

**STARTING  
LEFT  
SIDE OF  
FILE**

No. 14752

**APPLICATION FOR PERMIT**

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Ernest U. McIntire

Postoffice address: Rock Creek

County: Twin Falls

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 (1/10) cubic feet per second.

3. Source of water supply: McMullen Well

4. Location of point of diversion: In SE4 NE4 Sec. 6, Tp. 12 S. R. 18 E., near SW corner of said subdivision

County of Twin Falls

5. To be used for: Domestic and Irrigation

lot 2 Sec. 6

I. Irrigation and domestic use: (a) Amount of land to be irrigated: as much as possible of acres.

(b) In the following legal subdivisions: Lot 2 Sec. 6, Tp. 12 S. R. 18

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? return:

[d] If so, name stream and locate point of

6. Estimated cost of works: \$5.00

7. Description of works for diversion:

I. Kind of works: Ditch

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

width at bottom

1

feet,

width at water line

1.5

feet, depth of water

feet; diameter of pipe

inches; average grade per mile is 50

feet.

Length of conduit is .75

miles,

and it crosses the following quarter sections: NE4 said Sec. 6

8. The time required for the completion of the construction of such work is 1 years.

9. Time required for the complete application of the water to the proposed use is 1 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.

SCANNED

Ernest U. McIntire

Applicant.

NOV 09 2001

By

Agent.

Date of first receipt at office of State Engineer 9.00 A. M. December 24, 1913.

Returned to applicant for correction

Corrected application received

### APPROVAL OF STATE ENGINEER

The number of this permit is 9916

Recorded in Book 33 Page 9916 Approved January 20, 1914

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 March 21, 1914 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 July 20, 1914.

The whole of said work to be completed on or before January 20, 1915

Beneficial use of water appropriated in accordance herewith, to be made on or before January 20, 1916.

Witness my hand this 20th day of January, 1914.

F. P. KING,

State Engineer.

Remarks: At present, the spring above appropriated, flows only about .1 cubic foot per second, but claimant expects to increase the flow, and shall later make appropriation of any such increase. The present supply was appropriated by claimant, and used for beneficial purposes on the 18th day of November, 1913, which date claimant desires to establish as date of priority.

Proof of completion of works made December 18, 1914.

Certificate of completion of works issued January 9, 1915.

Permit No. 9916.

### CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Ernest U. McIntire, of Rock Creek, County of Twin Falls and State of Idaho, the holder of Permit No. 9916, issued upon Application No. 14752, bearing date of priority of December 24, 1913, authorizing the diversion of 1/10 of 1 second foot of the waters of McMullen Well, County of Twin Falls, 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 1/10 of 1 second foot of the waters of McMullen Well; that the point of diversion of said waters is at a point in the SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Sec. 6, T. 12 S., R. 18 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:  
Lot 2, Sec. 6, T. 12 S., R. 18 E.B.M.

Witness my hand this 9th day of January, A. D. 1915.

Herbert Wing,

Acting State Engineer of the State of Idaho.

License issued for \_\_\_\_\_ second feet  
Page 1976

Recorded by  
Checked by

County: Twin Falls,  
 Stream: McMullen Well  
 Amount: 1/10 of 1 cu.ft.  
 Use: irrig. & domestic.  
 Priority: Dec.24.1913

# STATE OF IDAHO

Water License No. 9916

WHEREAS, On the 24th day of December, A. D. 1913, Ernest U. McIntire, ,

of Rock Creek, County of Twin Falls, State of Idaho, duly made application (No. 14752) to me for a permit to use 1/10 of 1 cubic foot per second of the waters of McMullen Well,

County of Twin Falls, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 20th day of January, A. D. 1914, Permit No. 9916 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 20th day of January, A. D. 1915, and for the application to beneficial use of said water on or before the 20th day of January, A. D. 1916, and,

WHEREAS, On the 18th day of December A. D. 1914, Ernest U. McIntire, ,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 1/10 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 9916 dated January 9, 1915, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1/10 of 1 cubic foot per second of said water, with date of priority of December 24, 1913, and

