

Re: Application No. 28650

Mr. C. Heber Smith, Clerk
Village of Grace
Grace, Idaho

Dear Mr. Smith:

We have had no reply to office letter addressed you on March 28, 1949, in connection with the application of the Village of Grace to appropriate one (1) second foot of water from Hawkins Spring.

In that letter, we asked you to indicate the length of time required to make the statutory Proofs of Completion of Works and Beneficial Use. We also asked whether or not this was to be a supplemental supply for the Village of Grace, in addition to the present water rights.

Please advise in regard to these matters, in order that your application may be approved and Permit issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

21059

Village of Grace

GRACE, IDAHO

BOARD MEMBERS

J. FLOYD SMART
DAN H. CORBETT
H. H. LLOYD
W. DEAN HOWELLS

Re: Application No. 28650

May 16, 1949

Department of Reclamation
State House,
Boise, Idaho

Mark R. Kulp
State Reclamation Engineer

Dear Mr. Kulp:

In reply to your letters of March 28th
and May 12th, 1949 in regards to the Hawkins
Spring that we made application for filing.

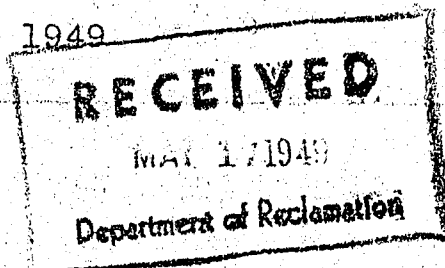
The water is to be used as a supplemental
supply for the Village of Grace, in addition
to the present water rights.

Due to the pipe and money situation we
will need as much time as is permissable on
a filing of this type, five years or more.

If this information is not satisfactory,
please advise me.

Yours truly,

G. Heber Smith
Village Clerk



21059

May 24, 1949

Re: Permit No. 21059

Mr. G. Heber Smith
Village Clerk
Grace, Idaho

Dear Mr. Smith:

We enclose Permit No. 21059 in the name of the Village of Grace, Idaho, and direct attention to the limitations and conditions as given on the 4th page, under Approval of the State Reclamation Engineer.

We also return your Special Use Permit from the Forest Service.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21059

HAROLD B. LOWE, CHAIRMAN

G. HEBER SMITH, CLERK & TREASURER

BOARD MEMBERS

PARNELL WHITEHEAD

THEO HARRIS

WILLIAM DAVIS

C. D. SIMMONS

Village of Grace

GRACE, IDAHO

Sept. 24, 1953

RECEIVED
SEP 25 1953
Department of Reclamation

State Reclamation Engineer
Dept. Of Reclamation
Boise, Idaho

Dear Sir.

We have completed the improvements on the
Hawkins Spring and wish to make proof on the project.
The application No. is 23650.

21059

Will you send us the necessary blanks? Or let
me know what we have to do to prove up on the spring.

Very truly yours,

G. Heber Smith
Village Clerk.

21059

✓
September 25, 1953

RE: Permit No. 21059

Mr. G. Heber Smith
Village Clerk
Grace, Idaho

Dear Mr. Smith:

We have your letter of September 24, 1953, and note that you are prepared to make proof of completion of works and beneficial use on Hawkins Spring, covered by Permit No. 21059 (Application No. 28650).

Proof of completion of works can be made on Form 6 enclosed, executed before a Notary Public and returned to this department with the statutory fee of \$5.00.

Before making proof of beneficial use, the law requires publication of a notice once a week for four weeks in a county newspaper. This notice should be made in duplicate on Form 10 enclosed, setting time and place and naming the Notary Public before whom proof is to be made. Both copies of Form 10 to be returned to this department together with Form 11, which is authorization for us to have the notice published at your expense 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 deposition to be used in making this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21059

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Nov. 7, 1953

(P. O.) Grace, 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
Grace Herald

of Grace published in
the county in which the works are situated.

G. Heber Smith, Clerk

(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.

21059

✓
November 9, 1953

RE: Permit No. 21059

Village of Grace
Grace
Idaho

ATT: Mr. G. Heber Smith, Village Clerk

Dear Mr. Smith:

We acknowledge receipt of your affidavit in proof of completion of works on Permit No. 21059, accompanied by warrant for the \$5.00 fee in connection therewith; also notice of beneficial use proof to be made on this permit on December 23, 1953.

However, Question 3 should give the point of diversion to a 40 acre subdivision, section, township and range, and we return same for the necessary correction.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21059

STATE OF IDAHO
Department of ReclamationNOV 9 1953
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Caribou

ss.

Village of Grace, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 21059, and that his postoffice address is Grace, Idaho State of Idaho

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

Hawkins Springs

Third: That the point of diversion of said water is

Spring

Section 15, T. 10S, R. 41E, B.M. County of Caribou

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by March 28, 1954

Fifth: That the use for which said water is intended is Domestic, household, irrigation by the inhabitants of village

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

I. Kind of works:

Pipe

II. Dimensions of work:

(a) Height of dam none feet, length of dam at top none feet, length of dam at bottom none feet. Material used in construction cement & Steel pipe

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir none acre feet.

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

(d) Conduit pipe width at bottom none feet, width at water line none feet, depth of water none feet; diameter of pipe 42.6 inches, average grade per mile is 200 feet. Length of conduit is 2 miles.

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

Eighth: That water appropriated under said permit is available for acres of land described as follows: Village of Grace

Ninth: Remarks: That

J. H. Smith Clerk

(Sign Here)

Subscribed and sworn to before me this NOV 6 1953, 19

My commission expires C-11-54

Alvin R. Schubert

Notary Public.

21059

✓
November 13, 1953

RE: Permit No. 21059

Village of Grace
Grace
Idaho

ATT: Mr. G. Haber Smith, Village Clerk

Dear Mr. Smith:

We enclose Certificate of Completion of Works issued on Permit No. 21059 for the diversion of one second foot of water from Hawkins Springs with point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15, Township 10 South, Range 41 East, B.M. for municipal water supply for the Village of Grace.

We also enclose departmental receipt No. 26330 for the \$5.00 fee paid in connection with Completion of Works proof.

We shall send to the Grace Herald notice of Beneficial Use proof to be made on this permit December 23, 1953, 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.

We enclose the necessary forms of deposition to be used in making this proof and at the time set you or someone acting for the Village of Grace should appear before Mr. Alvin R. Whitehead, 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/re
Enc. 5

21059

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 21 1953
Department of Reclamation

Re: Permit No. 21059

Date: November 17, 1953

Grace Herald

Grace, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 23, 1953 the date set for proof, the expense of the publication to be paid by the applicant, Village of Grace of Grace 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

Jeanne L. Anderson
Chief Clerk

We acknowledge receipt of above order. Notice will be published in The Grace Herald Nov. 26, Dec. 3, 10 and 17. We will furnish you with first copy.

The Grace Herald

E. H. Paysen, Publisher

21059

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

[illegible]

MARK R. KULP
State Reclamation Engineer.

21059

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 29 1953
Department of Reclamation

Permit No. 21059

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Heber Smith, Grace Idaho, Box 212

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. Village of Grace, Clerk.

