

State of Idaho

License and Certificate of Water Right

Water License No. 16018

Amount 1.0 sec. ft.

Water District No. 91-C

Priority 6-7-24

THIS IS TO CERTIFY that Strattons Mines Company of Wallace, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 7, 1924; that Permit No. 16018 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.0 second feet, was issued thereunder on June 1, 1926, showing that said works were completed on the 29th day of May, 1926; and that on the 9th day of July, 1926,

Strattons Mines Company of Wallace, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of West Nine Mile Creek, a tributary of Bannet Spring, for the purpose of mining, milling & domestic use under Use Permit No. 16018 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 3391, on the 1st day of September, 1926;

The right hereby confirmed dates from June 7, 1924;

The Point of Diversion is located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Tp. 48 N., R. 4 E., B. M. Shoshone 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 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			at portal of the Stratton Tunnel, southerly direction from the point of diversion.	approximately 1350	feet in a

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 Commissioner of Reclamation, affixed at Boise, Idaho, this 1st day of September, 1926.

W. G. SWENDSEN

Commissioner of Reclamation

(SEAL)

By Geo. N. Carter

Assistant.

94 2127

APPLICATION FOR PERMIT 94-2127

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 22728
Permit No. 16018
District No. 91-C

Assigned to Jim Quiblain
Deed

1. Name of Applicant: Patrick Brady,

Postoffice address: Wallace,

County: Shoshone,

State: Idaho.

I. If applicant is a corporation, give:

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

II. The financial resources of the applicant are:

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

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

3. Source of water supply: West Nine Mile Creek which is a tributary of Bannet Spring.

4. Location of point of diversion: 650 N. 56 E. feet distant from the southwest corner of Section 12, T.48 N., R. 4 E., B. M., and is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 12, T. 48 N., R.4 E., B. M., County of Shoshone.

5. Water is to be used for: Mining, milling and domestic purposes.

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

(a) Point of use of water: 1330 feet distant from SW corner of Section 12 T. 48 N., R.4 E., B. M., in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 13, T. 48 N., R.4 E., B. M.

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

(c) Water is to be returned to stream at a point 1330 feet distant from the SW corner of Section 12, T. 48 N., R.4 E., B. M., in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 13, T. 48 N., R. 4 E., B. M.

7. Estimated cost of works: \$ 2,000.00

8. Kind of works: Dam

9. Height of dam three feet; length of dam at top ten feet; length of dam at bottom eight feet; material used in dam plank, logs

10. Size of headgate: width two feet; height two feet

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

Diameter of pipe 12 (wood) inches; length of conduit 1980 feet miles

Average grade per mile 211 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 no additional years.

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

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

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

Patrick Brady. Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation. 9 A. M. June 7, 1924.

Returned to applicant for correction.

Corrected application received.

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 16018
Recorded in Book 57 Page 16018 Approved June 10, 1924.
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 August 9, 1924, 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 June 10, 1925.
The whole of said work to be completed on or before June 10, 1926.
Beneficial use of water appropriated in accordance herewith, to be made on or before June 10, 1926.

Witness my hand this 10th day of June, 1924.

W. G. SWENDSEN.
Commissioner of Reclamation.

Remarks:

14 Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>QUITCLAIM DEED</u>																			
THIS INDENTURE, made the 30th day of August, A. D. 1924, between Patrick Brady, and Alice Brady, his wife, of Wall County of Shoshone, State of Idaho, the parties of the first part, and Frank M. Rothrock of Spokane, County of Spo State of Washington, party of the second part,																			
WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Five Hundred and No/10 Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, receipt whereof is hereby is acknowledged, do by these presents remise, release and forever quitclaim unto the said party of the second part, and his heirs and assigns, the following described real property, to-wit: All their right title and interest of, in and to that certain application to appropriate the public waters of the State of Idaho, designated by the Bureau of Water Resources of the State of Idaho, as application No. 22728, Permit No. 16018, and any amendments thereof.																			
Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.																			
TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the said party of the second part and to his heirs and assigns forever.																			
IN WITNESS WHEREOF, Said parties of the first part have hereunto subscribed their names the day and year first above written.																			
STATE OF IDAHO,) County of Shoshone,) ss <u>Patrick Brady</u> <u>Alice Brady</u>																			
On this ____ day of August, 1924, before me, a notary public in for said County, personally appeared Patrick Brady, and Alice Brady, (his wife) personally known to me to be the persons who signed the within instrument, and acknowledged to me that they executed the same freely, and voluntarily for the uses and purposes therein set forth. And the said Alice Brady, described as a married woman, upon an examination (without the hearing of her husband) was by me made acquainted with the contents of this instrument, and thereupon she acknowledged to me that she executed the same and she does not wish to retract such execution.																			
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Wallace, Idaho, the and year in this certificate first above written.																			
(SEAL) Received and filed for record in the Department of Reclamation at Boise, Idaho, at 9:00 A. M. September 8, 1924. W. G. SWENDSEN, Commissioner of Reclamation.																			

