

State of Idaho
License and Certificate of Water Right

Water License No. 10797
 Water District No. 91-C

Amount 16/50 of 1 sec.ft.
 Priority 10-1-1914

THIS IS TO CERTIFY that **LEROY MASSEY and C. E. PLUMTREE** of **Kellogg, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **December 4**, 19 **14**; that Permit No. **10797** was issued under said application; that Certificate of Completion of works, with a carrying capacity of **1.2** second feet, was issued thereunder on **January 25th**, 19**18**, showing that said works were completed on the **5th** day of **December**, 19**17**; and that on the **8th** day of **February**, 19**18**, **LEROY MASSEY and C. E. PLUMTREE**

of **Kellogg**, State of **Idaho**, made proof to the satisfaction of the State Engineer of Idaho, of a right to the use of the waters of **East Fork Elk Creek**, a tributary of **Elk Creek**, for the purpose of **irrigation and domestic use**, under Use Permit No. **10797** of the State Engineer, 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 Engineer of Idaho and entered of record in Volume **5** of Licenses, at page **2301**, on the **28th** day of **June**, 19 **18**;

The right hereby confirmed dates from **October 1st**, 19 **14**;

The Point of Diversion is located in the **NW $\frac{1}{4}$ SE $\frac{1}{4}$** and in the **SE $\frac{1}{4}$ NW $\frac{1}{4}$** , Sec. **9**, Tp. **48 N.**, R. **3 E.**, B. M.

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 **16/50 of 1 cubic foot** per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
48 N	3 E	9	NW $\frac{1}{4}$ SE $\frac{1}{4}$		3
			NE $\frac{1}{4}$ SW $\frac{1}{4}$		1
			SE $\frac{1}{4}$ NW $\frac{1}{4}$		10
			SW $\frac{1}{4}$ NW $\frac{1}{4}$		2

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 Engineer, affixed at Boise, Idaho, this **28th** day of **June**, 19 **18**.

(SEAL)

FRED A. WILKIE

State Engineer.

State of Idaho
License and Certificate of Water Right

Water License No. 10030
Water District No. 8-B

Amount .5 sec. ft.
Priority 1-2-1915

THIS IS TO CERTIFY that **SARAH TAYLOR**
of **Almo, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **March 13th**, 19 **14**; that Permit No. **10030**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of **.8 of 1**
second ~~set~~, was issued thereunder on **January 9th**, 19**15**, showing that said works
were completed on the **14th** day of **December**, 19 **14**; and that on the **2nd**
day of **January**, 19**17**, **SARAH TAYLOR**

of **Almo**, State of **Idaho**, made proof to the satisfaction of the
State Engineer of Idaho, of a right to the use of the waters of **Almo Creek**,
a tributary of **Raft River**, for the purpose of **irrigation and domestic use**,
under Use Permit No. **10030** of the State Engineer, 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
Engineer of Idaho and entered of record in Volume **5** of Licenses, at page **2302**, on the **28th**
day of **June**, 19 **18**;

The right hereby confirmed dates from **January 2d**, 19**15**;

The Point of Diversion is located
in the **SE ¼ NE ¼**, Sec. **5**, Tp. **15 S.**, R. **24 E.**, B. M.

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 **.5 of 1** cubic ~~feet~~ per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
15 S	24 E	10	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	25

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 Engineer, affixed at Boise, Idaho, this **28th**
day of **June**, 19 **18**.

(SEAL)

FRED A. WILKIE
State Engineer.

No. 15726

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

94-2226

1. Name of applicant: LeRoy Massey and C. E. Pluntree

Postoffice address: Kellogg County: Shoshone State: Idaho

- I. If applicant is a corporation, give
(a) Date and place of incorporation:
(b) The amount of capital stock:
(c) The 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. The quantity of water claimed is 1 2/10 cubic feet per second.

