29635

# Application For Permit
# To Appropriate the Public Waters of the State of Idaho

APPLICATION NO. 37611
PERMIT NO. 29635
DISTRICT NO.

1. Name of Applicant: J. L. Fredrickson (Individual)

Postoffice address: Malad City County: Oneida 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:

CANCELLED pursuant to sec 42-311 Idaho Code Annotated, by order of State Reclamation Engineer dated APR 23 1965

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

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

3. Source of water supply: Unnamed stream which is a tributary of

4. Location of point of diversion: Storage Res. Dam. Just West feet distant from the corner of Section 27, T. 13 S., R. 33 E., B.M., and is in the HOLLOW just West of center of section 27, T. 13 S., R. 33 E., B. M., County of Oneida. Reservoir made to hold about 1½ acre feet 1 judge and about 20 rods West Center Sec. 27

5. Water is to be used for watering stock and culinary

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 of , 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: $ 2000.00 roads, fences and corrolls

8. Kind of works: all earth

9. Height of dam 12 ft. in hollow feet; length of dam at top about 200 feet; length of dam at bottom about 50 ft. feet; material used in dam: earth

NOTE- - - (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.)

10. Size of headgate: Width no headgate feet; height feet.

11. Ditch: Width at bottom none fee; width at water line feet; depth of water feet; dimensions of flume; none

Diameter of pipe inches; length of conduit none miles.

Average grade per mile feet.

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

13. The time required for the complete application of the water to the proposed use is 0 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: none

16. (a) Is reservoir to be used? only for stock watering / 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.

s/ J. F. Fredrickson *Applicant.*

By *Agent.*

Date of first receipt at Department of Reclamation: 9:00 A.M. April 18, 1961

Returned to applicant for correction:

Corrected application received:

## Approval of State Reclamation Engineer

The number of this permit is 29635
Recorded in Book 104 Page 29635 Approved April 21, 1961
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 June 21, 1961 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 April 21, 1962
The whole of said work to be completed on or before April 21, 1963
Beneficial use of water appropriated in accordance herewith, to be made on or before April 21, 1963

WITNESS My hand this 21st *day of* April, 1961

s/ GEO. N. CARTER
*State Reclamation Engineer.*

IN TESTIMONY WHEREOF, WE ROBERT E. SMYLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, 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 21st day of April, 1961

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS
*Secretary of State.*

STATE OF IDAHO

By s/ ROBERT E. SMYLIE
*Governor.*

REMARKS:

14.

| Twp. | Range | Sec. | NE¼ | NW¼ | SW¼ | SE¼ | Totals |
|---|---|---|---|---|---|---|---|
| | | | NE¼ NW¼ SW¼ SE¼ | NE¼ NW¼ SW¼ SE¼ | NE¼ NW¼ SW¼ SE¼ | NE¼ NW¼ SW¼ SE¼ | |
| | | | NO IRRIGATION | | | | |

April 26, 1961

Re: Permit No. 29635

Mr. J. F. Fredrickson,
Malad City, Idaho.

Dear Mr. Fredrickson:

We enclose Permit No. 29635 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 30526 which was issued covering payment in the amount of $5.25 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

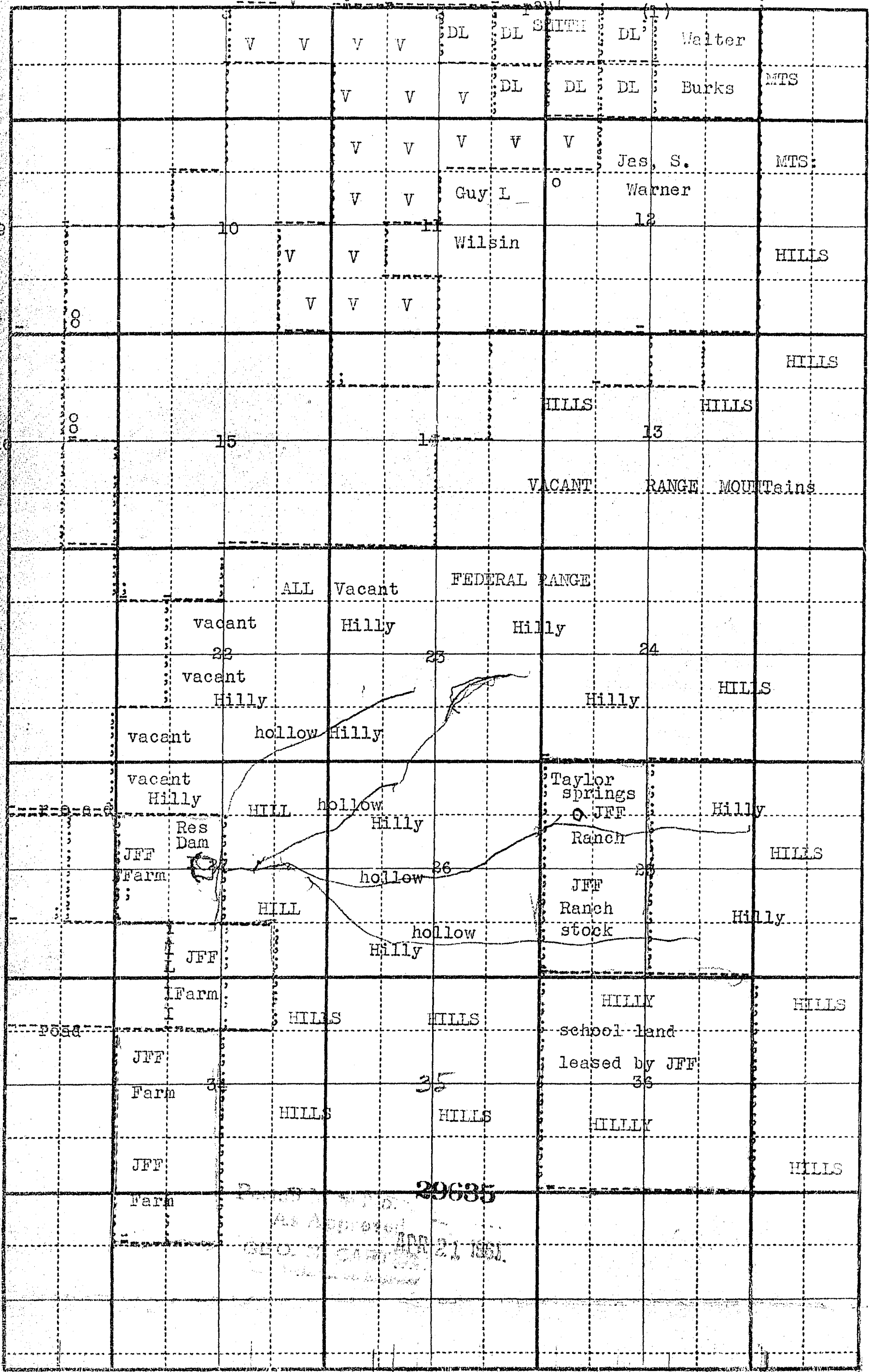
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

29635

NAME OF APPLICANT John F. Fredrickson; Malad, Idaho. tp.13 S.R.53 EBM

Form No. 0




SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

29685

Form 5-A

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Re: Permit No. 29635

Date:

Feb. 1, 1963

J. F. Fredrickson
Malad City, Idaho

Dear Mr. Fredrickson:

Under the terms of your Permit No. 29635 you are required to make proofs of completion of works and application of water to beneficial use on or before April 21, 1963.