KNOW ALL MEN BY THESE PRESENTS:

That we, FRANK M. ROTHROCK, and MINNIE E. ROTHROCK, his wife, of Spokane, Washington, for and in consideration of One and No/100 (\$1.00) Dollars, lawful money of the United States, and other valuable considerations, to us in hand paid by STRATTONS MINES COMPANY, of Wallace, Idaho, the receipt whereof is hereby acknowledged, have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over unto the said Strattons Mines Company, all of our right, title and interest of, in and to,

That certain application to appropriate the public waters of the State of Idaho, designated by the Bureau of Water Resources of the State of Idaho, as application No. 22728, Permit No. 16018, and any amendments thereof;

to have and to hold the same unto the said Strattons Mines Company and its successors forever.

IN WITNESS WHEREOF, We have hereunto set our hands and seals this 14th day of January, 1925.

Frank M. Rothrock

Minnie E. Rothrock

STATE OF WASHINGTON)
) ss
County of Spokane)

On this 14th day of January, 1925, before me, E. E. Flood, a Notary Public in and for the State of Washington, personally appeared Frank M. Rothrock and Minnie E. Rothrock, his wife, personally known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal this 14th day of January, 1925.

E. E. FLOOD
Notary Public in and for the
State of Washington, residing at
Spokane, Washington.

(SEAL)

Received and filed for record in the Department of Reclamation at Boise, Idaho, at 9:00 A.M., January 27, 1925.

Proof of Completion 6-1-26.. W. G. SWENDSEN
Certificate of Completion 5-29-26. Commissioner of Reclamation
C.B.

Permit No. 16018

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that STRATTONS MINES COMPANY of Wallace, County of Shoshone, and State of Idaho, the holder of Permit No. 16018, issued upon Application No. 22728, bearing date of priority of June 7, 1924, authorizing the diversion of one second foot of the waters of West Nine Mile Creek, County of Shoshone, State of Idaho, for mining, milling and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use one second foot of the waters of West Nine Mile Creek; that the point of diversion of said waters is in the Southwest quarter of the Southwest quarter of Section 12, Township 48 North, Range 4 East, B. M. and that the water is to be used for Mining Milling and Domestic Purposes.

Witness my hand this 1st day of June, A. D. 1926.

W. G. SWENDSEN
Commissioner of Reclamation

License issued for 1.0 second feet

3391-26.6

By Geo. E. Carter
Assistant.

STATE OF IDAHO DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 16018

This proof is for Beneficial

In Water District No. 91-C

1. Name of applicant: Strattons Mines Company
2. Source of water supply: West Nine Mile Creek
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 12
T. 48 N. R. 4 E. County of Shoshone
4. Describe works as they exist, giving dimensions and capacities of same:

Crika dam 25' long 8' high - 7' spill way - 1350' 8" gal. iron pipe
Cap. 1 sec. ft. Portion of water is pumped from outlet to mill by
2" rotary pump 35' fall in pipe.

5. Water is used for: Mining, milling and domestic 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 for other than irrigation):

Pt. of return is in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 13

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

8. What large stream would the water here appropriated finally reach? Southern Fork of Cover de Alamo River

Remarks:

16018

This examination was made on the 16 day of August 1926

(Signed) W. J. Blom Examiner.

STRATTONS MINES CO.
Wallace, Idaho

Permit No. 16018

Examination for Beneficial Use

County Shoshone

3 miles above Wallace on
7 miles Creek.