3. Source of water supply: Elk Creek (Elk Fork)

4. Location of point of diversion: NE 1-4 of NW 1-4 Sec. 16 Twp. 48 R 3 EBM

County of Shoshone

5. To be used for: Irrigation and Domestic use.

- I. Irrigation and domestic use: (a) Amount of land to be irrigated: about sixty acres.
(b) In the following legal subdivisions: S 1-2 of N.W. 1-4 and SW 1-4 of the NE 1-4
and N W 1-4 of S E 1-4 and N E 1-4 of S W 1-4 Sec. 9, Twp. 48 R 3 EBM.

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

(a) At what point:

- (b) Amount of power to be generated: H. P. under ft. head
(c) Is water to be returned to any stream? (d) If so, name stream and locate point of return:

6. Estimated cost of works: \$1000.00

7. Description of works for diversion:

I. Kind of works: Ditch and Flume.

II. Dimensions of works:

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

(b) Capacity of reservoir acre feet. (c) Size of headgate, width feet,

Height feet. (d) Conduit ditch and flume width at bottom one feet,
width at water line one feet, depth of water feet; diameter of pipe

inches; average grade per mile is feet. Length of conduit is 3-8 miles,
and it crosses the following quarter sections: N E 1-4 of the N W 1-4 Sec. 16 and
the East 1-2 of S W 1-4 Sec. 9 Twp 48 R 3 E B M

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

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

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

LeRoy Massey C. E. Pluntree Applicant.
By LeRoy Massey Agent.

Proof of completion of works made December 5, 1917.
 Certificate of completion of works issued January 25, 1918.

Permit No. 10797.

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Le Roy Massey and C. E. Plumbtree, of Kellogg, County of Shoshone, and State of Idaho, the holder of Permit No. 10797, issued upon Application No. 15726, bearing date of priority of October 1, 1914, authorizing the diversion of 1.2 second feet of the waters of Elk Creek, County of Shoshone, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.2 second feet of the waters of Elk Creek; that the point of diversion of said waters is in NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, T. 48 N., R. 3 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, T. 48 N., R. 3 E., B. M.

Witness my hand this 25th day of January, A. D. 1918.

J. H. SMITH,

State Engineer of the State of Idaho.

License issued for 1.32 second feet

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REPORT OF ENGINEER

This proof is for _____

In Water District No. _____

1. State name of applicant and number of permit: Leroy Massey, + C. E. Plumbtree Permit 10797
2. State source of water supply: East Fork of Elk Creek
3. Location of point of diversion: N.W. 1/4 of SE 1/4 + SE 1/4 of NW 1/4 of Sec 9 T48NR3E. B.M.
4. Describe works as they exist, giving dimensions and capacities of same: 750 ft. Iron Pipe approximately 1800 ft. of ditch 1 ft wide 1 ft deep. Head gates at points of diversion, consists of a board placed across the stream.
5. State whether or not water has been turned into works of diversion: Water is in continuous use for domestic purpose. For irrigation use when needed
6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):
NW 1/4 of SE 1/4 3 acres NE 1/4 of SW 1/4 1 acre
SE 1/4 of NW 1/4 10 acres SW 1/4 of NW 1/4 2 acres.
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? Two
9. Give names and amount of each right Leroy Massey 3/5 cu. ft. 5 1/2 of NW 1/4 500 g.
C. E. Plumbtree 2/5 cu. ft. NW 1/4 of SW 1/4 NE 1/4 of SE 1/4 + SW 1/4 of NE 1/4 500 g.
10. What large stream would the water here appropriated finally reach? South Fork Colorado River
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

The East Fork of Elk Creek empties into the Elk Creek at a point near the center of the NW 1/4 of NW 1/4 of Sec 9 T48NR3E. B.M. Elk Creek empties into the South Fork Colorado River.

Remarks: There is not enough water for both parties to irrigate their lands at the same time. Each party uses all of the water on alternate days.

This examination was made on the 17 day of May 1918.

(Signed) _____

M. J. Dunn

Examiner.

10797

(This report must be sworn to when not made by an attache of the State Engineer's office.)

STATE OF IDAHO,
County of Shoshone } ss.

M. J. Dunn, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 18th day of May 1918

My commission expires Apr 15 1921

Charles Berglund
Notary Public.