WHEREAS, On the 25th day of January, A. D. 1916, Ernest U. McIntire, ,

the holder of said permit, duly made proof of the application to beneficial use of 1/10 of 1 cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to Ernest U. McIntire, ,

of Rock Creek, County of Twin Falls, State of Idaho, the holder and owner of said Permit No. 9916, a perpetual right, dating from December 24, 1913, to the use of 1/10 of 1 cubic foot per second of the waters of McMullen Well, ,

in the County of Twin Falls and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the SE<sup>1</sup> of NE<sup>1</sup><sub>4</sub>, Sec. 6,

T. 12 S., R. 18 E., B.M.

and conducted to and upon about 16 acres in Lot 2, Sec. 6, T. 12 S., R. 18 E., B.M.,

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source or supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 29th day of January  
 A. D. nineteen hundred and Sixteen

(Seal)

J. H. SMITH

State Engineer. 17-2084

**NOW  
STARTING  
RIGHT  
SIDE OF  
FILE**

February 5, 1916.

Re Permit No. 9916.

Ernest U. McIntire,  
Rock Creek, Idaho.

Sir:--

I am herewith enclosing you water license issued  
under the above permit.

Very truly yours,

J. H. SMITH,

State Engineer.

WL

By \_\_\_\_\_

SCANNED

NOV 09 2001

9916

ref  
January 27, 1916.

Re Permit 9916.

Mr. John F. Hansen,  
Rock Creek, Idaho.

Sir:--

We are just in receipt of your letter enclosing depositions, affidavit of publication and money order for fees for proof of use of water under above permit. As the expense of the examination was paid by the holder of the permit, no additional fees are due this office and I accordingly return herewith the money order. The license will be mailed to the holder soon.

Very truly yours,

J. H. SMITH,

State Engineer.

MO\$2

By \_\_\_\_\_

9916

**JOHN F. HANSEN & SON**  
GENERAL MERCHANDISE  
ROCK CREEK, IDAHO

MO2

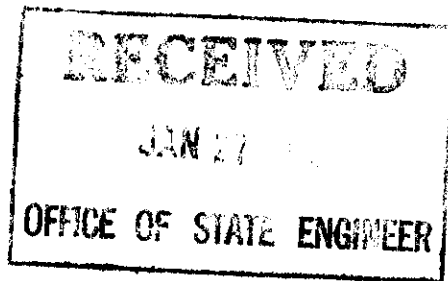
January 25th. 1916.

Hon. J. H. Smith,  
State Engineer,  
Boise, Idaho.

Dear Sir:- Herewith please find proof of beneficial use of waters of McMullen Wells by Ernest U. McIntire, together with P. O. order for \$2.00 to cover fees in same.

Respectfully yours,

*John F. Hansen*



9916

# NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 25th day of January, 1916, at Rock Creek, County of Twin Falls, State of Idaho, before John F. Hansen, proof will be submitted of the application to beneficial use of 1-10 of 1 cubic foot per second of the waters of McMullen Wells, in accordance with the terms and conditions of Permit No. 9916, 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 Ernest U. McIntire, Rock Creek, Idaho.

2. The use to which said water has been applied is irrigation and domestic purposes.

3. The amount applied to beneficial use is 1-10 of 1 second foot.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated); Lot 2, sec. 6, T. 12 S., R. 18 E., B. M.

5. The right to take the water from such works is based upon Permit No. 9916.

6. The source of supply from which such water is diverted is McMullen Wells.

7. The date of the priority which said user is prepared to establish is December 24, 1913.

J. H. SMITH, State Engineer.

## Affidavit of Publication No 162

I P. A. Peas  
Publisher of the  
(Publisher or Foreman)

Twin Falls News, published weekly at Twin Falls, Idaho, do solemnly swear that a copy of the notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper and not in any supplement thereof, for 14 consecutive issues, commencing with the issue dated Dec 30, 1915, and ending with the issue dated Jan 20, 1916.

Subscribed and sworn to before me this 21  
day of Jan, 1916.  
Arthur J. Tracy  
Notary Public  
(Official Designation)

PERMIT NO. 9916

# Proof of Application of Water to Beneficial Use

## DEPOSITION OF HOLDER

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

Ans. Ernest U. McIntire, 37 years old, Residence: McMullen Creek,  
Occupation: Rancher, P. O. Rock Creek, Twin Falls Co. Idaho

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 refrence to same, and your authority for appearing in its behalf.