INSTRUCTIONS TO EXAMINERS

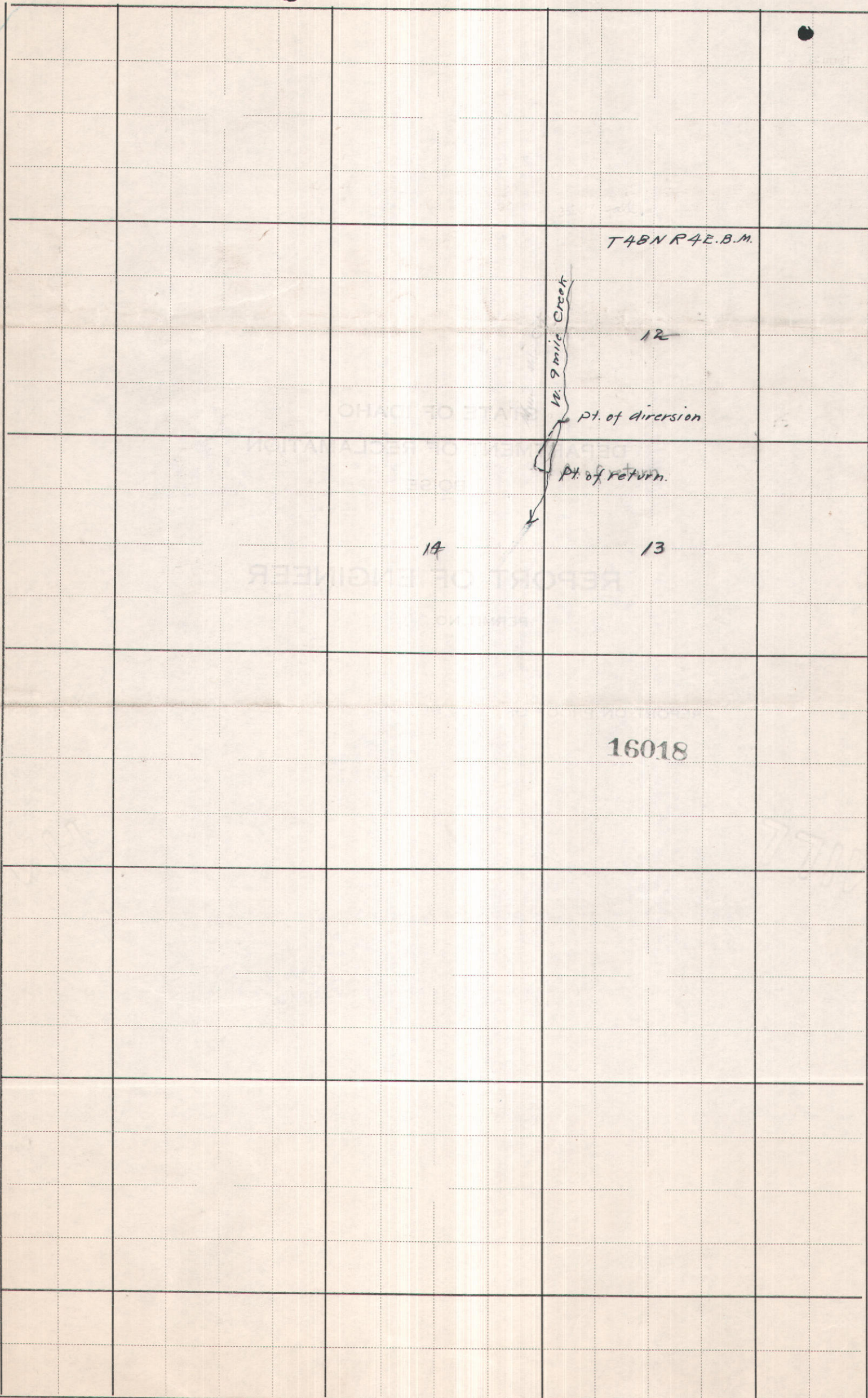
1. Always carefully note the location of the point of diversion, and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make a 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.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 16018

REPORT ON PROOF OF Beneficial Use



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16018

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Jesse Freeman. 56. Wallace, Idaho. Merchant. Wallace, 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. Strattons Mines Company. Idaho Corporation. Wallace, Idaho. I am Vice-president

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

Ans. Permit No. 16018 - June 7, 1924.

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

Ans. West Nine Mile Creek. Point of diversion bears N.66°54' E. of corner sections 11-12-13-14, T. 48 N. R. 4, E.B.M. about 870 feet.