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

Ans. 21059 - May 17 - 1949 Domestic Household Irrigation
134 Village of Grace

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

Ans. Hawkins spring NE 1/4 SW 1/4 of section 15, T. 10S, R. 41E
Carbon County,

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.

Ans. 1 cubic foot per second. Pipeline

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. Domestic Household Irrigation by Village
of Grace, Idaho

Heber Smith

21059

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

Ans. no

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

Ans. 1 cubic ft.

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. yes

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 1 cubic ft. since Aug 1st, 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. Village water from Childs Canyon.

(Sign) Village of Grace, 3rd day
H. Leber Smith (Clerk)

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 Boise, County of Carbon, State of Idaho, on this 21st day of DEC 23 1953, A. D. 1954,

My commission expires 6-21-54

Alvin R. Whitehead

21059

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21059

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. E. R. Cox, 54 years old, Grace, Idaho, Farmer.

Ques. 2. Are you acquainted with Grace Village, the holder of Permit No. 21059? How long have you known him and where does he reside?

Ans. Life, Grace, Idaho

Ques. 3. Have you read or heard read said Permit No. 21059, 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. Hawkins Spring, Hawkins Canyon, concrete pipeline

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. 1 foot

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

Ans. Piped into water works of Grace Village from spring.

21059

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

Ans. None

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

Ans. None

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

Ans. No.

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

Ans. I have seen the water, and the lines that pipe it into the Grace Village
Water Works

(Signed) Earl Coy

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 Grace,
County of Caribou, State of Idaho, on this 23 day of Dec,
A. D. 19 53.

Alvin R. Whitehead

Notary Public.

My commission expires 6-21-54.

21059

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21059

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. H. A. WESTENFELDER, 67, Grace, Idaho, Utah Power & Light employee,
charge of dam at Grace, Idaho

Ques. 2. Are you acquainted with Grace Village, the
holder of Permit No. 21059? How long have you known him and where does
he reside?

Ans. Life, Grace, Idaho

Ques. 3. Have you read or heard read said Permit No. 21059, 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 con-
veying water from point of diversion to place of use.

Ans. Hawkins Spring, Hawkins Canyon, concrete pipeline

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

Ans. 1 foot

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

Ans. Piped into water works of Grace Village from spring.

21059

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

Ans. None

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

Ans. None

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

Ans. No.

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

Ans. I have seen the water, and the lines that pipe it into the Grace Village
Water Works

(Signed) H. F. Westergaard

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 Grace

County of Caribou, State of Idaho, on this 23 day of Dec

A. D. 19 53

Alvin R. Whithead

Notary Public.

My commission expires 6-21-54

2 10 59

December 29, 1953

RE: Permit No. 21059

Village of Grace
Box 212
Grace, Idaho

ATT: Mr. G. Heber Smith, Village Clerk

Dear Mr. Smith:

We acknowledge receipt of the depositions of yourself and two witnesses in proof of Beneficial Use on Permit No. 21059.

The affidavit of publication is a necessary part of this proof, and the Grace Herald was instructed to send this affidavit to you. If you have not received it, I suggest you take the matter up with them at once.

Very truly yours,

PAUL R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re

21059

✓
January 20, 1954

RE: Permit No. 21059

Mr. G. Heber Smith, Village Clerk
Box 212
Grace, Idaho

Dear Mr. Smith:

We do not seem to have received a reply to office letter addressed to you on December 29th, acknowledging receipt of proof of Beneficial Use on Permit No. 21059 and calling attention to the fact that we did not receive the affidavit of publication which is a necessary part of the proof, and which the Grace Herald was instructed to send you.

It is important that this matter be given your early attention.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/rs

21059

PROOF OF PUBLICATION

STATE OF IDAHO
COUNTY OF BANNOCK

SS

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 23rd day of Dec., 1953, at Grace, Idaho, County of Caribou, State of Idaho, before Alvin Whitehead, Notary Public, proof will be submitted of the application to beneficial use of 1 cubic foot per second of waters of Hawkins Springs in accordance with the terms and conditions of Permit No. 21059 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 Village of Grace, Grace, Idaho.

The use to which said water has been applied is Domestic, Household, & Irrigation.

The amount applied to beneficial use is 1 Second ft.

The place where said water is used: Municipal water supply for Village of Grace, Idaho.

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

The right to take water from such works is based upon Permit No. 21059.

The source of supply from which such water is diverted is Hawkins Springs.

The date of priority which said user is prepared to establish is March 23, 1949. 21059

MARK R. KULP

State Reclamation Engineer
12-17-49

E. D. Payne being first duly sworn, deposes and says that he is the *publisher* of The GRACE

HERALD, a weekly newspaper published in GRACE, Bannock

County, in the State of Idaho. That the *notice* a true

copy of which is hereto attached was published in The GRACE

HERALD for *four* consecutive weeks, first publication having

been made on the *26th* day of *November* 1953 and

the last publication having been made on the *17th* day of

December, 1953.

That said paper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of said notice or advertisement, and is a newspaper within the meaning of the laws of Idaho.

E. D. Payne
SUBSCRIBED and SWORN TO before me this *5th* day of

January A. D. 1954

Thomas P. Brown
Notary Public.

My commission expires *26 December*, 1955.

RECEIVED
FEB 1 1954

Department of Reclamation

21059

February 1, 1954

RE: Permit No. 21059

Mr. G. Heber Smith, Village Clerk
Box 212
Grace, Idaho

Dear Mr. Smith:

We are this morning, in receipt of affidavit of publication in the Grace Herald which completes proof of Beneficial Use on Permit No. 21059 in the name of the Village of Grace.

Before Final Action is taken the law requires that a field examination be made by an engineer from this Department.

We cannot say just when this examination will be made, but our field engineer will contact you at the time he makes the examination in order that you may arrange to show him over the ground.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

Chief Clerk

A:br

21059

April 9, 1954

RE: Permit No. 21059

Village of Grace
Grace
Idaho

ATTENTION: G. Heber Smith, Clerk

Dear Mr. Smith:

State law requires an inspection of the works in connection with any Permit being brought to license. I intend to make an inspection in connection with your Permit on Thursday, April 22, 1954.

Please be prepared to accompany me on this inspection or have someone familiar with the water works, do so.