Ans. Am acting for myself

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

Ans. No. 9916, December 24th, 1913. Priority: December 24th, 1913.

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

Ans. McMullen Wells. Near SW. corner of SE4 NE4 Sec. 6 Tp. 12 S. R. 18 E.  
B. M.

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, 1 foot wide on bottom and 1.5 at water line, capable of  
carrying 40 inches of water. Ditch not named.

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 irrigation of N2 of lot 2 Sec. 6 Tp. 12 S. R. 18 E. B. M. or  
for 12 acres of said subdivision. Land is cultivated land, no natural meadow.

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

Ans. For domestic use also.

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

Ans. About 20 inches.

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. I am the same person.

9916

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

Ans. Ever since December 34th. 1913, about 5 inches.

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 other water is used.

(Sign) *Ernest H. McIntire*

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Rock Creek, County of Twin Falls, State of Idaho, on this 25th. day of January A. D. 1916...

*John F. Hansen*  
U. S. Commissioner.

Permit No. 9916

**Proof of Application of Water to Beneficial Use****DEPOSITION OF WITNESS**

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

Ans. Carl J. Domrose, 38 years old, Residence: Rock Creek, Idaho,  
Occupation: Merchant. P. O. Rock Creek, Twin Falls Co. Idaho.

Ques. 2. Are you acquainted with Ernest U. McIntire, the  
holder of Permit No. 9916? How long have you known him and where does he reside?

Ans. Have known him 16 years. He resides on McMullen Creek, this county.

Ques. 3. Have you read or heard read said Permit No. 9916, and are you familiar with its  
provisions and conditions?

Ans. I am acquainted with its conditions.

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. McMullen Wells; diverted near SW. corner of SE4 NE4 Sec 6, Tp. 12 S.  
R. 18 E. B. M. from where it is carried in a ditch to place of use in lot  
2 of said section 6.

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. Cant state, but think it will carry all the water supplied by the well

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. Irrigation and domestic use. I have not measured his land but there  
may be about 10 acres irrigated in the north half of lot 2 Sec. 6

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

Ans. Used for irrigation and domestic use only.

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 is ordinary sagebrush land, volcanic ash, and requires about  
an inch of water to the acre

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

Ans. I have not

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

Ans. I have seen water in the ditch but never saw it spread over the land

(Sign)

Carl J. Romrose

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 Rock Creek County of Twin Falls State of Idaho, on this 25th day of January A. D. 1916

John F. Harrison  
~~Notary Public~~

U. S. Commissioner.

My Commission Expires

9916

IMAGE OF SUBSCRIPTION RECORD IN 1916

Permit No. 9916

**Proof of Application of Water to Beneficial Use****DEPOSITION OF WITNESS**

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

Ans. James Dunks, 38 years old, Residence Rock Creek, Idaho, Occupation  
Blacksmith, P. O. Rock Creek, Twin Falls Co. Idaho.

Ques. 2. Are you acquainted with Ernest U. McIntire, the  
holder of Permit No. 9916? How long have you known him and where does he reside?

Ans. About 10 years. He resides at McMullen Creek, Twin Falls Co. Idaho.

Ques. 3. Have you read or heard read said Permit No. 9916, and are you familiar with its  
provisions and conditions?

Ans. I am familiar with it.

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. McMullen Wells, located near the SW. corner of SE4 NE4 Sec. 6 Tp. 12  
S. R. 18 E. B. M. Water is carried in a ditch about a foot wide from the  
well to the place of use in lot 2 Sec. 6

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. Ditch will carry 40 inches in the smallest place.

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. For irrigation of the north half of lot 2 sec. 6 Tp. 12 S. R. 18 E.  
B. M. and also for domestic purposes. About 15 acres have been irrigated  
with the water. No water is used except on cultivated land.

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

Ans. Not used for power

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 is called volcanic ash and requires in my judgment about an  
inch to the acre

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

Ans. I have not.

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 seen about 10 inches in use in October 1915.

(Sign)

*James J. Dunker*

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 Rock Creek, County of Twin Falls, State of Idaho, on this 25th day of January A. D. 1916.