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. A cribbed log dam 27.5 feet in length 4.5 ft. in height, extending full width of channel. Dam has spillway 6.6 ft. wide 0.66 ft. deep. Water flows into tank 4.6 ft. x 3.8 ft. and 3.75 ft. deep, thence through a steel pipe 8 in. in diameter to a point of use approximately 1350 ft. distant. Pipe, I think should handle two cubic feet per second.

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. For mining purposes

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

Ans. Water is used for fire protection and ore reduction purposes at the portal of the Stratton Tunnel, approximately 1350 feet in a Southerly direction from point of diversion. No power is generated.

16018

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

Ans. One cubic foot per second is not enough but is more than the stream produces.

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.

9. Permit issued to Patrick Brady on June 10, 1924. Patrick Brady and Alice Brady, his wife, deeded it to Frank M. Rothrock on August 30, 1924, and Frank M. Rothrock and Minnie E. Rothrock, his wife, deeded it the Strattons Mines Company on January 14, 1925.

10.

(Sign)

Jess Greenman

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 Wallace, County of Shoshone State of Idaho, on this 9th day of July A. D. 19 26

Walter B. Hoagfield
Notary Public in and for the State
of Idaho, residing at Wallace, Idaho.

My commission expires Oct. 1st, 1929.

16018

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

Ans. Shortly after January 14, 1925, a two inch pipe was laid from point of diversion to point of use which remained in operation until May 28, 1926, when the laying of the 8 inch pipe was completed.

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. No part of this water is used for irrigation purposes.

(Sign)

Jens Greenman

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 Wallace, County of Shoshone State of Idaho, on this 9th day of July A. D. 19 26

Walter B. Diefeld
Notary Public in and for the State
of Idaho, residing at Wallace, Idaho.

My commission expires Oct. 1st, 1929.

16018

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16018

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. John E. Thatcher, 35. Wallace, Idaho. Mill Supt. Wallace, Idaho.

Ques. 2. Are you acquainted with Strattons Mines Company, the holder of Permit No. 16018? How long have you known him and where does he reside?

Ans. Yes. Ever since it was created.

Ques. 3. Have you read or heard read said Permit No. 16018, 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. West Nine Mile Creek. According to Surveyor point of diversion bears N. 66° 54' E. of corner sections 11-12-13-14, T. 48 N. R. 4, E. B. M. about 870.

There is a dam there, and an 8 inch sheet iron pipe, approximately 1400 feet long.

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. about two

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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. Mining operations at Stratton Mine, about 1400 or 1500 feet South from point of diversion.

16018

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

Ans. Water not used for power or irrigation. Is used for milling and for fire protection. All water is being used.

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

Ans. None used for irrigation.

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

Ans. Have no interest.

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. Somewhere in the latter part of May, 1926, saw it in use to the full extent.

(Signed) _____

John E. Thatcher

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 Wallace, County of Shoshone, State of Idaho, on this 9th day of July, A. D. 1926.

Walter B. Reed

Notary Public

My commission expires Oct. 1st, 1929.

16018

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16018

Proof of Application of Water to Beneficial Use

Deposition of Witness

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

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

Ans. Emil Larson. 42. Wallace, Idaho. Millman. Wallace, Idaho.

Ques. 2. Are you acquainted with Strattens Mines Company, the holder of Permit No. 16018? How long have you known him and where does he reside?

Ans. Yes. Ever since it was created.

Ques. 3. Have you read or heard read said Permit No. 16018, 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. West Nine Mile Creek. According to Surveyor point of diversion bears N.66°54' E. of corner sections 11-12-13-14, T.48 N.R.4, E.B.M. about 870 feet. There is a dam there and an 8 inch sheet iron pipe, approximately 1400 feet long,

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. about two

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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. Mining operations at Stratton Mine, about 1400 or 1500 feet South from point of diversion.

16018

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

Ans. Water not used for power or irrigation. Is used for milling and for fire protection. All water is being used.

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

Ans. None used for irrigation.

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

Ans. Have no interest

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. Somewhere in the latter part of May, 1926, saw it in use to the full extent.

(Signed) Emil Larson

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 Wallace, County of Shoshone, State of Idaho, on this 9th day of July, A. D. 19 26

Walter B. Beinfeld
Notary Public.

. My commission expires Oct. 1st, 1929.

16018

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 3 P M on the 9th day of July, 1926,
Office of John H. Wourms
 at in the Day Building,, County of Shoshone, State of Idaho,
 before Walter B. Heitfeld, Notary Public, proof will be submitted
 of the application to beneficial use of One cubic feet per second of the
 waters of West Nine Mile Creek in accordance with the terms and conditions of
 Permit No. 16018 heretofore issued by the Department of Reclamation
 of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Strattons
Mines Company, a corporation, Wallace, Idaho.