Yours truly,

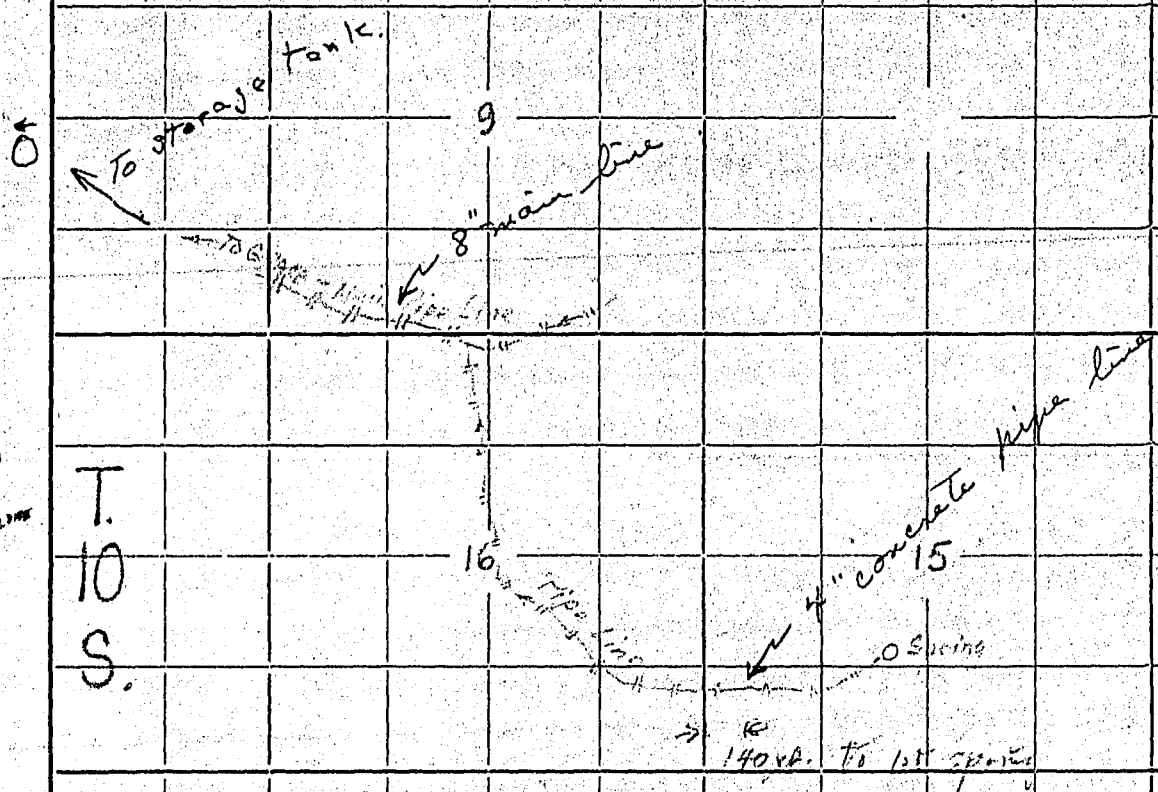
MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:hll

21059

R-41E.



Subdivisions = 16 { $5\frac{1}{2}$ 8 S. 1. R. 10 S. R. 40 E.
 { $14\frac{1}{2}$ 8 S. 12. T. " R. "
 $Q = 1.0$ cfs. or 50 inches.

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

Permit No. 21059

This proof is for Beneficial Use In Water District No. _____1. Name of applicant Village of Grace, G. Heber Smith, Village Clerk, Grace, Idaho2. Source of water supply: Hawkins Springs3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15T. 10 S. R. 11 E. County of Bannock (Or is it Caribou?)

4. Describe works as they exist, giving dimensions and capacities of same: Springs dug out - tiled 1 = 12' 1 = 30' 1 = 30' 1 = 2000' Farther up
Pipe = 4" concrete tile covered 4" to 18" deep ties into 8" steel main
where draw opens into larger draw Dresser couplings Carries water to
44' d x 22' h concrete tank on knoll approx 1 mi E of Grace Overflow
on tank. Town pressure 60⁺ 12" mains Fall in 4" line between 200' - 300'

5. Water is used for: Municipal water supply for village of Grace6. 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):

Village of Grace, Idaho

Mr Van Vleet says they irrigate approx 100 acres in
village of Grace and have 234 outlet (family type) in
Grace They had to start the pump today because their
mountain springs have dropped to where the supply
is insufficient They have an 8" main extending up to
another group of springs E of Grace and N. of these

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

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

Remarks: These springs were at one time owned by Mr H.W. Hawkins
then later by John Lloyd They were used to irrigate farm
land out on the flat Mr Van Vleet city water master says
springs have gradually grown weaker Today the pipe is
flowing about 1/2 full where it crosses fr. S. 15 to S. 16 running
like a "mill race"

This examination was made on the 23 day of June, 19 53(Signed) E. M. Humphrey Examiner.

21059



LEN JORDAN
GOVERNOR

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

BOISE

July 14, 1954

RE: Permit No. 21059

RECEIVED
AUG 6 1954
Department of Reclamation

Mr. G. Heber Smith, Village Clerk
Village of Grace
Grace, Idaho

Dear Mr. Smith:

We now have on file the report of our field engineer
on examination for beneficial use on your Permit No. 21059.

A License can, therefore, be issued for 1 cubic foot
per second from Hawkins Springs for municipal water supply for the
Village of Grace upon receipt of the license fee amounting to
\$5.00.

Very truly yours,

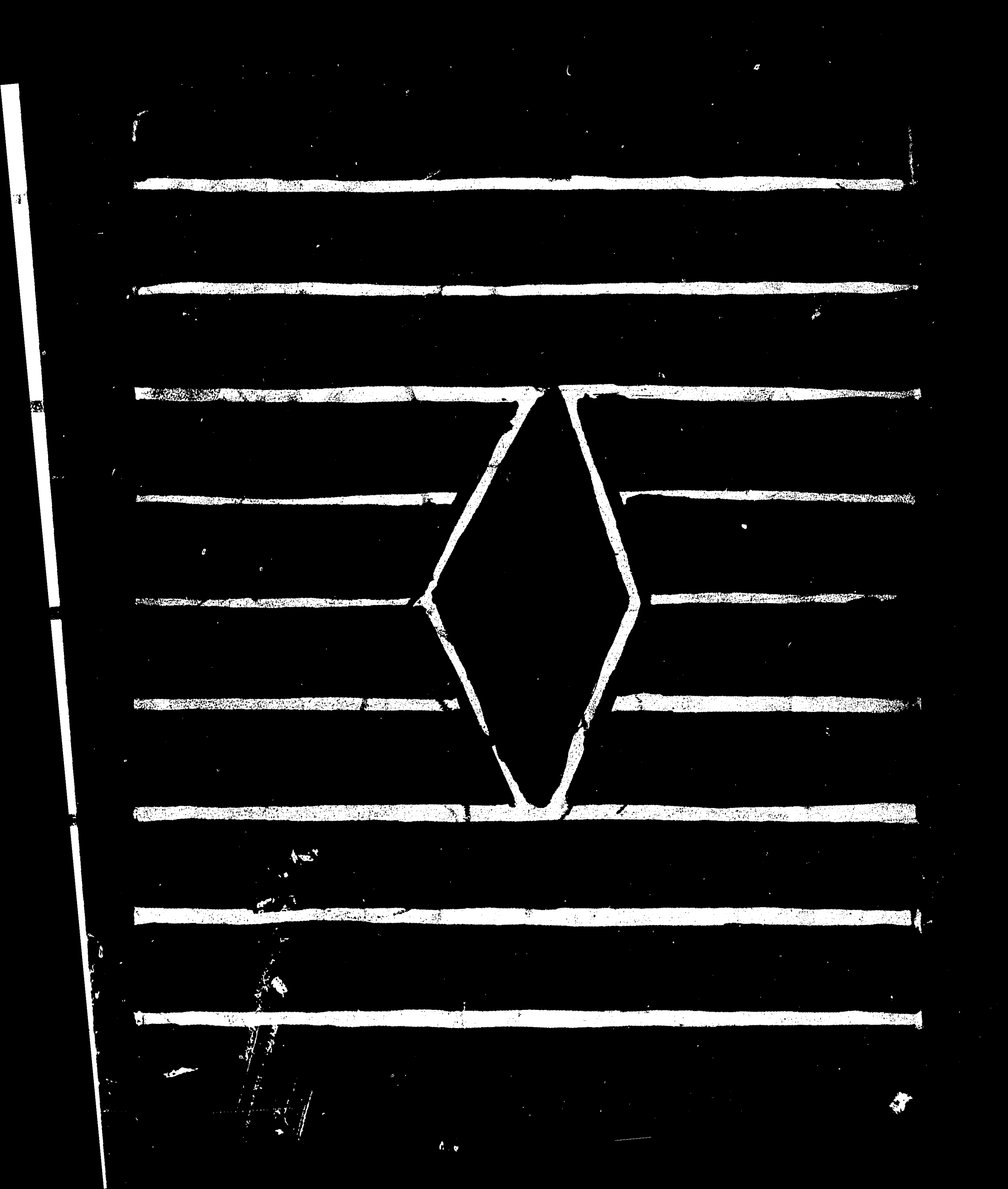
MARK R. KULP
State Reclamation Engineer
By