Before this proof can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper in the county.

We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point of points of diversion and the location of use or lands which are irrigated - - by legal description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 36-A.

At the time we send the notice to the newspaper we will send you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by the field inspection to have been irrigated at the time of proof.

Very truly yours,

Geo. N. Carter

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 36A-11

29635

February 5, 1963

Re: Permit No. 29635

J. F. Fredrickson
Malad City, Idaho

Dear Mr. Fredrickson:

Returned herewith are two From 36A and Form 11, which we received today. Also enclosed are two new Forms 36A to show answers as they are shown in your permit, without so much explanation. Except answer to 4 which should be the same as shown as answer to 5.

Kindly complete the new Forms 36A, according to your permit and return with Form 11 at your earliest convenience.

Your permit shows you intended to construct a dam 12 feet high and also shows that plans for such dams must be approved by the State Reclamation Engineer prior to construction. We assume your dam is not over 10 feet high, as State Statutes provide that no water right can be obtained if the plans have not been approved for dams over 10 feet high.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. Form 36A-11
new 36A

29635

Form 36-A

RECEIVED
FEB 8 1963
Department of Reclamation

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

NOTICE is hereby given that at 10-00 A M., on the ~~1st~~ 13th day of ~~April~~ May 1963, at Malad City, County of Oneida, State of Idaho, before H.E.Thomas, Notary Public, at (address) Malad City, Idaho, proof will be submitted of the completion of works for the diversion of 2 cubic feet per second of the waters of un-named stream and Taylor Springs, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29635, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: J.F.Fredrickson, Malad City, Idaho

2. 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 conveying to the place of use is 2 cubic feet per second.

3. The use to which said water has been applied is Livestock watering and culinary purposes, and the amount applied to beneficial use is 2.0 cubic feet per second.

4. The point of diversion of said water is storage Reservoir ~~with its dam 10 feet~~ high just West of center Sec. 27 T 13S R 33E BM

5. The place where said water is used is Reservoir West of center of Section 27 tp.13 S.R.33 EBM

~~Total~~ acres.

6. The date of priority which said user is prepared to establish is April 18, 1961.

Geo. H. Carter

State Reclamation Engineer

29635

Form No. 11
2M - 10/60

RECEIVED FEB 8 1963 Department of Reclamation

RECEIVED FEB 5 1963 Department of Reclamation

**NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE**

(Date) February 4th. 1963

(P. O.) Malad City, 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 Idaho Enterprise of Malad City, Idaho published in of Oneida the county in which the works are situated.

Boise Ltr.

J. F. Fredrickson

applicant J.F.Fredrickson
Malad, Idaho.

(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.

Form 16.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 29635

# Proof of Application of Water to Beneficial Use
## and Completion of Works

## Deposition of Holder

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

Ans. J.F.Fredrickson, Malad, Idaho, Abstracts-Farms and Livestock.
Postoffice address Mald, Idaho.

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

Ans. No.

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

Ans. 29635; date April 21st. 1961; Priority April ~~21st~~ 18. 1961

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

Ans. Storms run off; and some drain from spring in NW¼;25-13-35EBM

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. Earth Dam; in hollow of whats known as "Cedar Canyon" hollow at about 30 rods West of center of Section 27 Twp; 13, S.R. 33 E.B.M. And an earth Dam in hollow of canyon; about 50 feet wide at bottom and 150 to 200 feet long at top and about 12 feet high, I judge to hold about 1½ to 2 acre feet of water, with rock bottom spillway for any excess waters that may come, and point of diversion at this dam, for any cullinary; or for any grass pasture flooding, with stock watering in the reservoir storage itself;or troughs.

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. Livestock watering principally; at the reservoir itself; and any surplus waters for cullinary useable; and grass pasture close to dam for the surplus waters if any. Said catch basin reservoir is now over half full of water.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. none

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

Ans. use only as specified.

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

Ans. one or more acre feet storage; depending on storms and spring drain conditions as seasons may provide.

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. As owner of lands where Dam Reservoir is located and owner lands where spring is located, and drain goes down hollow to reservoir dam.

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

Ans. Just as the spring run-off lasts each year; and the said dam and catch basin small reservoir will continue the usage longer each season for stock watering for the uses of the grasses forage with and surpus waters for more grass close to the storage use.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. none. This is the only project for this proposed usage.

(Sign) J. Fredrickson

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 Malad City, Idaho, County of Oneida, State of Idaho, on this 13th. day of May, A. D. 1963.

H. E. Thompson
Notary Public for Idaho, at Malad, Idaho.

My commission expires June 17th 1965

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 14 1935
Department of Reclamation

PERMIT NO. 29635

# Proof of Application of Water to Beneficial Use and Completion of Works
# 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. Clark L.Hubbard, Holbrook, Idaho; age 55 yrs Farmer P.O. Address Holbrook, Idaho.

Ques. 2. Are you acquainted with J.F.Fredrickson, the holder of Permit No. 29635? How long have you known him and where does he reside?

Ans. Yes; last past 30 years; He resides at Malad, Idaho

Ques. 3. Have you read or heard read said Permit No. 29635, 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. Storms, Spring drainage, and snow run-off waters: Diversion at catch Basin earth built reservoir; near West center of center of Section 27 in Township 13 S.R. 33 East Boise Meridian, at farm and stock area known as Buist, in Oneida County, Idaho, about 25 miles West of Malad, Idaho, An earth built Dam in hollow of what is known as Cedar Canyon; about 200 feet long;long at top; and 50 feet wide at bottom and about 12 feet high with rock bottom spillway for any overflow; used principally for stock watering, and grass by dam; and cullinary uses

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. Dam reservoir I Judge will hold 1½ to a acre feet; and have seen the reservoir full of water. Is good use for stock watering with excess for grass

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. Used principally for stock watering uses, being in a good grass area. and located as above shown, Any excess water for grass growth on owners lands where dam is located, and some cullinary uses. In a mountain area. No meadow grasses there now, but could be in time. The reservoir is now about half full of water.

29635

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

Ans. No power; Used for stock watering purposes;with excess waters for more grasses pasture on lands of applicant near by and jo9ning reservoir ~~Reservoir is on the applicants~~ lands.

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. No. Just some excess waters at times,as run-off may increase at times from storms and some run-off from normal winters that may come at times.

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 farm land nearby, and observe the catch basin reservoir used to provide watering for livestock its main purpose, and see and have seen ~~this reservoir nearly full of water.~~

(Signed) Clark & Hubbard.

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 Malad, Idaho, County of Oneida, State of Idaho, on this 13th day of May, A. D. 1963.

K. E. Thurman

Notary Public for Ida.
at Malad, Idaho.

My commission expires Jan. 27th 1963.