The use to which said water has been applied is Mining and Milling purposes

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

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) at the portal of the main adit tunnel of the Strattons Mines Company
on West Nine Mile Creek in Placer Center Mining District, Shoshone
County, State of Idaho.

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

The right to take water from such works is based upon Permit No. 16018

The source of supply from which such water is diverted is West Fork of Nine Mile Creek

The date of the priority which said user is prepared to establish is June 10, 1924

W. G. SWENDSEN

Commissioner of Reclamation.

16018

✓
 87th Sth Sec 12
 48 71-4 E. B 110
 91-C

PERMIT NO. 16018.

STATE OF IDAHO.

DEPARTMENT OF RECLAMATION.

PROOF OF COMPLETION OF WORKS.

STATE OF IDAHO,)
) ss
COUNTY OF SHOSHONE.)

JESSE FREEMAN, being first duly sworn, on oath deposes and says:

FIRST: That he is the Vice-President of the Strattons Mines Company, a corporation duly organized and existing under and by virtue of the laws of the State of Idaho, the holder and owner of Permit to appropriate the public waters of the State of Idaho No. 16018, and that the post office address of the said Strattons Mines Company is Wallace, Shoshone County, Idaho;

SECOND: That the name of the stream from which said water is to be diverted is West Nine Mile Creek, in Shoshone County, Idaho;

THIRD: That the point of diversion of said water is approximately 650 feet North 56° East of the Southwest Corner of Section 12, Township 48 North, Range 4, E. B. M., and is in the Southwest Quarter of Southwest Quarter (SW-1/4 SW-1/4) of Section 12, Township 48 North, Range 4, E. B. M., in Shoshone County, Idaho;

FOURTH: That under the terms and conditions of the said Permit, construction thereunder was required to be completed by June 10, 1926;

FIFTH: That the use for which said water is intended is Mining, Milling and Domestic purposes;

16018

SIXTH: That on the 28th day of May, 1926, the works constructed under said Permit were fully completed and consisted of the following:

A small dam, consisting of wood, rock and earth, across the creek, which dam has no storage capacity; and a steel eight inch pipe from the point of diversion to the point of intended use;

SEVENTH: That said works are capable of conducting to the place of intended use, one cubic foot per second of water;

EIGHTH: The application No. 22728, under which Permit No. 16018 was granted, was made by Patrick Brady and was by the said Permit-holder deeded on August 30, 1924, to Frank M. Rothrock, who subsequently conveyed the said water right to the Strattons Mines Company, a corporation.

Subscribed and sworn to before me this 29th day of May, A. D. 1926.

Walter B. Hoyle
Notary Public in and for the State of Idaho, residing at Wallace, Idaho.

My commission expires:

Oct 1, 1927

16018

QUITCLAIM DEED.

THIS INDENTURE made the 14 day of January, A. D. 1925, between Frank M. Rothrock and Minnie E. Rothrock, his wife, both of Spokane, County of Spokane, State of Washington, parties of the first part, and Strattons Mines Company of Wallace, County of Shoshone, State of Idaho, party of the second part;

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of Five Hundred Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever quitclaim unto the said party of the second part, and its successors and assigns, the following described real property, to wit:

All their right, title and interest of, in and to that certain application to appropriate the public waters of the State of Idaho, designated by the Bureau of Water Resources of the State of Idaho, as application No. 22728, Permit No. 16018, and any amendments thereof.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion/^{and reversions} remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the said party of the second part, and to its successors and assigns forever.

IN WITNESS WHEREOF, the said parties of the first part have hereunto subscribed their names, the day and year first above written.

FRANK M. ROTHROCK (SEAL)

Minnie E. Rothrock (SEAL)

STATE OF IDAHO,)
County of Shoshone.) ss

On this 14 day of January, A. D. 1925, before me, a Notary Public in and for said County, personally appeared Frank M. Rothrock and Minnie E. Rothrock, his wife, personally known to me to be the persons who signed the within instrument, and acknowledged to me that they executed the same.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Spokane, the day and year in this certificate first above written.

E. E. Flood
Notary Public in and for the State of
Washington, residing at Spokane.

(SEAL)