Jeannie L. Anderson
Chief Clerk

A:hll

21059

607
91
511



✓
August 7, 1954

RE: Permit No. 21059

Mr. G. Heber Smith, Village Clerk
Village of Grace
Grace, Idaho

Dear Mr. Smith:

We enclose License and Certificate of Water Right issued under Permit No. 21059 confirming the right of the Village of Grace to 1 second foot of water from Hawkins Springs with priority of March 23, 1949 with point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15, Township 10 South, Range 41 East B.M. for municipal water supply for the Village of Grace.

We also enclose departmental receipt No. 26823 for the \$5.00 fee paid in connection with beneficial use proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

21059

State of Idaho
License and Certificate of Water Right

Water License No. 21059

Amount One second foot

Water District No.

Priority March 23, 1949

THIS IS TO CERTIFY that THE VILLAGE OF GRACE
of Grace, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 23, 1949; that Permit No. 21059
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
one second foot, was issued thereunder on November 13, 1953, showing that said works
were completed on the 6th day of November, 1953; and that on the 23rd
day of December, 1953,

THE VILLAGE OF GRACE
of Grace, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Hawkins Springs
~~tributary of~~, for the purpose of municipal water supply

, under Use Permit No. 21059 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
8 of Licenses at page 5315, on the 6th day of August, 1954;

The right hereby confirmed dates from March 23, 1949;

The Point of Diversion is located

in the NE 1/4 SW 1/4, Sec. 15, Tp. 10 S., R. 41 E., B. M. Caribou County

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

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Village of Grace, Idaho.		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
6th day of August, 1954.

MARK R. KULP
State Reclamation Engineer.

(SEAL)

No 21059
~~11-2099~~
13-2308

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28650
PERMIT No. 21059
DISTRICT No.

1. Name of Applicant: VILLAGE OF GRACE, IDAHO

Postoffice address: Grace

County: Bannock

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: One (1)

cubic feet per second.

3. Source of water supply: Hawkins Springs on Government land/ which is a tributary of
in Forest Reserve in Bannock County

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 15 , T. 10 S. , R. 41 E. , B.M., County of Bannock

5. Water is to be used for Domestic, household and irrigation purposes by inhabitants of Village of Grace

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

(a) Point of use of water: Village of Grace
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: Pipe line to conduct water from spring to Water works of Village.

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

feet; material used in dam:

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

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

dimensions of flume:

Diameter of pipe 6 inches; length of conduit About two miles.

Average grade per mile 200 feet.

12. The time required for the completion of such work is Five (5) years.

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

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: This is supplemental to existing rights, for domestic and irrigation purposes.

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

VILLAGE OF GRACE, IDAHO

Applicant.

By

G. Heber Smith

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. March 23, 1949

Village Clerk

Returned to applicant for correction: March 28, 1949

Corrected application received: May 17, 1949

Approval of State Reclamation Engineer

The number of this permit is 21059

Recorded in Book 75 Page 21059 Approved May 18, 1949

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

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

Work to begin on or before July 18, 1949

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before November 18, 1951

The whole of said work to be completed on or before May 18, 1954

Beneficial use of water appropriated in accordance herewith, to be made on or before May 18, 1954

WITNESS My hand this 18th day of May, 1949

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS

, Governor of the State of Idaho,

and J. D. "CY" PRICE

, 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 18th

day of May, 1949

STATE OF IDAHO

Countersigned:

(SEAL)

By J. D. "CY" PRICE

By C. A. ROBINS

Governor.

Secretary of State.

REMARKS: Attached to application is Special Use Permit from Wm. D. Hurst, Acting Forest Supervisor, Cache National Forest.

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10 S.	40 E.	12	x	x	x	x	x	x	x	x	x	x	x	x	x	x	x	x	640
		1									x	x	x	x	x	x	x	x	320
Total Number of Acres to be Irrigated - -																			960

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that VILLAGE OF GRACE of Grace, County of Bannock, and State of Idaho, the holder of Permit No. 21059, issued upon Application No. 28650 bearing date of priority of March 23, 1949, authorizing the diversion of One second foot of the waters of Hawkins Springs, County of Bannock, State of Idaho, for municipal water supply purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use One second foot of the waters of said springs; that the point of diversion of said waters is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15, Township 10 South, Range 41 East, B.M., and that the place of use of said waters is the Village of Grace, Idaho.

Witness my hand this 13th day of November, A.D. 1953.

MARK R. KULP

State Reclamation Engineer

Proof of completion of works made November 6, 1953.

Certificate of Completion of Works issued November 13, 1953.

LICENSE ISSUED FOR 1 SEC. FT.

Pg. 5315

State of Idaho License and Certificate of Water Right

Water License No. 21059

Amount One second foot

Water District No.

Priority March 23, 1949

THIS IS TO CERTIFY that THE VILLAGE OF GRACE
of Grace, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated March 23, 1949; that Permit No. 21059
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
one second foot, was issued thereunder on November 13, 1953, showing that said works
were completed on the 6th day of November, 1953; and that on the 23rd
day of December, 1953,

THE VILLAGE OF GRACE
of Grace, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Hawkins Springs
~~tributary of~~, for the purpose of municipal water supply

, under Use Permit No. 21059 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

9 of Licenses at page 5315, on the 6th day of August, 1954;

The right hereby confirmed dates from March 23, 1949;

The Point of Diversion is located

in the NE 1/4 SW 1/4, Sec. 15, Tp. 10 S., R. 41 E., B. M. Caribou County

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

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Village of Grace, Idaho.		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

6th day of August, 1954.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

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

Notice is hereby given that at 10 A. M. on the 23rd day of Dec., 1963, at Grace, Idaho, County of Caribou, State of Idaho, before Alvin Whitehead, Notary Public, proof will be submitted of the application to beneficial use of 1 cubic foot per second of waters of Hawkins Springs in accordance with the terms and conditions of Permit No. 21059 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 Village of Grace, Grace, Idaho.