*John F. Hansen*  
~~Notary Public~~  
U. S. Commissioner.

My Commission Expires

9916

# REPORT OF ENGINEER

1. State name of applicant and number of permit: Ernest U. McIntire #9916
2. State source of water supply: McMullan wells
3. Location of point of diversion: SE  $\frac{1}{4}$  NE  $\frac{1}{4}$  Sec. 6 T. 12 S, R. 18 E. B. M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: They are.
5. Describe works as they exist, giving dimensions and capacities of same: The ditch is about one-half mile long from the wells to the north side of the land irrigated. It is one foot on the bottom and will carry water to the depth of 0.4 feet, and the grade is 1.1' per 100 feet. It will carry one second foot or more.
6. State whether or not water has been turned into works of diversion: It has
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):  
The land to be irrigated is all in Lot 2, Sec. 6 T. 12 S, R. 18 E. B. M. and about 16 acres in the north part of same has been cultivated and about 12 acres irrigated.
8. Submit map on enclosed plat, showing location and details of above description.

Remarks: \_\_\_\_\_

This examination was made on the 17th day of January 1916

(Signed) \_\_\_\_\_

*Jas. A. Bybee*

Examiner.

OVER

9916

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

STATE OF IDAHO

County of Sevier } ss.

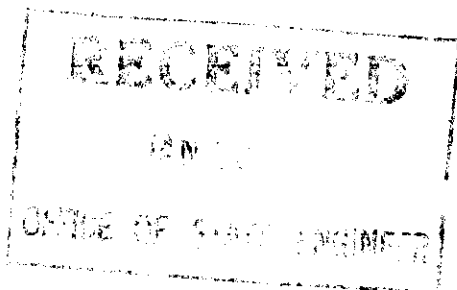
Jas A. Bybee, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 17<sup>th</sup> day of Jan 1916