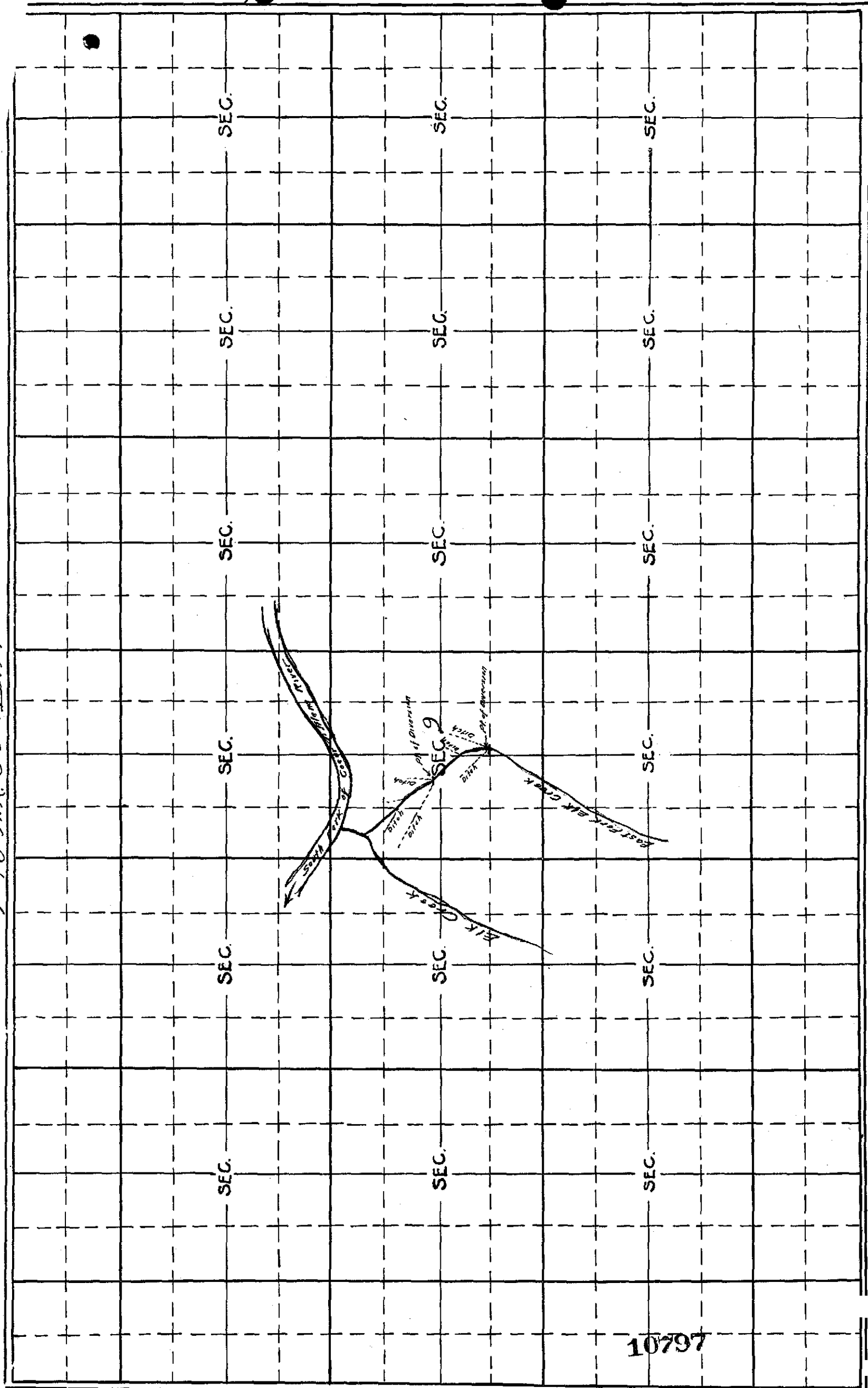
10797

Instructions To Examiners

1. Examiners will not be permitted to examine any of the records in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own rights in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. 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.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. 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.

me of Applicant Leroy Massey & C. E. Plumtree

T48 N.R. 3 E. B. M



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PERMIT No. 10797

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Leroy Massey, Age 49, Kellogg, Ida., Gardener.