29635

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Department of Reclamation

PERMIT NO. 29635

# Proof of Application of Water to Beneficial Use and Completion of Works

## 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. William R. Thomas, residence Malad, Idaho. age 58 P.O.Address 448 North 200 West Malad, Idaho. Farmer and livestock.

Ques. 2. Are you acquainted with J.F.Fredrickson, the holder of Permit No. 29635? How long have you known him and where does he reside?

Ans. Yes; All my life; He resides at Malad, Idaho.

Ques. 3. Have you read or heard read said Permit No. 29635, 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. Storms and spring run of waters; and drainage from spring waters. Diversin at Catch Basin Reservoir at point near center of Section 27 in Tp. 13 S.R. 33 EBM. AT FARM and stock area called Buist, in Oneida County, Idaho, about 25 or 30 miles West of Malad, Idaho. An earth dam in canyon hollow; about 200 feet long, and 50 feet wide at bottom and about 12 feet high, with rock bottom spillway for same to be used princupally for stock watering, and grass by reservoir with cullinary uses.

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. Dam will hold about 1½ or 2 acre feet; and have seen same nearly 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. Used principally for stock watering purposes; beingin a grass area. and located as above shown. Excess waters used for grass watering near reservoir or catch basin, and cullinary. All mountain area good grass area. No. meadow there now. THE RESERVOIR IS NOW ABOUT HALF FULL WATER.

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

Ans. Used only for stock watering purposes; with excess for more grass. In a stock grazing area.

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. No.

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 interest whatever.

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. Just observed the catch basin for stock watering purposes.

(Signed) William R. Thomas

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 Malad, Idaho, County of Oneida, State of Idaho, on this 13th. day of May, A. D. 1963.

H. E. Thomas

Notary Public for Ida.

My commission expires Jan. 27th 1965 residing at Malad, Idaho.

29635

RECEIVED
MAY 14 1963
Department of Reclamation

# Affadavit of Publication

State of Idaho
County of Oneida, ss.

Dana Lamanna being first duly sworn on h.r oath, states: That s.he is bookkeeper of the Idaho Enterprise, a newspaper of general circulation in Oneida County, Idaho published weekly at Malad, in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That said Idaho Enterprise was at all of the times of publication of said notice a newspaper of general circulation made up of at least four pages of at least five columns each, printed from type matter or stereotyped forms of at least seventeen and three fourths inches depth, and said newspaper during all of the times of publication aforesaid had more than 200 bonafide subscribers thereto living within the county of Oneida in which said newspaper was published at regular intervals not less frequently than once a week.

That the annexed notice was published per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 4 successive weekly issues thereof the date of the first publication being the 18 day of April, 19 63 the date of the last publication being the 9 day of May 19 63.

Dana Lamanna

Subscribed and sworn to before me this 13th day of May, 1963.

H. E. Thomas

Notary Public, residing at Malad, Idaho

My Commission expires the....day of ....., 19.....

Costs: 51 lines at 13c per line first insertion $6.63

.....lines tabulated at 20c per line $.....

10c per line each subsequent insertion $15.30

TOTAL ..... $21.93

(Rates for legal notices are fixed by Idaho law)

**NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE**

NOTICE is hereby given that at 10:00 A.M. on the 13th day of May, 1963, at Malad City, County of Oneida, State of Idaho, before H. E. Thomas, Notary Public, at Malad City, Idaho, proof will be submitted of the completion of works for the diversion of 2 cubic feet per second of the waters of un-named stream, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29635, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is J. F Fredrickson, Malad City, Idaho.

2. 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 conveying to the place of use is 2 cubic feet per second.

3. The use to which said water has been applied is Livestock watering and culinary purposes, and the amount applied to beneficial use is 2.0 cubic feet per second.

4. The point of diversion of said water is storage Reservoir just West of Center Sec. 27, T. 13 S., R. 33 E.B.M.

5. The place where said water is used is Reservoir West of center of Sec. 27, tp. 13 S. R. 33 EBM.

6. The date of priority which said user is prepared to establish is April 18, 1961.

/s/ GEO. N. CARTER
State Reclamation Engineer
4-18-25 5-2-9 t4

29635

RECEIVED
APR 12 1963
Department of Reclamation

Malad, Idaho; April 11th. 1963

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

Permit 29635

Dear Engineer Carter1

What has become of proof time and papers for proof of above permit as per your letter of Feb.5th.63 for new forms 36-A sent you.

Have not heard anything; nor seen the Notice of proof. Was it extended or continued for new setting.

Please advise of extended setting.

Yours truly,

J. F. Fredrickson,

J.F.Fredrickson,

29635

April 12, 1963

Re: Permit No. 29635

Mr. J. F. Fredrickson,
Malad City, Idaho.

Dear Mr. Fredrickson:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 29635. The proofs are to be made at 10:00 o'clock A.M., on the 13th day of May, 1963, before H. K. Thomas, Malad City, Idaho, Notary Public.

As of this date we have mailed the Notice to the Idaho Enterprise Malad City, Ida. with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

29635

1200
6-28-61

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit 29635
J. F. Fredrickson

Date: April 12, 1963

Idaho Enterprise,
Malad City, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to May 13, 1963 the date set for proof; the expense of the publication is to be paid by the applicant

J. F. Fredrickson of Malad City, Idaho

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

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

Very truly yours,

Geo N. Carter

GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.

29635

April 12, 1963

Re: Permit No. 29635

J. F. Fredrickson
Malad City, Idaho

Dear Mr. Fredrickson:

The new forms 36A and 11 you submitted were misfiled and the notice was not sent to the paper.

The legal notice has been changed to agree with the permit and the date for making the proofs has been set for May 13, 1963, before H. E. Thomas. This date after the proofs are due, however your permit will not be cancelled if you make the proofs according to the notice.

Possibly you or the Notary Public would like to change the date, May 13, 1963, to a later date in the week. You may notify the paper of the new date and also notify this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:cw

29635

J.F.Fredrickson, Applicant;
April 21,1961 Permit 29635 Proof made May 13th. 1963
Stock water;Catch Basin small pond reservoir to hold
about 1½ acre feet, for stock watering purposes in
grazing seasons each year, with useable cullinary water
with irrigation flooding joining and nearby grass hay
lands with any excess flood or drainage waters.

Malad, Idaho, May 9th. 1964

Dept; Reclamation
George N. Carter, Engineer,
Dear Mr. Carter;

Will thank you for a copy of the License for the above permit and proof for said small Basin Pond reservoir to catch flood and drain waters for stock watering purposes principally.

Like this by return, if you will and oblige.

Yours truly,

J.F.Fredrickson

J.F.Fredrickson, applicant
Malad, Idaho.
P.O. Box 172

RECEIVED
MAY 13 1964
Department of Reclamation

29635

May 13, 1964

Re: Permit No. 29635

J. F. Frederickson
Malad, Idaho

Dear Mr. Frederickson:

Our field examiners were not able to inspect the works under your permit last summer on account of the heavy work load.

The inspection will be made at the earliest possible time.

Very truly yours,

RALPH V. THOMAS
Deputy State Reclamation Engineer

RVT:mr

29635

Proof of Permit 29635 of J.F.Fredrickson for catch basin reservoir and its location, and the works.