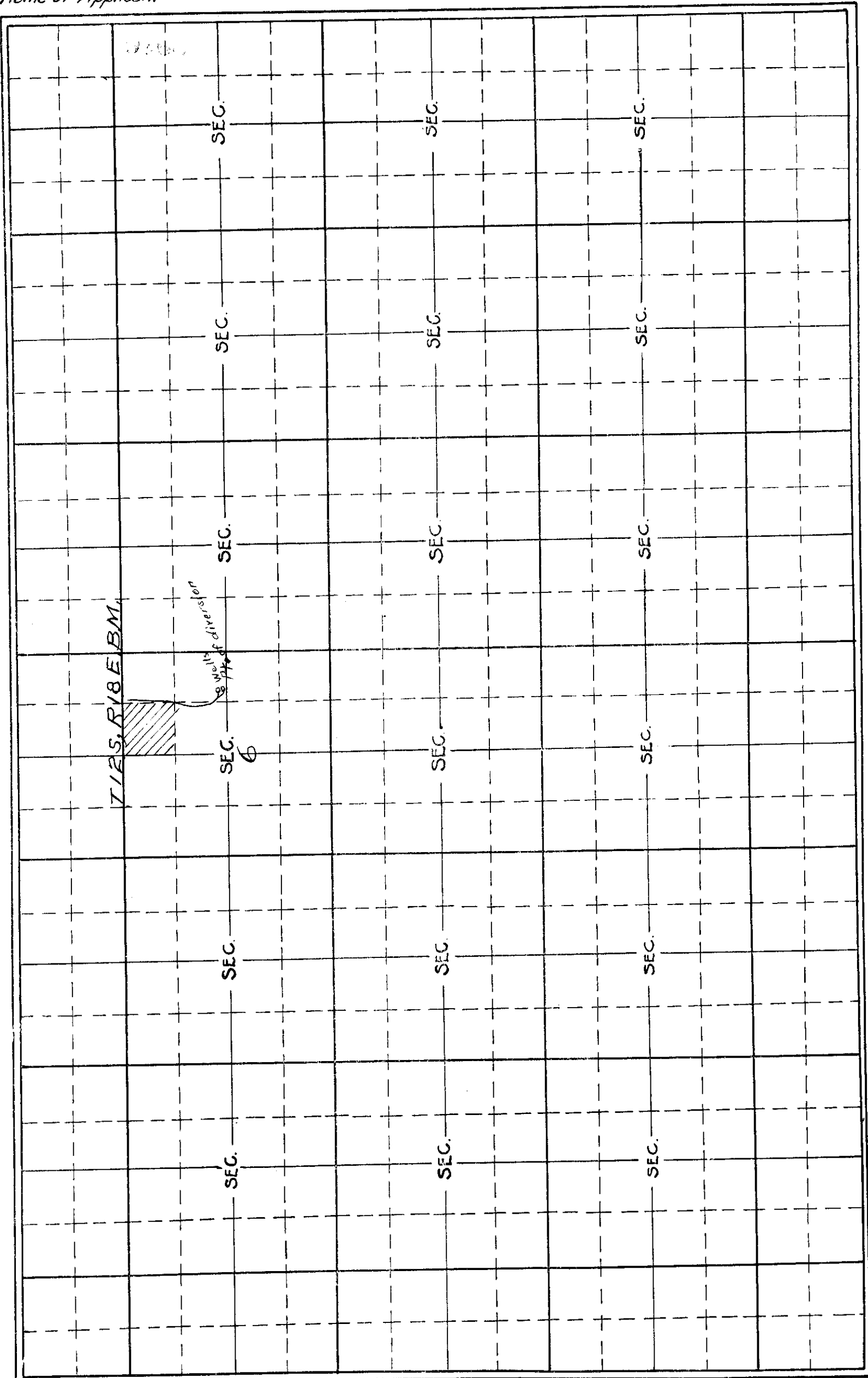
My Commission Expires \_\_\_\_\_

E. J. Innes  
Notary Public.  
By E. J. Innes

9916



Name of Applicant Ernest J McIntire



**STATE OF IDAHO**  
**ENGINEERING DEPARTMENT**

**F. P. KING,**  
**STATE ENGINEER**

**BOISE**

**INSTRUCTIONS**  
**PROOF OF BENEFICIAL USE**

**Ernest U. McIntire,**  
**c/o John F. Hansen,**  
**Rock Creek, Idaho.**

**BOISE, IDAHO, January 6, 1916.**

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. 9916.

DEPOSITION OF PERMIT HOLDER,  
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On January 25th, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at **Rock Creek, before John F. Hansen, N.P.**

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,

**J. H. SMITH, ~~State Engineer~~**

*State Engineer.*

9916

(P. O.) Irr. Times, Idaho

(Date) Dec. 24 1915

Stat. Engineer, Boise.

Dear Sir:

I have your letter of Dec. 22 enclosing Notice of Proof of Beneficial Use of Water under Permit No. 9916 which will be published as you request, beginning with our issue of Dec. 30

Irr. Times News

Replied

9916

Thank you

025-



OFFICE OF  
JAMES A. BYBEE  
COUNTY SURVEYOR



TWIN FALLS, IDAHO Dec. 14th. 1915.

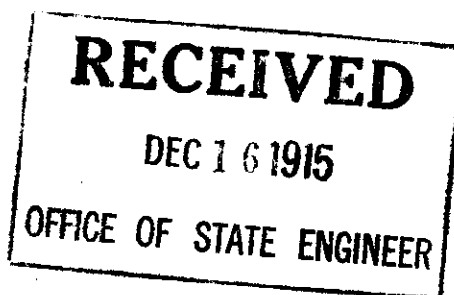
J.H. Smith, State Engineer.

Boise, Idaho.

Dear sir :-Your letter in regard to making examination required under permit #9916 for Ernest U. McIntire, of Rock Creek, Idaho, just received and in reply will say that I can make the examination and will make arrangements with Mr. McIntire and report to you as soon as possible.

Yours respectfully,

*James A. Bybee*



9916

Office of the State Engineer

Boise, Idaho, Dec. 13, 1915.

James H. Bybee,  
Twin Falls, Idaho.

DEAR SIR:

.....Ernest U. McIntire....., residing at .....Rock Creek.....  
County of ....., State of .....Idaho....., has requested that  
you make examination required under Permit No. ....9916..... Will you  
therefore, arrange with the holder of said Permit to make such examination as will  
enable you to answer the questions on the enclosed blank? Also, make a sketch on  
the enclosed blank plat showing source of supply, point of diversion, route of ditch  
and place of use. You should, also, arrange with the holder of said Permit for the  
payment of your fee for your services, and such proper expenses as you will incur in  
making this examination and report.