C. E. Plumtree, Age 53, Kellogg, Ida., Mining man and rancher.

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

Ans.

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

Ans. No. 10797 Oct 1st 1914- Priority 10 of Oct 1906

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

Ans. Elk Creek (East Fork) NW NE $\frac{1}{4}$ of SW $\frac{1}{4}$ -SE $\frac{1}{4}$ of NW $\frac{1}{4}$ -NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec 9 Twp 48 N Rge 3 EBM

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. ditch and pipe, 3 second feet- No name

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. Irrigation, Place of use, S $\frac{1}{2}$ of NW $\frac{1}{4}$, 12 acres- NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 2 acres- NW $\frac{1}{4}$ of SE $\frac{1}{4}$, 1 acre, Sec 9 Twp 48 Rge 3 EBM Cultivated ground-

palced above acreage in cultivation as garden and pasture

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

Ans. None

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

Ans. in excess of three feet in a dry season

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. acquired permit ourselves.

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

Ans. since 1906-irrigation-all of it in dry seasons

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

Ans. _____

(Sign) _____

Edgar Massey
C. E. Plummer

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 Kellogg, County of Shoshone State of Idaho, on this 8th day of February A. D. 1918.

Garyl Burke

NOTARY PUBLIC for Idaho residing
at Kellogg, Idaho. My Commission
Expires Oct. 14th. 1920.

10797

RECEIVED

1918

OFFICE OF STATE ENGINEER

Permit No. 10797

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Ava L. Massey, Age 34, Kellogg, Ida., housekeeper.Ques. 2. Are you acquainted with Leroy Massey and C E Plumbtree, the holder of Permit No. 10797? How long have you known him and where does he reside?Ans. Have known Mr Plumbtree four years, have known Mr. Massey for all my life, they reside near Kellogg, Ida.Ques. 3. Have you read or heard read said Permit No. 10797, and are you familiar with its provisions and conditions?Ans. yes

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

Ans. Source is on East Fork Elk Creek, The water is diverted in five places ~~xxxxxxx~~ in the NE¹/₄ SW¹/₄, in SE¹/₄ NW¹/₄, in NW¹/₄ SE¹/₄ into small ditches not over one foot area in cross section, aggregating 2000 feet in length. Some small pipe is also used for conveying water to dwellings and barns. The ditches are in the soil without lining.

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?

the ditches will carry all the water available. Could carryAns. 3 or feet-- About one second feet or more

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

Ans. Irrigation and domestic, on NE¹/₄ SE¹/₄ Sec 9 three acres.SW¹/₄ NW¹/₄ about 12 acres. Cultivated, as result of irrigation.

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

Ans. Not any

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. Land lies in a shallow valley. Can use all water that can get

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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. ----- Have lived on place since last July, but have known of the application for several years. -----

(Sign) *Ava L. Mearry*

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 Kellogg, County of Shoshone, State of Idaho, on this 8th day of February A. D. 1918

Charles B. Smith
Notary Public.

My commission expires -----

10797

RECEIVED
FEB 11 1918
OFFICE OF THE
COUNTY CLERK
IDAHO

Permit No.-----

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Fred W. Callaway, Age 38, Mining Engineer,
Address P.O. Box, 598, Kellogg, Idaho.

Ques. 2. Are you acquainted with Leroy Massey and C.E. Plumtree, the holder of Permit No. 10797? How long have you known him and where does he reside?

Ans. I have known Leroy Massey for at least five years. Resides
on S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec 9-48N.-3E. Have Known Plumtree 3 years. Resides on NW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 9, T. 48 N., R. 3 E.