The use to which said water has been applied is Domestic, Household, & Irrigation.

The amount applied to beneficial use is 1 Second ft.

The place where said water is used: Municipal water supply for Village of Grace, Idaho.

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

The right to take water from such works is based upon Permit No. 21059.

The source of supply from which such water is diverted is Hawkins Springs.

The date of priority which said user is prepared to establish is March 23, 1949.

MARK R. KULP
State Reclamation Engineer

12/10/59 12-17-4g

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21059

Date: November 17, 1953

Grace Herald

Grace, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **December 23, 1953** the date set for proof, the expense of the publication to be paid by the applicant, **Village of Grace** of **Grace 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

21059

WM. G. STALDER, CHAIRMAN

MELVIN WHITEHEAD, CLERK & TREASURER

Village of Grace

GRACE, IDAHO

BOARD MEMBERS
J. FLOYD SMART
DAN H. CORBETT
H. H. LLOYD
W. DEAN HOWELLS



March 21, 1949

Department of Reclamation
Boise, Idaho

Dear Sirs:

Enclosed you will find application for permit to appropriate the public waters of Hawkins Spring to the Village of Grace.

Also enclosed warrant of \$5.00 for the filing fee.

If this application is not properly filled out, please return to me with instructions.

Yours truly,

G. Heber Smith
Clerk of Village of Grace

21059

March 28, 1949

Application No. 28650

Mr. G. Heber Smith, Clerk
Village of Grace
Grace, Idaho

Dear Mr. Smith:

We acknowledge receipt of your letter of March 21, enclosing Application for Permit to appropriate one second foot of water from Hawkins Spring for use by the Village of Grace, accompanied by your check for the \$5.00 filing fee, for which we enclose Departmental Receipt No. 21366.

You do not state the length of time required to make Proof of Completion of Works and Beneficial Use under this Permit, as required under questions 12 and 13. Please advise us as to this.

We infer that this is to be a supplemental supply for the Village of Grace, in addition to the present water rights. Please advise if we are correct in this assumption.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21059

✓
May 12, 1949

Re: Application No. 28650

Mr. G. Haber Smith, Clerk
Village of Grace
Grace, Idaho

Dear Mr. Smith:

We have had no reply to office letter addressed you on March 28, 1949, in connection with the application of the Village of Grace to appropriate one (1) second foot of water from Hawkins Spring.

In that letter, we asked you to indicate the length of time required to make the statutory Proofs of Completion of Works and Beneficial Use. We also asked whether or not this was to be a supplemental supply for the Village of Grace, in addition to the present water rights.

Please advise in regard to these matters, in order that your application may be approved and Permit issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:dh

21039

WM. G. STALDER, CHAIRMAN

MELVIN WHITEHEAD, CLERK & TREASURER

Village of Grace

GRACE, IDAHO

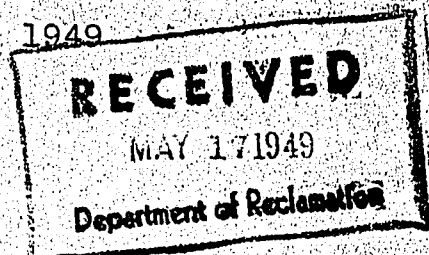
BOARD MEMBERS

J. FLOYD SMART
DAN H. CORBETT
H. H. LLOYD
W. DEAN HOWELLS

Re: Application No. 28650

May 16, 1949

Department of Reclamation
State House,
Boise, Idaho



Mark R. Kulp
State Reclamation Engineer

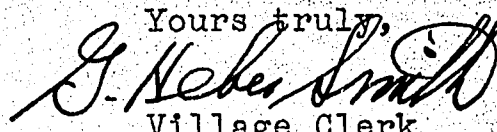
Dear Mr. Kulp:

In reply to your letters of March 28th and May 12th, 1949 in regards to the Hawkins Spring that we made application for filing.

The water is to be used as a supplemental supply for the Village of Grace, in addition to the present water rights.

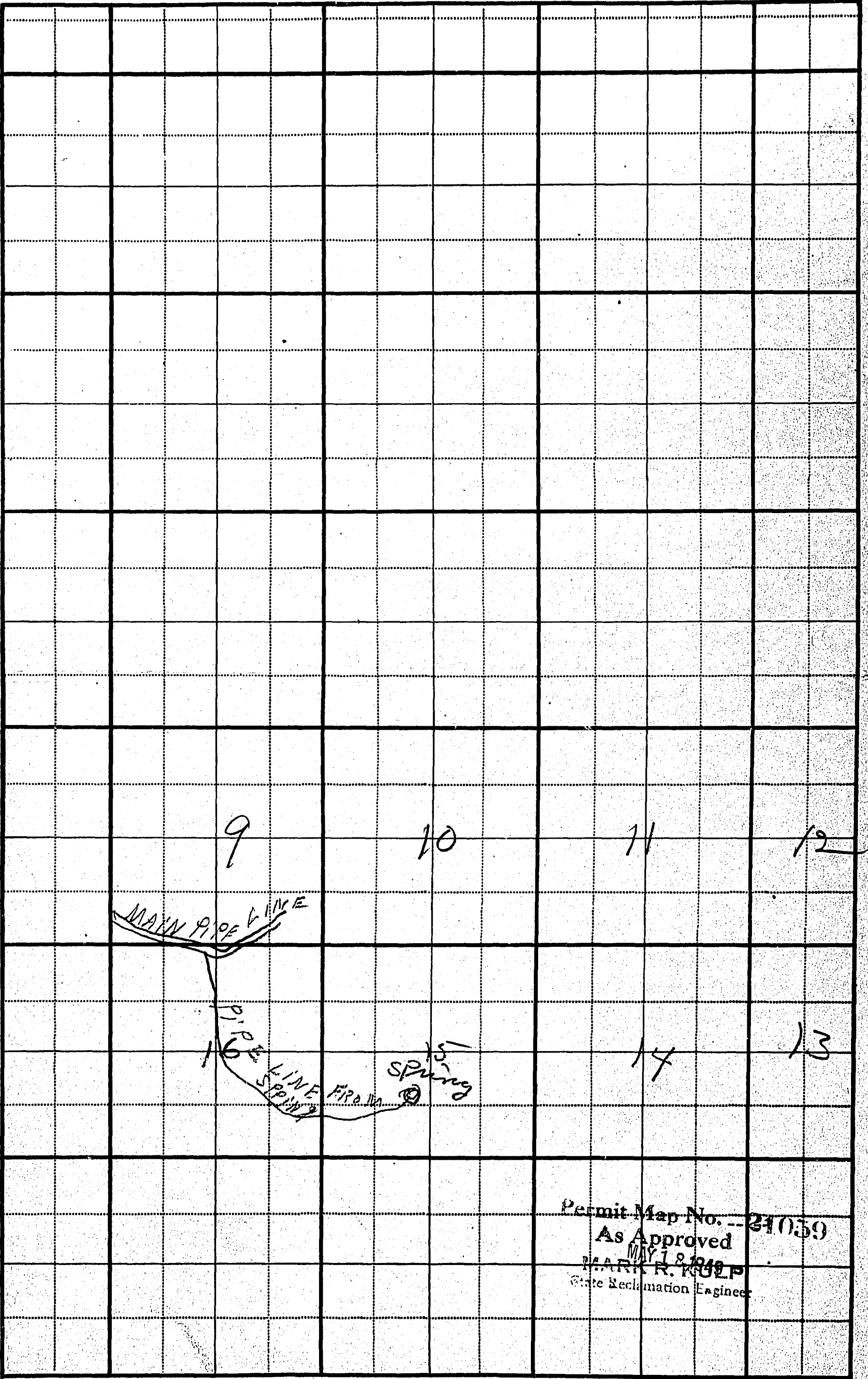
Due to the pipe and money situation we will need as much time as is permissable on a filing of this type, five years or more.