Please advise me promptly of receipt of this communication, and whether or not  
you will be able to make the examination and report as required.

Very truly yours,

J. H. SMITH,

~~A. E. ROBINSON~~

State Engineer.

9916

Permit No. 9916

Rock Creek, Idaho  
Dec. 8th. 1915

Honorable J. F. White  
State Engineer,  
Boise, Idaho.

Gentelman:

In reply to your letter of November 29, instant you ask me to suggest a man to make examination of the water right that is about to go to prove No. 9916. I take it that an engineer should be employed. So will suggest James F. Rybee of Twin Falls, Idaho. Our County Surveyor.

Adviser →

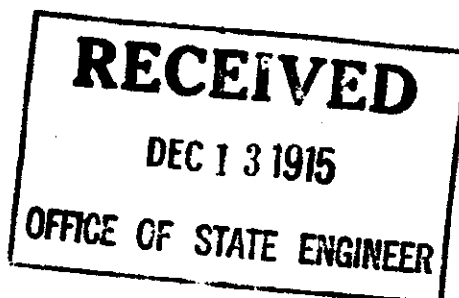
As I have a Desert claim filed upon and under # advisement at Washington D.C. would like to file a subteranian water right for one year. In which time would drill for artesian water. But financial conditions will not permit it within six months. Is there any law in this State where by one could protect him self in this way? And if there is such a law would it be better to file on it for the Homestead which I have now got?

If you will permit me to make such a filing you may forward blanks at your earliest convenience.

Truely yours,

Ernest W. McIntire

9916



9916

*Jan 29*

November 29, 1915.

Re Permit 9916.

Ernest U. McIntire,  
Rock Creek, Idaho.

Sir: ~~00~~

We are in receipt of your notices for final proof under above permit. Notice will be sent to the Twin Falls News for the required four weeks publication and deposition blanks will be mailed to Mr. John F. Hansen.

If you can send the name of some one near you who can make the required examination and report, the necessary blanks will be furnished him.

Very truly yours,

J. E. SMITH,

State Engineer.

By \_\_\_\_\_

9916

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) *November 22, 1915*

(P. O.) *Rock Creek, Idaho.*

To the State Engineer,  
Boise, Idaho.

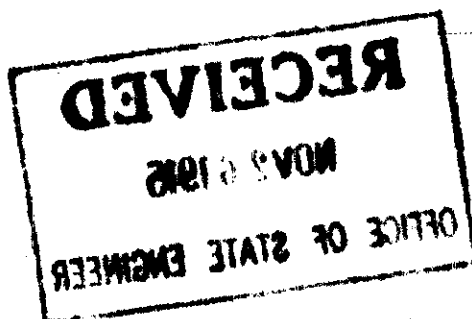
Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the  
*Twin Falls News*, of *Twin Falls*, published in the  
county in which the works are situated.

*Ernest A. McIntire*

(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.

## NOTICE FOR PUBLICATION

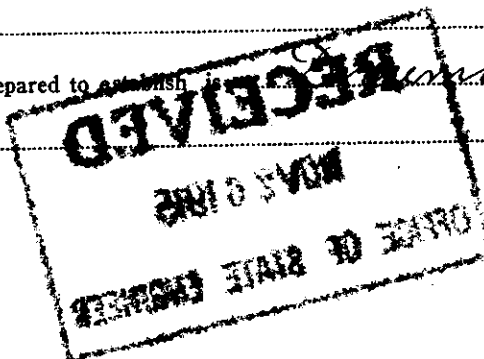
## Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 2<sup>10</sup> a. m. on the 25<sup>th</sup> day of January, 1916,  
 at Rock Creek, County of Twin Falls, State of Idaho,  
 before John F. Hansen, proof will be submitted  
 of the application to beneficial use of 1/10 of 1 cubic feet per second of the waters of  
McMullen Wells, in accordance with the terms and conditions of Permit No. 9916  
 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 Ernest U. Mc  
Intin, Rock Creek, Idaho.
2. The use to which said water has been applied is Irrigation and domestic  
purposes.
3. The amount applied to beneficial use is 1/10 of one cubic foot.
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)  
Lot 2, Sec. 6, T. 12 S., R. 18. E. B. M.
5. ~~The name of the canal or ditch or other works by which said water is conducted to such place of use is~~
6. The right to take the water from such works is based upon Permit No. 9916.
7. The source of supply from which such water is diverted is McMullen Wells.
8. The date of the priority which said user is prepared to establish is March 24, 1913.