Ques. 3. Have you read or heard read said Permit No. 10797, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Source is on East Fork Elk Creek. The water is diverted in five
places in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, in SE $\frac{1}{4}$ NW $\frac{1}{4}$, in NW $\frac{1}{4}$ SE $\frac{1}{4}$, into small ditches
not over one foot area in cross section, aggregating 2000 feet
in length. Some small pipe is also used for conveying water to
 dwellings and barns. The ditches are in the soil without lining.

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. The ditches will carry all the water available and could safely
carry 3 or 4 second feet. (b) About one-second feet.

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

Ans. Irrigation and domestic purposes. Is used on NW $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 9. over 3 acres. And on S $\frac{1}{2}$ NW $\frac{1}{4}$ over about 12 acres. The land
is cultivated raising garden truck and berries. Improvements
include dwelling, barn and orchard on Massey's and dwelling and
barn on Plumtree

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. The land is cleared land in a shallow valley sloping westerly
quite sharply. The soil is a loam with clay subsoil. During seasons
will utilize all the water available and clearing limited to the
amount of water available.

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

Ans. Absolutely none.

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

Ans. I have been over the ground and have been familiar with the progress on the farm for the past three years. I have not been especially interested in the observance of the water and its results but have known that the returns from the use of irrigation there were very satisfactory. (Sign) W. S. Callaway

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me at Kellogg County of Shoshone, State of Idaho, on this 8th day of February A. D. 1918

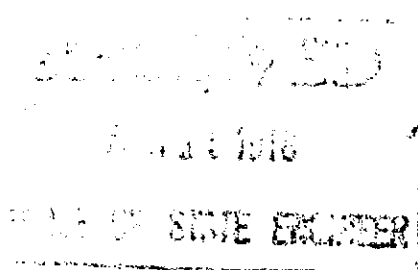
Samuel D. Dunsen

Notary Public.

My commission expires

NOTARY PUBLIC for Idaho residing
at Kellogg, Idaho. My Commission
Expires Oct. 14th. 1920.

10797



Name of Applicant

LeRoy Mosey & C. E. Plummer

SEC.

SEC.

SEC.

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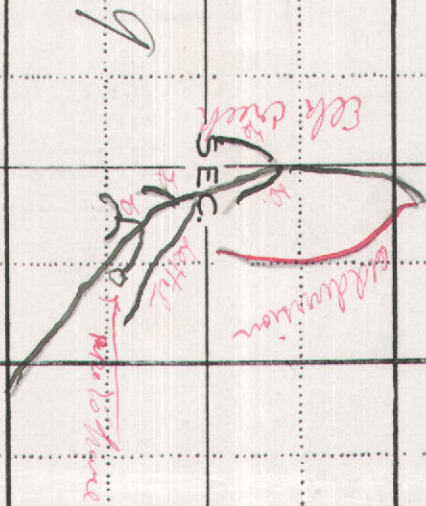
SEC.

SEC.

SEC.

SEC.

SEC.



10797

Permit No. 10797

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Shoshone } SS.

Leroy Massey and C E Plumtree, 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. 10797 and that his postoffice address is Kellogg, State of Idaho.

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

Third: That the point of diversion of said water is NE 1/4 of SW 1/4, SE 1/4 of NW 1/4, NW 1/4 of SE 1/4 Sec. 9, Twp 48 N, Range 3 E B M

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Dec 4th 1917.

Fifth: That the use for which said water is intended is irrigation & domestic

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

I. Kind of works: ditch and pipe

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

II. Dimensions of work: 12" bottom 1 in pipe

(a) Height of dam 0 feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir 0 acre feet.

(c) Size of headgate: Width 0 feet, height 0 feet.

(d) Conduit width at bottom feet, width at water

(State whether ditch, flume or pipe)

line feet, depth of water feet; diameter of pipe inches;

average grade per mile is 100 feet. Length of conduit is 3/8 miles.

Seventh: That said works are capable of conducting to the place of intended use 1 and 2 tenths second feet of water.