If this information is not satisfactory, please advise me.

Yours truly,

Village Clerk

21059

SCALE: 3 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.



Permit Map No. 24059
As Approved
MAY 18 1948
MARK R. KULP
State Reclamation Engineer

FORM NO. 0

NAME OF APPLICANT VILLAGE OF GRAVE, IDAHO

21059

May 24, 1949

Re: Permit No. 21059

Mr. G. Heber Smith
Village Clerk
Grace, Idaho

Dear Mr. Smith:

We enclose Permit No. 21059 in the name of the Village of Grace, Idaho, and direct attention to the limitations and conditions as given on the 4th page, under Approval of the State Reclamation Engineer.

We also return your Special Use Permit from the Forest Service.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21059

HAROLD B. LOWE, CHAIRMAN

G. HEBER SMITH, CLERK & TREASURER

BOARD MEMBERS

PARNELL WHITEHEAD

THEO HARRIS

WILLIAM DAVIS

C. D. SIMMONS

Village of Grace

GRACE, IDAHO

Sept. 24, 1953

RECEIVED
SEP 25 1953
Department of Reclamation

State Reclamation Engineer
Dept. Of Reclamation
Boise, Idaho

Dear Sir.

We have completed the improvements on the
Hawkins Spring and wish to make proof on the project.
The application No. is 28650.

21059

Will you send us the necessary blanks? Or let
me know what we have to do to prove up on the spring.

Very truly yours,

G. Heber Smith
Village Clerk.

21059

September 25, 1953

RE: Permit No. 21059

Mr. G. Heber Smith
Village Clerk
Grace, Idaho

Dear Mr. Smith:

We have your letter of September 24, 1953, and note that you are prepared to make proof of completion of works and beneficial use on Hawkins Spring, covered by Permit No. 21059 (Application No. 28650).

Proof of completion of works can be made on Form 6 enclosed, executed before a Notary Public and returned to this department with the statutory fee of \$5.00.

Before making proof of beneficial use, the law requires publication of a notice once a week for four weeks in a county newspaper. This notice should be made in duplicate on Form 10 enclosed, setting time and place and naming the Notary Public before whom proof is to be made. Both copies of Form 10 to be returned to this department together with Form 11, which is authorization for us to have the notice published at your expense 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 deposition to be used in making this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21059

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Nov. 7, 1953
(P. O.) Grace, 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
Grace Herld of Grace published in
the county in which the works are situated.

G. Heber Smith, Clerk

(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.

21059

✓
November 9, 1953

RE: Permit No. 21059

Village of Grace
Grace
Idaho

ATT: Mr. G. Heber Smith, Village Clerk

Dear Mr. Smith:

We acknowledge receipt of your affidavit in proof of completion of works on Permit No. 21059, accompanied by warrant for the \$5.00 fee in connection therewith; also notice of beneficial use proof to be made on this permit on December 23, 1953.

However, Question 3 should give the point of diversion to a 40 acre subdivision, section, township and range, and we return same for the necessary correction.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21059

Form 6
Permit No. 21059

STATE OF IDAHO
Department of Reclamation

RECEIVED
NOV 9 1953
Department of Reclamation

Proof of Completion of Works
AFFIDAVIT OF HOLDER

STATE OF IDAHO }
County of Caribou } ss.

Village of Grace, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21059, and that his postoffice address is Grace, Idaho. State of Idaho

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

Third: That the point of diversion of said water is Spring, NE 1/4 SW 1/4 Section 15, T. 10S., R. 41E., B.M. County of Carbon

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by March 28, 1954

Fifth: That the use for which said water is intended is Domestic, household, Irrigation by the inhabitants of Village

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

I. Kind of works: 4 1/2 inch pipe (Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:
(a) Height of dam none feet, length of dam at top none feet, length of dam at bottom none feet. Material used in construction cement & Steel pipe

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir none acre feet.

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

(d) Conduit pipe width at bottom none feet, width at water line none feet, depth of water none feet; diameter of pipe 4 1/2 inches, average grade per mile is 200 feet. Length of conduit is 2 miles.

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

Eighth: That water appropriated under said permit is available for acres of land described as follows: Village of Grace

Ninth: Remarks: That

G. H. Smith Clerk
(Sign Here)

Subscribed and sworn to before me this day of NOV 6 1953

My commission expires C-21-54 Alvin R. White Notary Public.

21059

November 13, 1953

RE: Permit No. 21059

Village of Grace
Grace
Idaho

ATT: Mr. G. Heber Smith, Village Clerk

Dear Mr. Smith:

We enclose Certificate of Completion of Works issued on Permit No. 21059 for the diversion of one second foot of water from Hawkins Springs with point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15, Township 10 South, Range 41 East, B.M. for municipal water supply for the Village of Grace.

We also enclose departmental receipt No. 26330 for the \$5.00 fee paid in connection with Completion of Works proof.

We shall send to the Grace Herald notice of Beneficial Use proof to be made on this permit December 23, 1953, 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.

We enclose the necessary forms of deposition to be used in making this proof and at the time set you or someone acting for the Village of Grace should appear before Mr. Alvin R. Whitehead, 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/re
Enc. 5

21059

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

Notice is hereby given that at 10 28 Dec. 53
Grace Idaho A. M. on the rd day of Caribou, 19.....
at Alvin Whitehead County of _____, State of Idaho, before

1 Notary Public _____, present will be submitted of the
application to beneficial use of _____ cubic feet per second of the waters of 21059

in accordance with the terms and conditions of Permit No. _____
Village- Dept. of Reclamation
heretofore issued by the _____ of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are _____
Village of Grace, Grace Idaho

Domestic, Household, & Irrigation.

The use to which said water has been applied is 1 Second ft.

The amount applied to beneficial use is _____

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)
Municipal water supply for Village of Grace, Idaho.

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

21059

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

The source of supply from which such water is diverted is _____

March, 28, 1903

The date of priority which said user is prepared to establish is xx xxxxx 1949

MARK R. KULP

State Reclamation Engineer.