H.E.Thomas
Notary Public

RECEIVED
MAY 1 2 1965
Department of Reclamation

29635

1M April 1962

May 15, 1963

Re: Permit No.
29635

J. F. Fredrickson
Malad, Idaho

Dear Mr. Fredrickson:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Idaho Enterprise, all submitted in proof of completion of works and beneficial use on Permit No. 29635.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

29635

August 11, 1964

RE: Permit No. 29635

J. F. Frederickson
Malad, Idaho

Dear Mr. Frederickson:

We have received the report of the field inspector of the works under your permit.

The report shows you have constructed a dam 13.6 feet high. The up stream slope of the dam is steeper than the 2 to 1 slope considered necessary for earth fill dams. Our letter of February 5, 1963 called your attention to the fact that plans of dams over 10 feet high must be approved in this office prior to start of construction.

No plans have been received in this office. We assume that you do not have plans for the dam prepared by a registered engineer.

A pre-cancellation notice will be sent to you later this month allowing 40 days within which you may show cause why the permit should not be cancelled.

An affidavit of a registered engineer showing that the upstream slope of your dam has been flattened to not less than a 2 to 1 slope with compacted fill and a crest width of not less than 10 feet will be sufficient cause why the permit should not be cancelled.

Provided the above affidavit is received within the time allowed, we can issue you the certificates of water right for 0.5 c.f.s. of water upon receipt of the statutory fees of $10.00.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

29635

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

12935?

ALBION IDAHO
POSTMARK OF DELIVERING OFFICE
AUG 22 1964
USPO

INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN TO

| REGISTERED NO. | NAME OF SENDER<br>Department of Reclamation |
|---|---|
| CERTIFIED NO.<br>12935 | STREET AND NO. OR P. O. BOX<br>Room 107 Statehouse |
| INSURED NO. | CITY, STATE, AND ZIP CODE<br>Boise, Idaho |

29635

CSS—16—71548-6—F

## INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to addressee

☐ Show address where delivered

*(Additional charges required for these services)*

## RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE *(must always be filled in)*

J. F. Friedrichsen

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

J. M. Burks

DATE DELIVERED

8-22-64

SHOW WHERE DELIVERED *(only if requested)*

29635

CSS—16—71948-3—F OPO

J. F. FREDRICKSON
LIVESTOCK ON FARMS
OFFICE PHONE 225 — RES. PHONE 86
MALAD, IDAHO

RECEIVED 24

August 22nd. 1964 194—

Dept; of Reclamation
State Engineer;
107 State House; Boise, Idaho;
Dear Ralph W.Thomas,

Permit No. 29635
Proof May 13th. 1963
About 20 rods West of
center Sec.27-13-33E
50 ft.wide at bottom
about 150 to 200ft at top
and about 12 ft. high. as
stock watering pond, from
storage of channel drainage
run-off and flood waters,with
rock spillway for excess waters
run-off.

Your letter Aug.11th.64 received today, on examination you made in company with Clark L. Hubbard, of Holbrook, showed by your above letter, excess over 10 ft. high, of 13.5ft.high intended to be 2 to 1 slope on water pond side.

In fact from the high rock bottom that the dam would only check 10 ft. high. I had no way to check the low pond center height against flash instant storm floods, and several of us checked and rechecked this small pond dam, and figured that the average for the bulk water of the pond would not average over 10 ft.high for the average of this small stock water pond.
I had spoken to Wendell Smith Engineer at Preston,Idaho, our nearest place for engineer, but could not have time to come over so we all thought small pond like this with some wash in, could not be over 10 ft. high.

We repaired it some in May to guard its washing out to.

So if you think it will not flash flood over and fill up, I will ask you to give me sufficient time, to get Mr. Smith to recheck and map the same for slope and send you just as soon as possible, as I want to use the grass for stock as long as I can serve them with water.
And thanking you for this consideration.

Yours truly,

J.F.Fredrickson, Malad, Idaho.

29635

August 24, 1964

RE : Permit No. 29635
J. F. Fredrickson

J. F. Fredrickson
Malad,
Idaho

Dear Mr. Fredrickson:

Thank you for your letter of August 22, in regard to your stock pond.

It is the duty of this office to require dams to be constructed which will be safe, as far as possible, from washouts. A flatter slope on the upstream side will provide additional safety.

The present fill should be stepped so there will be a good bond between the old and new fill.

The work should be completed before next spring's run-off.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:ct

29635

November 25, 1964

RE: Permit No. 29635

J. F. Fredericksen
Malad, Idaho

Dear Mr. Fredericksen:

Three months have passed since we sent you notice, dated August 21, 1964, without receiving any notice that you have done any work on the stock pond near the center of Sec. 27, T. 13 S., R. 33 E., B.M.

You have had plenty of time to flatten the upstream side of the dam. Levels across the top of the dam indicate that a little fill across the low spot on top would give you additional freeboard at little expense.

Your permit will be cancelled according to the notice, if we do not hear from you by return mail that the work has been completed, or at least started. If the permit is cancelled you will be required to remove the dam or lower the spillway three feet, without reducing the size.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

29635

November 25, 1964

RE: Permit No. 29635

J. F. Fredericksen
Malad, Idaho

Dear Mr. Fredericksen:

Three months have passed since we sent you notice, dated August 21, 1964, without receiving any notice that you have done any work on the stock pond near the center of Sec. 27, T. 13 S., R. 33 E.,B.M.

You have had plenty of time to flatten the upstream side of the dam. Levels across the top of the dam indicate that a little fill across the low spot on top would give you additional freeboard at little expense.

Your permit will be cancelled according to the notice, if we do not hear from you by return mail that the work has been completed, or at least started. If the permit is cancelled you will be requested to remove the dam or lower the spillway three feet, without reducing the size.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

Approved by Dec. 7, 1964 - Board

29635

RECEIVED
NOV 30 1964
Department of Reclamation

Malad, Idaho; Nov. 27th. 1964

Dept. RECLAMATION
107 State House house
Boise, Idaho;
Dear DEPUTY Engineer
Ralph W.Thomas

STOCK WATER POND; low Dam
near center 27-13-33E
Permit 29635 for stock water
pond with low dam, to aid
Livestock economy for livlihood
and cost production, necessary
to use our natural grasses feed
for our livestock industry, now
badley depressed.

Your notice directive of 25th. inst; came today, to flatten more the upstream side of this low dam and been waiting for Wendall Smith our engineer of Preston,Idaho, to come and check same, for compliance. And he was over Tuesday 24th. on his other reservoir job and I got him to try to make the check which he tried to do, but found the snow and mud impossible to get through and would try again when weather would permit.

I am more anxious than you to get this done, as it is an economy benefit for our livestock industry and affects our income for our county and state as well as our livlihood, and I assure you it will be completed as soon as possible.

Yours truly,

J.F.Fredrickson, Malad,Idaho.

29635

November 30, 1964

Re: Permit No. 29635

J. F. Fredrickson
Malad, Idaho

Dear Mr. Fredrickson:

We received your letter of November 27th in regard to your dam. Your progress is sadly lacking in accomplishment.