Eighth: That water appropriated under said permit is available for 60 acres of land described as follows: NE 1/4 of NW 1/4, SE 1/4 of NW 1/4, NW 1/4 of SE 1/4 and NE 1/4 of SW 1/4 Sec 9, Twp 48 Rge 3 EBM

Ninth: Remarks: That

Leroy Massey C E Plumtree
(Sign here)

Subscribed and sworn to before me this 5th day of December 1917

My commission expires

NOTARY PUBLIC for Idaho residing
at Kellogg, Idaho. My Commission
Expires Oct. 14th, 1920

Notary Public.

LeRoy Messey & C. E. Plunk

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SECI:

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2

10797

Dr.

Printed and for sale by the Statesman Shop, Boise, Idaho.

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 5th day of February, 1918,
 at Kellogg, County of Shoshone, State of Idaho,
 before Gary C. Burke, Notary Public, proof will be submitted
 of the application to beneficial use of 1 and 2 tenths cubic feet per second of the
 waters of Elk Creek in accordance with the terms and conditions of
 Permit No. 10797 ~~X5726~~ heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Leroy Massey and C E Plumtree, of Kellogg, Ida.
2. The use to which said water has been applied is irrigation and domestic purposes
3. The amount applied to beneficial use is 1 and 2 tenths cubic feet
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) South $\frac{1}{2}$ of NW $\frac{1}{4}$ - SW $\frac{1}{4}$ of NE $\frac{1}{4}$ - and the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec 9 Twp 48 Rge 3 EBM

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is no name

6. The right to take water from such works is based upon Permit No. 10797 ~~X5726~~

7. The source of supply from which such water is diverted is Elk Creek

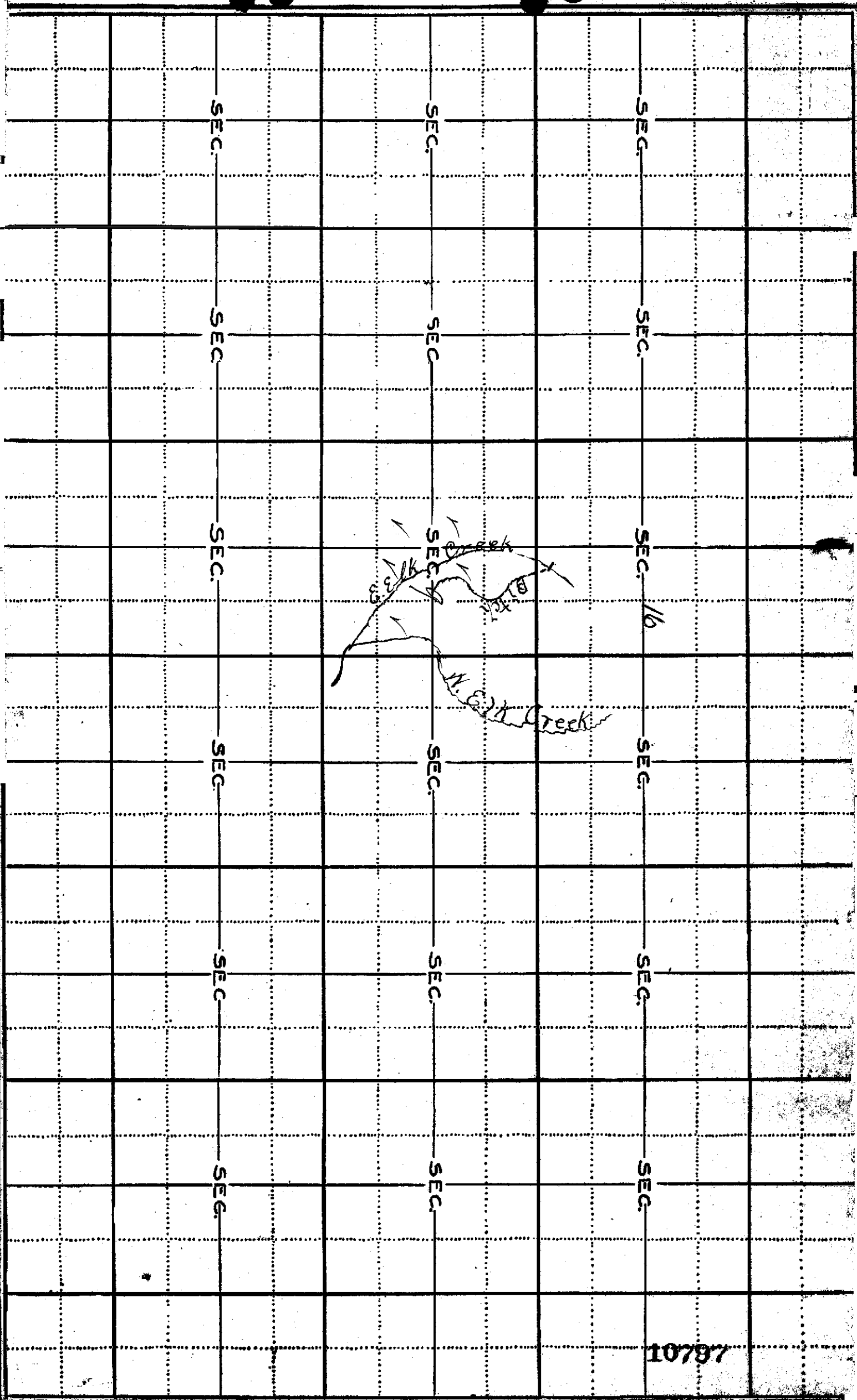
8. The date of the priority which said user is prepared to establish is June 1 - 1914
June 1906