21059

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 21 1953
Department of Reclamation

Re: Permit No. 21059

Date: November 17, 1953

Grace Herald

Grace, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 23, 1953 the date set for proof, the expense of the publication to be paid by the applicant, Village of Grace of Grace 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

Jeanne L. Anderson
Chief Clerk

We acknowledge receipt of above order. Notice will be published in The Grace Herald Nov. 26, Dec. 3, 10 and 17. We will furnish you with first copy.

The Grace Herald

E. H. Paysen, Publisher

21059

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHOPERMIT NO. 21059**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. H. A. WESTERNFELDER, 67, Grace, Idaho, Utah Power & Light employee,
charge of dam at Grace, IdahoQues. 2. Are you acquainted with Grace Village, the
holder of Permit No. 21059? How long have you known him and where does
he reside?Ans. Life, Grace, IdahoQues. 3. Have you read or heard read said Permit No. 21059, and are you
familiar with its provisions and conditions?Ans. YesQues. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.Ans. Hawkins Spring, Hawkins Canyon, concrete pipelineQues. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?Ans. 1 footQues. 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 im-
provements which have been made as a direct result of said use.Ans. Piped into water works of Grace Village from spring.

21059

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

Ans. None

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

Ans. None

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

Ans. No.

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

Ans. I have seen the water, and the lines that pipe it into the Grace Village
Water Works

(Signed) H. H. Westergaard

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 Grace,
County of Caribou, State of Idaho, on this 23 day of Dec,
A. D. 19 53.

Alvin R. Whitehead

Notary Public.

My commission expires 6-21-54

2 10 59

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 21059

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. E. R. Cox, 54 years old, Grace, Idaho, Farmer.

Ques. 2. Are you acquainted with Grace Village, the holder of Permit No. 21059? How long have you known him and where does he reside?

Ans. Life, Grace, Idaho

Ques. 3. Have you read or heard read said Permit No. 21059, 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. Hawkins Spring, Hawkins Canyon, concrete pipeline

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. 1 foot

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

Ans. Piped into water works of Grace Village from spring.

21059

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

Ans. None

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

Ans. None

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

Ans. No.

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

Ans. I have seen the water, and the lines that pipe it into the Grace Village
Water Works

(Signed)

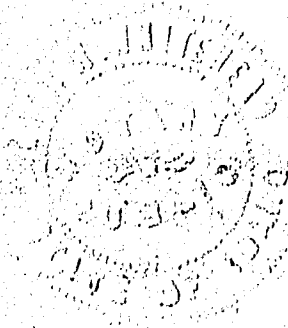
Earl Cox

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 Grace
County of Caribou, State of Idaho, on this 23 day of Dec,
A. D. 19 53.

Alvin R. Whitehead

Notary Public.

My commission expires 6-21-54



21059

Form 16.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 29 1953
Department of Reclamation

Permit No. 21059

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. W. Heber Smith, Grace Idaho, Box 212

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. Village of Grace, Clerk

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

Ans. 21059 - May 17 - 1949 Domestic Household Irrigation
for Village of Grace

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

Ans. Hawkins spring NE 1/4 SW 1/4 of section 15, T. 10S, R. 41E
Carbon County,

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.

Ans. 1 cubic foot per second. Pipeline

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. Domestic Household Irrigation by Village
of Grace, Idaho

Grace Idaho

21059

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

Ans. no

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

Ans. 1 cubic ft.

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. yes

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 1 cubic ft. since Aug 1st, 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. Water from Childs Canyon

(Sign)

Village of Groce, Idaho
Robert Smith (Clerk)

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 Groce,

County of Caribou, State of Idaho, on this 21st day of DEC 23 1953,

A. D. 19.....,

Alvin R. Whitehead

My commission expires

6-21-54

21059

December 29, 1953

RE: Permit No. 21059

Village of Grace
Box 212
Grace, Idaho

ATT: Mr. G. Heber Smith, Village Clerk

Dear Mr. Smith:

We acknowledge receipt of the depositions of yourself and two witnesses in proof of Beneficial Use on Permit No. 21059.

The affidavit of publication is a necessary part of this proof, and the Grace Herald was instructed to send this affidavit to you. If you have not received it, we suggest you take the matter up with them at once.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Chief Clerk

A/rs

21059

✓

January 20, 1954

RE: Permit No. 21059

Mr. G. Heber Smith, Village Clerk
Box 212
Grace, Idaho

Dear Mr. Smith:

We do not seem to have received a reply to office letter addressed to you on December 29th, acknowledging receipt of proofs of Beneficial Use on Permit No. 21059 and calling attention to the fact that we did not receive the affidavit of publication which is a necessary part of the proof, and which the Grace Herald was instructed to send you.

It is important that this matter be given your early attention.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re

21059

PROOF OF PUBLICATION

STATE OF IDAHO
COUNTY OF BANNOCK

SS

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 23rd day of Dec., 1953, at Grace, Idaho, County of Caribou, State of Idaho, before Alvin Whitehead, Notary Public, proof will be submitted of the application to beneficial use of 1 cubic foot per second of waters of Hawkins Springs in accordance with the terms and conditions of Permit No. 21059 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 Village of Grace, Grace, Idaho.

The use to which said water has been applied is Domestic, Household, & Irrigation.

The amount applied to beneficial use is 1 Second ft.

The place where said water is used: Municipal water supply for Village of Grace, Idaho.

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

The right to take water from such works is based upon Permit No. 21059.

The source of supply from which such water is diverted is Hawkins Springs.

The date of priority which said user is prepared to establish is March 23, 1949.

MARK R. KULP
State Reclamation Engineer
12-17-4g

E. D. Dwyer being first duly sworn, deposes and says that he is the *publisher* of The GRACE HERALD, a weekly newspaper published in GRACE, Bannock County, in the State of Idaho. That the *notice*, a true copy of which is hereto attached was published in The GRACE HERALD for *four* consecutive weeks, first publication having been made on the *26th* day of *November*, 1953, and the last publication having been made on the *17th* day of *December*, 1953.

That said paper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the first publication of said notice or advertisement, and is a newspaper within the meaning of the laws of Idaho.

E. D. Dwyer
SUBSCRIBED and SWORN TO before me this *5th* day of

January A. D., 1954

Harold L. Brown
Notary Public.

My commission expires *26 December*, 1955.

RECEIVED
FEB 1 1954

Department of Reclamation

21059

February 1, 1954

RE: Permit No. 21059

Mr. G. Heber Smith, Village Clerk
Box 212
Grace, Idaho

Dear Mr. Smith:

We are this morning, in receipt of affidavit of publication in the Grace Herald which completes proof of Beneficial Use on Permit No. 21059 in the name of the Village of Grace.

Before Final Action is taken the law requires that a field examination be made by an engineer from this Department.

We cannot say just when this examination will be made, but our field engineer will contact you at the time he makes the examination in order that you may arrange to show him over the ground.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br

21059

April 9, 1954

RE: Permit No. 21059

Village of Grace
Grace
Idaho

ATTENTION: G. Heber Smith, Clerk

Dear Mr. Smith:

State law requires an inspection of the works in connection with any Permit being brought to license. I intend to make an inspection in connection with your Permit on Thursday, April 22, 1954.