You must realize that any damage caused by failure of the dam would be your liability.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

29635

Malad, Idaho, Dec. 4th. 1964

Dept. Reclamation
107 State House,
Boise, Idaho;
Dear Mr.R.Thomas, Deputy

29635 Permit; Apr.21,61 for
Stock WATER POND; West of Center
Sec.27-13-33EBM.ON APPLICANT land
Made pond in 1961 summer& 1962
Proof Proef May 13, 1963
Lst part Aug.64 Engineer with
Clark Hubbard examined dam said
13½ high; no plans; upstream side
too steep 2 to 1
Aug.21-64 40 days to correct 10ft
Nov.24-64 Wendell Smith Engineer
to check dam.(Weather-snow & mud
imppssible to get to Dam.)
Nov.27-64 Applicant reported
Smith come when weather permit.

RECEIVED
DEC 9 1964
Department of Reclamation

Your letter Nov.30th. inst received. It seemed and was conditions were just such; that we both had to wait, to get done what we wanted; and I had an expensive D-8 cat and dozer there in part of May and June to, that are doubly hard to get when you want them.
And I will crowd all I can, and trust conditions and weather will let us get this completion as soon as possible.

Yours truly,

J.F.Fredrickson, MALAD, IDAHO.

29635

Form 24

STATE OF IDAHO

# DEPARTMENT OF RECLAMATION

BOISE, IDAHO

August 21, 1964

Re: Permit No. 29635

To J. T. Frederickson

Malad, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 29635 to Appropriate the Public Waters of the State of Idaho, have not been complied with as to Engineer's Report showed a dam 13.5 feet high had been constructed and plans for same had not been submitted to this Department.

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 29635 is hereby held for cancellation.

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

Said Permit No. 29635 claims the use of 2.0 cubic feet per second of the waters of un-named stream with point of diversion located in the hollow just west of center of Sec. 27., Twp. 13 S., Rge. 33 E.,B.M., and was approved April 21, 1961

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the 21st day of August, 1964

s/ RALPH W. THOMAS Deputy,
State Reclamation Engineer.

By _____
Assistant.

29635

J. F. FREDRICKSON
and
LIVESTOCK FARMS
OFFICE PHONE 225 — RES. PHONE 86
MALAD, IDAHO

May 24th. 1965 194—

29635 Permit;

RECEIVED
MAY 25 1965
Department of Reclamation

Dept Reclamation
107 State House,
Boise, Idaho;
Dear Mr.R.Thomas,
Deputy ENGINEER;

When weather would permit, we have been working on stock water pond, as you suggested and same has handeled run off and spring waters very well and now seems to be doing the job very well, and as well as can be expected.

And if we lower the spillway any more, we will not be able to hold sufficient water needed for stock watering purposes and same is now working very well with no damanageing effect anywhere, and is now useable for stock watering purposes as was intended, and must have same,or no stock can be raised.

Been after Engineer Wendell Smith, of Preston, Idaho, continuely to come an inspect same, which he says he will do, at first oppurtunity, with weather conditions delaying this spring work everywhere, everywhere he says.

Yours truly

J.F.F. Fredrickson

C C to Wendell Smith, Engineer, Preston,Idaho.

29635

Form 24-A
500 12-64

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

* * * * *

IN THE MATTER OF CANCELLATION OF PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO NO. 29635

ORDER OF CANCELLATION

WHEREAS, Permit No. 29635 lapsed through failure of the holder to make proof of completion of works within the time specified in the Permit, to-wit: Engineer's Report showed a dam 13.5 feet high had been constructed and plans for same had not been submitted ot this Department., and

WHEREAS, due notice was given the holder of said Permit that such proof would be due on the date above mentioned, and

WHEREAS, on August 21, 1964 notice was sent to the holder of said Permit to appear before the State Reclamation Engineer on or before 40 days to show cause why such Permit should not be cancelled, and

WHEREAS, the holder of said Permit has failed to comply with the said requirements, and that no showing has been made as to completion of the works under said Permit.

IT IS THEREFORE, hereby ordered that Permit No. 29635 be and the same is hereby cancelled and held for naught.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Department, at Boise, Idaho, this 28th day of April 1965.

Carl E Tappan

STATE RECLAMATION ENGINEER

29635

RECEIVED
MAY 25 1966
Department of Reclamation

Malad, Idaho, May23rd. 1966

Dept. Reclamation
Engineer G.N.Carter;
STATE HOUSE: BOISE, IDAHO:

Permit 29635 stock water pond

Dear Mr. Carter;

KOMPLETED stock pond W. of center 27-13-33E last fall as per your instructions for 3 to 1 slope, when weather permitted and Pond filled fair and spillway worked perfectly, Pond collected some extra fill and bottom raised a little and leveled off, so that the pond now won't be over 10 ft. high, and works good, when we have run-off to fill; but weather was bad,cold and snowy, and past winter did nothing in way of run-off, and now this spring has just now settled, to good weather.

But we have no water now, and good weather has just come to, but no run off since last year, one of nature'S conditions, and we have to go along with what we have; and this is reason we want this pond to prepare and keep water, so will have it when we need it for stock which is our livlihood.

The Pond is now as good as it can be made, and will do its job safely, when we have the water and run oof to fill it. I have plenty water in my springs about 2 miles to the east, but dry season does not have enough moisture to run any water therefrom.

Yours truly,

F. F. Fredrickson

F.F.Fredrickson, Malad, Idaho

Permit cancelled
April 28, 1965

April 21, 1963 Beneficial Use.

29635

Cancelled permit

May 25, 1966

Permit No. 29635

J. F. Frederickson
Malad, Idaho

Dear Mr. Frederickson:

We are in receipt of your letter regarding the completion of works on Permit No. 29635. It is noted that the completion of works was due in April 1963, and your permit was cancelled on April 28, 1965.

If you wish to refile an application to cover this stock pond we are enclosing an application form.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:aju
Encl: Application

29635

RECEIVED
MAY 31 1966
Department of Reclamation

Malad, Idaho 28th. 1966

Dept. of RECLAMATION
Geo. N. CARTER ENGINEER,
STATE HOUSE, BOISE, IDAHO:

Permit 29635

DEAR ENGINEER CARTER

Your letter of 25th.inst received wherein you advised my permit was cancelled April 28th. 1965 which is the first notice I have had of this, and after I had complied with all your requirements, just waiting Engineer WENDELL SMITH OF PRESTON, IDAHO, INSPECTING THE SAME, AT YOUR REQUEST, and which I hadvasked Mr.SMITH TO DO, and he tried once, but weather so bad he could not get to the pond.
YOU HAH NO CAUSE TO DO THIS, AND WITHOUT NOTIFING ME, When I was just waiting for ENGINEER SMITH and bad weather to clear and allow, to comply with your request. AND OUGHT TO HAVE YOUR co-operation.

The producer and taxpayer has hard enough battle to pay taxes and keep you boys in office, to extend us this service, for our and your existance in the production of our foods, which this pond is a good example of and is a big part of meat food production.