J.H. Smith,

State Engineer.



9916

State of Idaho  
ENGINEERING DEPARTMENT  
BOISE

Ernest U. McIntyre,  
Rock Creek, Idaho.

October 19, 1915.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No.---9916---, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J. H. Smith,

State Engineer

9916

January 14, 1925.

Permit 9916.

Ernest U. McIntire,  
Rock Creek, Idaho.

Sir:

Am herewith enclosing you certificate of completion of work issued under the above permit, with receipt for fee.

Very truly yours,

Herbert Wing,

Acting State Engineer.

CCW-R7125

By \_\_\_\_\_

9916

**State of Idaho**  
**ENGINEERING DEPARTMENT**  
**BOISE**

F. P. KING,  
STATE ENGINEER

**INSTRUCTIONS**  
**PROOF OF COMPLETION OF WORKS**

**Ernest U. McIntire,**  
**Rock Creek, Idaho.**

BOISE, IDAHO, **Oct. 1, 1914.**

DEAR SIR:

Under the terms of your permit No. **9916**, you are required to complete your diversion works on or before **Jan. 20, 1915**. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

F. P. KING,  
State Engineer.

Permit No. 9916

## OFFICE OF STATE ENGINEER

## PROOF OF COMPLETION OF WORKS

## AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Twin Falls

} ss.

Ernest U. McIntire

, 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. 9916 and that his postoffice address is Rock Creek, Twin Falls Co. Idaho State of \_\_\_\_\_

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 20th., 1915

Third: That the use for which said water is intended is Domestic and irrigation

Fourth: That on the date above mentioned, the works constructed under said permit were (~~or~~ ~~was~~) fully completed and consisted of the following:

I. Kind of works: Ditch

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

II. Dimensions of work: 1 foot wide on bottom, 1.5 at water line

(a) Height of dam 00 feet, length of dam at top 00 feet, length of dam at bottom 00 feet. Material used in construction earth

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir 00 acre feet.

(c) Size of headgate: Width 1 feet, height 1 feet.

(d) Conduit Ditch width at bottom 1 feet, width at water line 1.5 feet, depth of water 1 feet; diameter of pipe \_\_\_\_\_ inches; average grade per mile is 50 feet. Length of conduit is .75 miles.

Fifth. That said works are capable of conducting to the place of intended use \_\_\_\_\_

.4 second feet of water.

Sixth. That water appropriated under said permit is available for 40 acres of land described as follows: Lot 2 Sec. 6 Tp. 12 S. R. 18 E. B. M.

RECEIVED

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OFFICE OF STATE ENGINEER

Seventh. Remarks: That no appreciable increase in the water supply has been made since applying for the permit, but that claimant expects to increase the flow by digging, in the near future.

Ernest U. McIntire

Sign here.

Subscribed and sworn to before me this 18th day of December, 1914

My commission expires \_\_\_\_\_

John F. [Signature]  
U. S. Commissioner ~~Notary Public~~

STATE OF IDAHO  
ENGINEERING DEPARTMENT  
BOISE

F. P. KING,  
STATE ENGINEER

Permit No. 2916

BOISE, IDAHO, Jan. 20, 1914.

Mr. Ernest U. McIntire,  
Rock Creek, Idaho.

*Dear Sir:*

*I enclose herewith above numbered permit. BE SURE TO NOTE  
LIMITATIONS AND CONDITIONS OF SAME as given under approval of  
State Engineer on the third page.*

F. P. KING,  
*State Engineer.*

9916

**Name of Applicant**.....

Tp 12. S. R. 187

PERMIT NEAR NO. 3010  
AS APPROVED

JAN 20 1974

# 1. Kinship

# STABLE ENGINEERING

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