Please be prepared to accompany me on this inspection or have someone familiar with the water works, do so.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:hll

21059

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

Permit No. 21059This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant Village of Grace, G. Heber Smith, Village Clerk, Grace, Idaho2. Source of water supply: Hawkins Springs3. Location of point of diversion: Is in the NE¹/₄ SW¹/₄ of Section 15T. 10 S. R. 4 E. County of Bannock (Or is it Caribou?)

4. Describe works as they exist, giving dimensions and capacities of same: Springs dug out - tiled 1 = 12' 1 = 30' 1 = 30' 1 = 2000' Farther up
Pipe = 4" concrete tile covered 4" to 18" deep, ties into 8" steel main where draw opens into larger draw. Dresser couplings. Carries water to 44' d. x 22' h. concrete tank on knoll approx 1 mi. E. of Grace. Overflow on tank. Town pressure 60" 12" mains. Fall in 4" line between 200' - 300'

5. Water is used for: Municipal water supply for village of Grace6. 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):

Village of Grace, Idaho

Mr. Van Vleet says they irrigate approx 100 acres in village of Grace and have 234' outlet (family type) in Grace. They had to start the pump today because their mountain springs have dropped to where the supply is insufficient. They have an 8" main extending up to another group of springs E. of Grace and N. of these.

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

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

Remarks: These springs were at one time owned by Mr. H. W. Hawkins then later by John Lloyd. They were used to irrigate farm land out on the flat. Mr. Van Vleet city water master says springs have gradually grown weaker. Today the pipe is flowing about 1/2 full where it crosses fr. S. 15 to S. 16, running like a "mill race"

This examination was made on the 23 day of June, 19 53.(Signed) E. M. Humphrey Examiner.21059

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
JUL 7 1954

Department of Reclamation

Village of Grace, Idaho
G. Heber Smith, Clerk

Permit No. 21059

Examination for Beneficial Use

County Barnock (Caribou)
15-10S 41E.

Q = 1.0 c.f.s.

S = Hawkins Springs

P.D. = NE. SW. Sec. 15, T. 10S. - R. 41E

Use = Municipal uses

Kear the corner, Elmore

Van Vleet, John

alt 280' elev.

Priority = March 23, 1949
Dec. = May 18, 1954

no return
me 8' 11492

11-13-53
me 6' 504

H.W. Hawkins
John L. Ryd

8" steel line fr. Canyon to tank

44' x 22' h. Concrete tank

1 1/2 mi. East of Town.

12" line to house

60" pressure

234 outlets for houses & businesses
irrigates 1 mi x 1/2 mi.

Have to operate pumps as
supplemental

One pump 900 gpm

G.E. 75hp motor

Layne Boulder

col. 135' x 8"

10" bowl 7 or 8 stage

100 acres irrig.
including houses.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21059

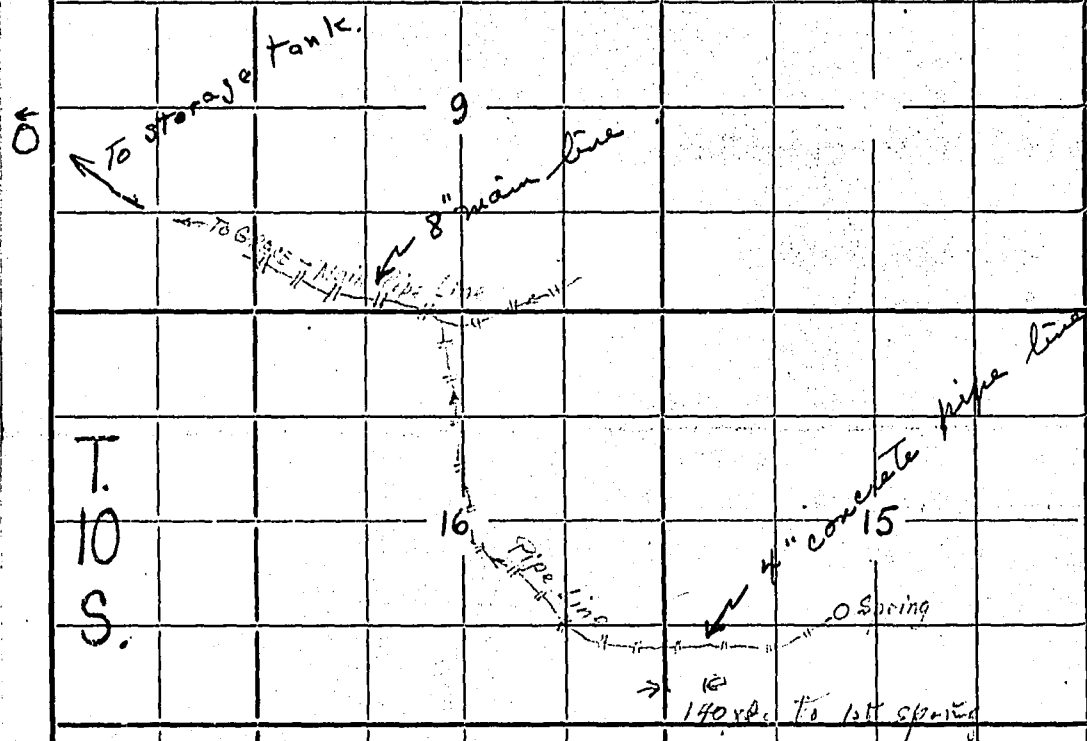
REPORT ON PROOF OF Beneficial Use

VILLAGE OF GRACE, Grace, Idaho.
G. Heber Smith, Village Clerk

app. one c/s

*1. c/s
mark*

R-41E.



Subdivisions = 16 { S $\frac{1}{2}$ 8 S. 1. R. 105. R 40E
N $\frac{1}{2}$ 8 S. 12. T " R "

Q = 1.0 cfs. or 50 inches.



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, RECLAMATION ENGINEER

BOISE

July 14, 1954

RE: Permit No. 21059

RECEIVED
AUG 6 1954
Department of Reclamation

Mr. G. Heber Smith, Village Clerk
Village of Grace
Grace, Idaho

Dear Mr. Smith:

We now have on file the report of our field engineer
on examination for beneficial use on your Permit No. 21059.

A License can, therefore, be issued for 1 cubic foot
per second from Hawkins Springs for municipal water supply for the
Village of Grace upon receipt of the license fee amounting to
\$5.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Jeannie L. Anderson
Chief Clerk

A:hll

21059

6076
5111

August 7, 1954

RE: Permit No. 21059

Mr. G. Heber Smith, Village Clerk
Village of Grace
Grace, Idaho

Dear Mr. Smith:

We enclose License and Certificate of Water Right issued under Permit No. 21059 confirming the right of the Village of Grace to 1 second foot of water from Hawkins Springs with priority of March 23, 1949 with point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15, Township 10 South, Range 41 East B.M. for municipal water supply for the Village of Grace.

We also enclose departmental receipt No. 26823 for the \$5.00 fee paid in connection with beneficial use proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll
Enc.

21059