And now again having for some time being faced with no moisture highly necessary to keep feed for our cattle food production, and should in these cases have all co-operation possible, and BLM raising fees, and controlling usage areas.

MADE INSPECTION TODAY AND DRY AS THE #30's and no sign of moisture conditions you boys should face also along with the stockman.

NATURE HAS FILLED IN WASH SOIL TO EXTENT: THAT IT WILL BE HARD to get a 4 or 5 foot pond now, and will demand cleaning at times to even get a 8 or 10 foot dam, and we have an ideal ledge rock for the over flow which looks like we will have to do, with clean out at times to keep even a 8 or 10 FOOT DAM FOR THE POND, WHICH WE WILL HAVE TO DO TO USE the feed in the area of the pond for its feed, and will herewith ask your advise, with the above knowledge now known.
And the feed still good and growing around the area of the pond.

Thank for your advise and opinion.

Yours truly,
J.F.Fredrickson, Malad, Idaho.

29635

May 31, 1966

RE: Permit No. 29635

Mr. J. F. Fredrickson
Malad, Idaho

Dear Mr. Fredrickson:

We have reviewed the record of your Permit 29635 and find that we had no authority to cancel it for the reason given. We are therefore enclosing an order reinstating the permit with its original priority.

You should understand however, that we will not issue the license on the permit until we receive from you the affidavit of a qualified engineer who will certify that the dam was built to reasonable standards. This report was requested in our letter of August 11, 1964. When it was not received we cancelled the permit. If you do not now furnish this required affidavit it will be necessary for this office to issue an order to have you remove the dam or repair it so it meets minimum qualifications.

Very truly yours,

R. KEITH HIGGINSON, Deputy
State Reclamation Engineer

RKH:tejw
Encl: Special Order

29635

Before the State Engineer of the State of Idaho

In the Matter of Permit No. 29635 ) ORDER OF REINSTATEMENT

WHEREAS, Permit No. 29635 was issued by the State Reclamation Engineer on April 21, 1961, and provided for the appropriation of water by construction of an earth dam to impound water in a reservoir, and,

WHEREAS, Applicant proceeded with construction of a dam and submitted proof of completion of works without obtaining prior approval from this office of plans and specifications covering such construction, and,

WHEREAS, Due to applicant's failure to obtain prior approval of plans and specifications, Permit No. 29635 was cancelled by the State Reclamation Engineer on April 28, 1965, and,

WHEREAS, Said cancellation was in violation of the authority of the State Reclamation Engineer and the provisions of Section 42-311,

NOW, THEREFORE, It is hereby ordered that Permit 29635 be reinstated with its original priority date of April 18, 1961, and the order for cancellation of said Permit dated April 28, 1965, is rescinded.

Dated this 31st day of May, 1966.

R. Keith Higginson, Deputy
State Reclamation Engineer

COPY

29635

Before the State Engineer of the State of Idaho

In the Matter of Permit No. 29635 ) ORDER OF REINSTATEMENT

WHEREAS, Permit No. 29635 was issued by the State Reclamation Engineer on April 21, 1961, and provided for the appropriation of water by construction of an earth dam to impound water in a reservoir, and,

WHEREAS, Applicant proceeded with construction of a dam and submitted proof of completion of works without obtaining prior approval from this office of plans and specifications covering such construction, and,

WHEREAS, Due to applicant's failure to obtain prior approval of plans and specifications, Permit No. 29635 was cancelled by the State Reclamation Engineer on April 28, 1965, and,

WHEREAS, Said cancellation was in violation of the authority of the State Reclamation Engineer and the provisions of Section 42-311,

NOW, THEREFORE, It is hereby ordered that Permit 29635 be reinstated with its original priority date of April 18, 1961, and the order for cancellation of said Permit dated April 28, 1965, is rescinded.

Dated this 31st day of May, 1966.

R. Keith Higginson, Deputy
State Reclamation Engineer

COPY

29635

J. F. FREDRICKSON
and
LIVESTOCK ON FARMS
OFFICE PHONE 225 — RES. PHONE 86
MALAD, IDAHO

RECEIVED
JUN 6 1966
Department of Reclamation

June 3rd. 1966

Dept. of Reclamation
107 State House; BOISE IDAHO
R.Keith Higginson, Deputy State Engineer,

DEAR ENGINEER HIGGINSON,

Your letter of May 31st. with order of reinstatement of permit 29635 received allowing time for Engineer Wendell Smith to inspect stock water pond Sec. 27-13-33East under said permit and report to your Dept.. Thanks for same.

Engineer Smith informs me that he will do this, just as soon as he can arrange time to do so.

He is overseeing building a reservoir in our county for one of our irrigating Companies, with his outside work in the state, but will arrange time to inspect the stock water pond just as soon as possible.

Yours truly

J.F. Fredrickson

J.F. Fredrickson, Malad, Idaho.

29635

RECEIVED
JUN 20 1966
Department of Reclamation

Malad. Idaho, June 16th. 1966

Dept. of Reclamatiom
State House,
BOISE, IDAHO:
STATE ENGINEER by Deputy PERMIT 29635
R. KEITH HIGGINSON

Dear Mr. Higginson.

In connection with your letter of May 31st. on above permit, Engineer Wendell Smith by his DEPUTY Albert Jensen made an inspection of stock water pond todey .

Mr. Jensen said he found the Pond and its dam and spillway safe in every way and now constructed in the best way it could be made and safe in every way.

And require a flood great enough to wash everything and then it be protected by thr channel. And spillway is in the best possible protection.

Yours truly,

J.F.Fredrickson. Malad, Isaho.

29635

RECEIVED
JUN 29 1966
Department of Reclamation

Malad, Idaho, June 28th. 1966

Permit No. 29635

R.KEITH HIGGINSON, DEPUTY
STATE RECLAMATION ENGINEER
107 STATE HOUSE,
BOISE, IDAHO 83701

Dear Mr. HIGGINSON:

As per your letter of June 21st. inst. for certification of a licensed engineer that my stock water pond under permit(#29635 permit) becertified as to completion, safety, znd intended use be obtained and sent to your office which you will please find inclosed.

CERTIFICATION letter letter direct to you of completion, safety and intended use of stock water pond for me the undersigned under Permit #29635 located on applicants lands about 20 rods West of the center of section 27 Tp. 13 S.R. 33 EHM IN Oneida County, Idaho.,and that a permit license be issued for storing water in this small dam.

A stock watering pond for stock range cattle.

Yours truly,

J.F.Fredrickson, Malad, Idaho
applicant.

29635

June 21, 1966

Re: Permit No. 29655

Mr. J. P. Frederickson
Kay M, Idaho

Dear Mr. Frederickson:

We thank you for your letter of June 16, 1966, in which you indicate that your dam apparently meets reasonable safety standards. If you will now have Mr. Wendell Smith execute an affidavit to this effect we will be able to issue your license of water right.

Very truly yours,

R. KEITH HIGGINSON, Deputy
State Reclamation Engineer

RKH:ew

June 21, 1966

Re: Permit No. 29635

Mr. J. F. Frederickson
Malad, Idaho

Dear Mr. Frederickson:

We thank you for your letter of June 16, 1966, in which you indicate that your dam apparently meets reasonable safety standards. If you will now have Mr. Wendell Smith execute an affidavit to this effect we will be able to issue your license of water right.