J. H. Smith,

10797

State Engineer.

Name of Applicant..... Leroy M. May and C.E. Plumtree Township 3 North Range 3 East B.M.



10797

(Office Form No. 1)

Address All Communications to

**See Rules and Regulations
enclosed herewith.**

LeRoy Massey

P. O. Kellogg, Idaho.

No. 15726

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho.

1. Name of Applicant: LeRoy Massey and C.E. Plumtree

Postoffice address: Kellogg, Idaho.

County: Shoshone

State: Idaho.

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) The amount of capital stock:

(c) The 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. The quantity of water claimed is ~~Two (2)~~ $1\frac{2}{10}$ cubic feet per second.

3. Source of water supply: Elk Creek

4. Location of point of diversion: North east 1/4 of N.W. 1/4 sec 16 Twp 48 R 3E BM

County of Shoshone

5. To be used for: Irrigation and domestic use

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: about sixty acres acres.

(b) In the following legal subdivisions: S. 1/2 of N.W. 1/4 and S.W. 1/4 of the N.E. 1/4 and S.W. 1/4 of S.E. 1/4 & NE 1/4 of S.W. 1/4 sec 9, Twp 48 R 3E BM

(A list of the lands to be irrigated may be appended as a part of this application.)

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

(a) At what point:

(b) Amount of power to be generated H. P. under ft. head.

(c) Is water to be returned to any stream:

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

10797

6. Estimated cost of work: \$1000.00

7. Description of works for diversion:

I. Kind of works: Ditch and Flume

(Reservoir, dam, ditch, flume, pipes or otherwise)

II. Dimensions of work:

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

(If height of dam will exceed 10 feet, send to State Engineer's office for Regulations)

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

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

(d) Conduit ditch and flume, width at bottom one foot feet, width at water line (State whether ditch, flume or pipe)

one feet, depth of water feet; diameter of pipe inches; average grade per mile is feet. Length of conduit is 3/8 miles, and it crosses the following quarter sections: N.E. 1/4 of the N.W. 1/4 sec 16 East 1/2 of S.W. 1/4 Sec 9, twp 48 R 3 East B.M.

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

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

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

By Lee Massey Applicant.
G. E. Plummer Agent.

Remarks:

APPROVAL OF STATE ENGINEER.

The number of this permit is.....

Recorded in Book..... Page..... Approved.....

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....., and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before

The whole of said work to be completed on or before

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

Witness my hand this..... day of.....

State Engineer.

No.

PERMIT

Date of first receipt at office of State Engineer

92M OCT -- 1 1914

Returned to applicant for correction

OCT -- 5 1914

Corrected application received

Fees, \$

1.00

15726