Very truly yours,

R. KEITH HIGGINSON, Deputy
State Reclamation Engineer

RKH:ew

COPY

WENDELL SMITH CONSULTING ENGINEER ROUTE 2, PRESTON, IDAHO

Phone
852-0686

Consulting Engineer
Registered Idaho - Utah - Wyoming

Plans

Specifications

Cost Estimates

Water Supply

Drainage

Paving

Dams

Sewerage

Airports

Engineering Reports

Investigations

June 27, 1966

RECEIVED
JUN 30 1966
Department of Reclamation

Mr. R. Keith Higginson, Deputy
State Reclamation Engineer
107 State House
Boise, Idaho 83701

Dear Mr. Higginson:

Reference is made to the stock watering pond of Mr. J. F. Fredrickson, Malad, Idaho, Permit No. 29635.

I requested Mr. Albert Jensen to make a survey and inspection of this dam. It was found the total height of the dam was 12.2 ft. on the water side of the dyke. The pond was dry. The spillway crest is 6.5 ft. high leaving a free board of 5.7 ft.. At highwater in the dam less than 0.5 of an acre is covered with water. The side slopes are 2:1 on both sides of the dam with about an average top width of 10 ft.. The dam appears to be well compacted.

It is my belief that for a stockwatering pond the dam is safe. The small amount of water impounded behind the dam actually offers little hazzard even though it were to go out in this particular location. The spillway is cut in bedrock and should not easily errode. There is no outlet pipe through the dam.

It is my recommendation that a permit be issued for storing water in this small dam.

Very truly yours,

Wendell H. Smith

WHS/wk

29635

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

# REPORT OF ENGINEER

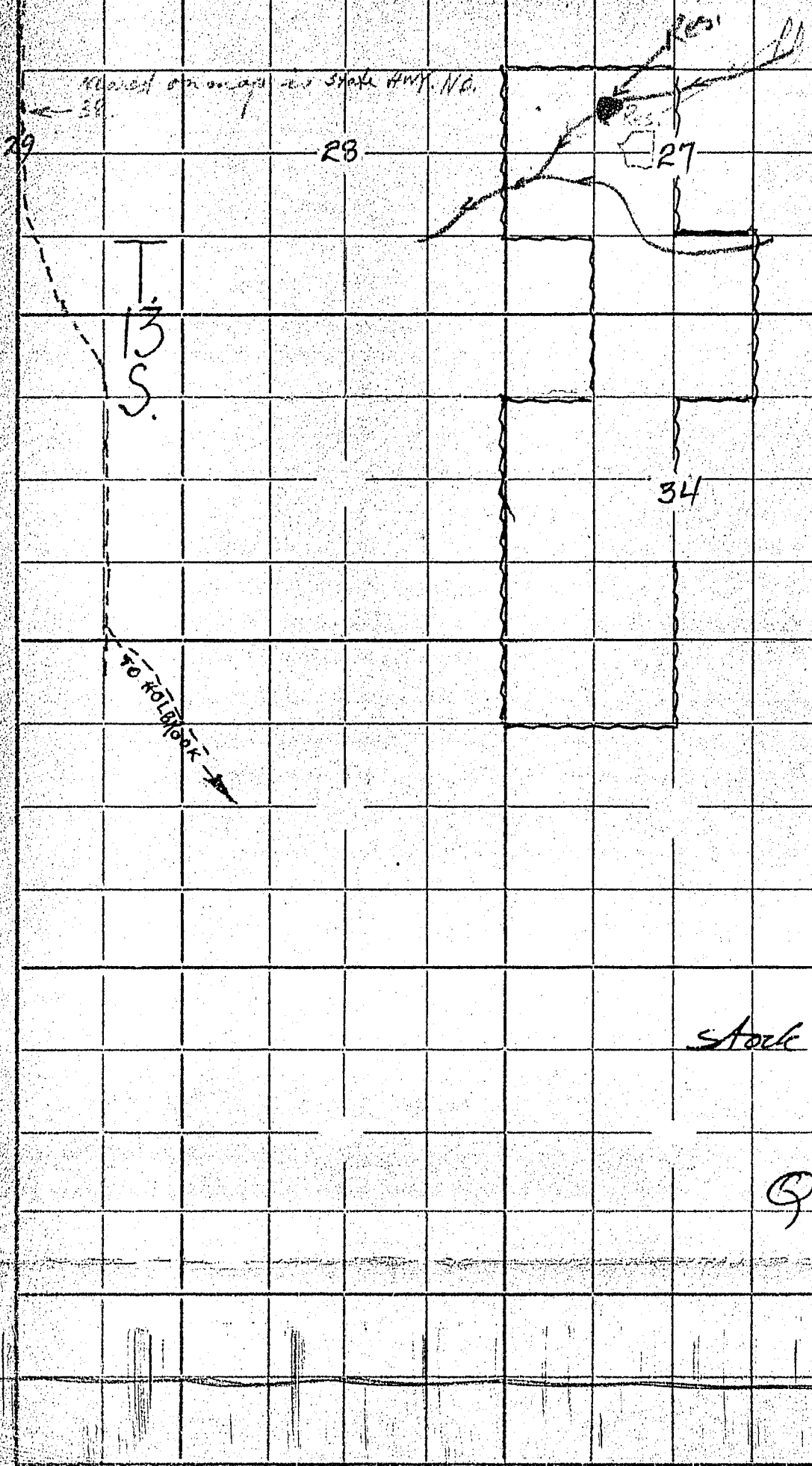
PERMIT NO. 29635

REPORT ON PROOF OF Completion of Works & Beneficial Use

J. F. Fredrickson, Malad, Idaho



R-33E.




Stock water.

Q = Approximately 4 AF

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

29635

Form 23

STATE OF IDAHO

# DEPARTMENT OF RECLAMATION

BOISE, IDAHO

# REPORT OF ENGINEER

Permit No. 29635

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

1. Name of applicant J. F. Fredrickson

2. Source of water supply: un-named stream

3. Location of point of diversion: Is in the Hollow / Just west of center ~~of~~ of Section 27

T. 13 S R. 33 EBM County of Oneida

4. Describe works as they exist, giving dimensions and capacities of same: Earth fill Dam across stream - 225' long x 13½' high x 12' crest width. 3½' freeboard. Both upstream and downstream slopes are 1½:1. No outlet. Spillway on south abutment, blasted + dug out of rock, Bottom width 2' x 10' top width x 3½' deep. Reservoir is egg shaped and has a capacity of approximately 4 AF with a surface area of .8 acre. (No Riprap)

5. Water is used for: watering stock and culinary purposes

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):

POINT OF USE: West of center of Sec. 27., Twp. 13 S., Rge. 33 E.B.M.

Water is used for stock water only.

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

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

Remarks: Mr. Clark Hubbard, representative for Mr. Fredrickson also.

Dec Left Ref 5, 1963

Stream & Res. Dry at time of Examination.

This examination was made on the 23rd day of July, 1964

(Signed) Leigh Johnson

Examiner.

29635

J. F. Fredrickson
Malad, Idaho

Permit No. 29635

Examination for Completion of Works & Beneficial Use

County Oneida

Sec. 27 T. 13S R. 33 EBM

Quantity: 2.0 cfs.

Source: Unnamed stream

P. D.: Hollow just west

Use: Stock & culinary

Filed: April 18, 1961

Due: April 21, 1963
Mod: May 13, 1963
Priority: May 10, 1961
Extension:

Protest: ——

Completion of Works: ——

Other Rights: none

29635

## 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 11 1966
Department of Reclamation

October 10, 1966

RE: Permit No. 29635

J. F. Fredrickson
Malad, Idaho

Dear Mr. Fredrickson:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. 29635 shows the dam is capable of conveying 4 acre feet. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 0.8 miner's inch.

Upon receipt of the statutory fees, totaling $5.00, we will issue the Certificate of Completion of Works for 4 acre feet and the License and Certificate of Water Right for 4 acre feet confirming the right, with priority of May 5, 1961, to the use surface water from an unnamed stream with the point of diversion in the hollow just west of center of Sec. 27, T. 13 S, R. 33 E, B.M., for watering stock and culinary purposes.

Very truly yours,

M. Russell Beech
Office Manager

MRB:qw

29635

Malad City Idaho.
Oct.12 1966.

29635

State of Idaho,
Dept of Reclamation.
Boise Idaho.

Dear Mr.Bosch:

Your Letter of Oct.10.1966Received for permit fee of $5.00 for stock water pond permit.

Thanks for return of same.My check herewith.

Yours Truly,

J.F.Fredrickson.

RECEIVED
OCT 14 1966
Department of Reclamation

29635

xxxxxxxx

November 16, 1966

Re: Permit No. 29635

J. F. Fredrickson
Malad City, Idaho

Dear Mr. Fredrickson:

Enclosed are the Certificate of Completion of Works and License and Certificate of Water Right on the above numbered permit.

Also enclosed is departmental receipt No. 33466 in the amount of $5.00 covering the fees.

Very truly yours,

M. Russell Bosch

M. Russell Bosch
Office Manager

MRB:mr

Enc.

29635

FORM 22 Permit No. 29635

# Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that J. F. FREDRICKSON of Malad City, County of Oneida, and State of Idaho, the holder of Permit No. 29635, issued upon Application No. 37641 bearing date of priority of May 10, 1961, authorizing the diversion of 2.0 second feet of waters of Unnamed stream

County of Oneida, State of Idaho, for stock water 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 0.02 second feet of the waters of Unnamed stream

that the point of diversion of said waters west of center of Sec. 27, T. 13 S, R. 33 E, B.M.

and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: west of center of Sec. 27, T. 13 S, R. 33 E, B.M.

stock water use

Proof of Completion of Works Made: May 13, 1963

Witness my hand this 16th day of November, A.D. 19 66

Assistant State Reclamation Engineer

29635

Permit No. 29635

# Certificate of Completion of Works

Dated November 16, 19 66

Stream Unnamed

County Oneida

Amount .02 c.f.s.

Date of Priority May 10, 1961

Recorded in Book 104

of Permits, page 29635

2-29635

1M 3-1-59

State of Idaho

# License and Certificate of Water Right

Water License No. 29635 Priority May 10, 1961 Amount .02 c.f.s.

THIS IS TO CERTIFY that J. F. FREDRICKSON

of Malad City, Idaho , made application for a permit to appropriate the public waters of the State of Idaho, dated April 18 , 19 61 ; that Permit No. 29635 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 2.0 second feet, was issued thereunder on November 16 , 19 66 , showing that said works were completed on the 13th day of May , 19 63 ; and that on the 13th day of May , 19 63

J. F. FREDRICKSON

of Malad City , State of Idaho , made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of an unnamed stream

a tributary of for the purpose of stock water use
under Use Permit No. 29635 of the Department of Reclamation, and
that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses, at Page 8590 , on the 16th day of November , 19 66 .

The right hereby confirmed dates from May 10 , 19 61 .

The Point of Diversion is located west of center
in ~~NE~~ ~~NW~~ ~~SE~~ ~~SW~~ NW, Sec. 27 , Twp. 13 S , R. 33 E , B.M. Oneida 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 .02 cubic feet per second.

Description and location of use:

| Twp. | Range | Section | Forty-Acre Tract | No. Acres Described in Permit | No. Acres Actually Irrigated |
|---|---|---|---|---|---|
| 13 S | 33 E | 27 | west of center<br><br>stock water use | | |

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 16th day of November , 19 66 .

Jack A. Barrett

Assistant State Reclamation Engineer.

29635

State of Idaho

# LICENSE AND CERTIFICATE OF WATER RIGHT

Water License No. 29635

To J. F. FREDRICKSON
Malad, Idaho

Source of Supply unnamed stream

Oneida County

Amount .02 Sec. Ft.

Point of Diversion WS of Ctr Sec. 27,
T. 13 S, R. 33 E, B.M.

Place of Use West of center of
Sec. 27, T. 13 S, R. 33 E, B.M.

Purpose stock water use

Date of Priority May 10, 1961

Recorded November 16, 1966

in Book 13 of Licenses, Page 8590

29635

J. F. Fredrickson

# 29635

| BS | HS | HI | FS | Rod | Elev | Remarks |
|---|---|---|---|---|---|---|
| | 12.35 | 112.35 | | | 100 | in bottom of Rec. |
| | | | | 2.66 | 109.75 | Bottom Sprinkling Sprinkler |
| | | | 2.47 | | 109.88 | TP |
| | 9.65 | 119.53 | | | | |
| | | | | 2.24 | 117.29 | No end to east |
| | | | | 5.44 | 114.09 | 200' S. |
| | | | | 6.12 | 113.41 | |
| | | | | 5.55 | 113.98 | 200' to Top of Sprinkler |

200' to the little equalizing Ditch

Pond on east

29635

Dedication

Clark Gabbard

Redbook

of Hawaiian Legends BCA

## NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 10:00 A.M., on the 13th day of May, 1963, at Malad City, County of Oneida, State of Idaho, before H. E. Thomas, Notary Public, at Malad City, Idaho, proof will be submitted of the completion of works for the diversion of 2 cubic feet per second of the waters of un-named stream, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 29635, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is J. F. Fredrickson, Malad City, Idaho.

2. 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 conveying to the place of use is 2 cubic feet per second.

3. The use to which said water has been applied is Livestock watering and culinary purposes, and the amount applied to beneficial use is 2.0 cubic feet per second.

4. The point of diversion of said water is storage Reservoir just West of Center Sec. 27, T. 13 S., R. 33 E.B.M.

5. The place where said water is used is Reservoir West of center of Sec. 27, tp. 13 S. R. 33 EBM.

6. The date of priority which said user is prepared to establish is April 18, 1961.

/s/ GEO. N. CARTER
State Reclamation Engineer

4-18-25 5-2-9 t4

29635

The Idaho Enterprise, Malad

