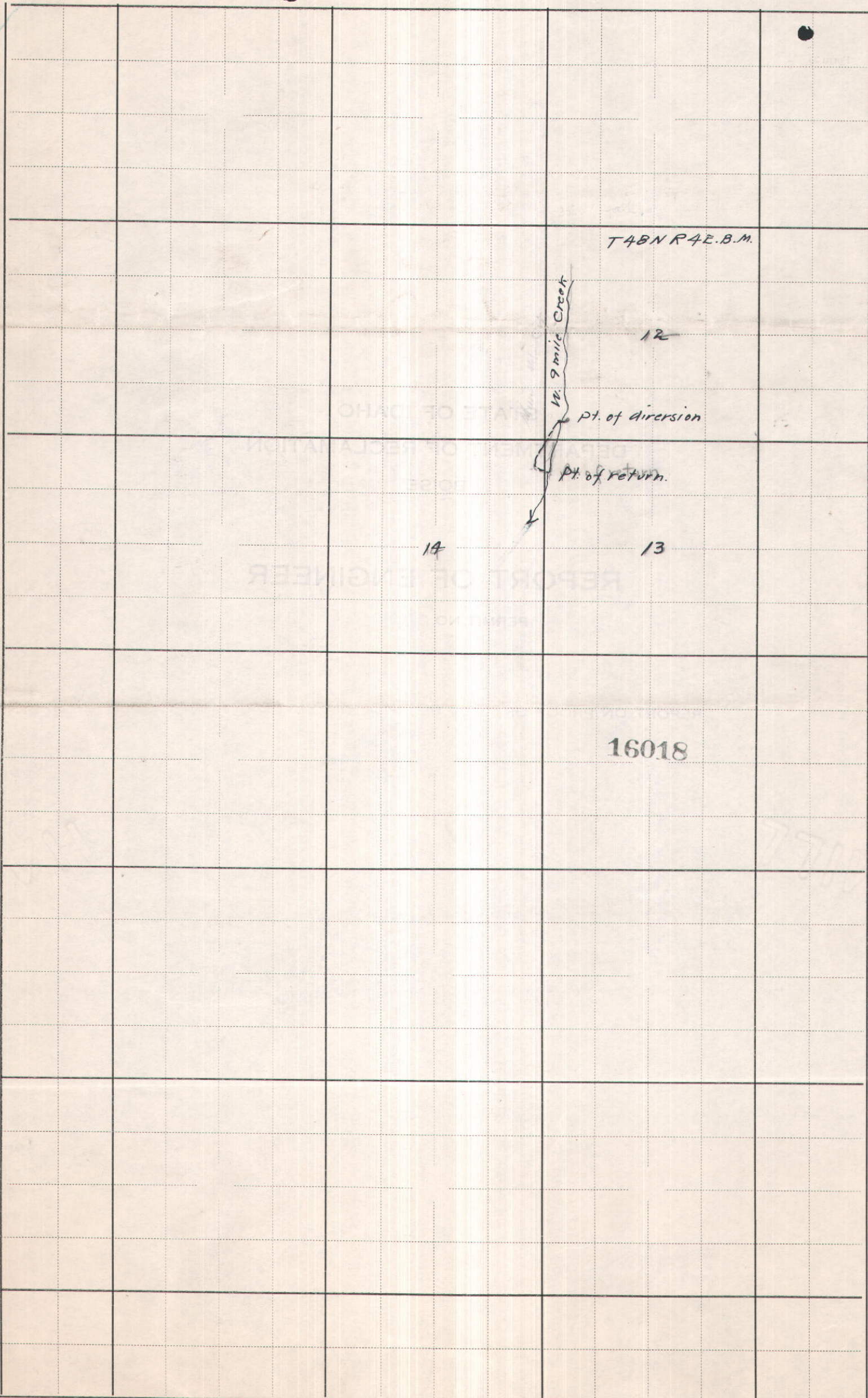




NOTICE FOR PUBLICATION

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 _____

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

S 7th S 7th Sec 12
48 71-4 E. BM
91-C

CLASS OF SERVICE DESIRED	
Telegram	
Day Letter	
Night Message	
Night Letter	

Patrons should mark an X opposite the class of service desired; OTHERWISE THE MESSAGE WILL BE TRANSMITTED AS A FULL-RATE TELEGRAM

WESTERN UNION



TELEGRAM

NEWCOMB CARLTON, PRESIDENT

GEORGE W. E. ATKINS, FIRST VICE-PRESIDENT

Receiver's No.
Check
Time Filled

Send the following message, subject to the terms
on back hereof, which are hereby agreed to

Boise, Idaho

August 16, 1924.

Permit 16018.

Mr. Patrick Brady,
Wallace, Idaho

Letter mailed Amendment will be approved Authority
herein start construction

Department of Reclamation

(Charge to State Department of Reclamation)

16018

CLASS OF SERVICE	SYMBOL
Telegram	
Day Letter	Blue
Night Message	Nite
Night Letter	N L

If none of these three symbols appears after the check (number of words) this is a telegram. Otherwise its character is indicated by the symbol appearing after the check.

WESTERN UNION TELEGRAM

NEWCOMB CARLTON, PRESIDENT

GEORGE W. E. ATKINS, FIRST VICE-PRESIDENT

CLASS OF SERVICE	SYMBOL
Telegram	
Day Letter	Blue
Night Message	Nite
Night Letter	N L

If none of these three symbols appears after the check (number of words) this is a telegram. Otherwise its character is indicated by the symbol appearing after the check.

RECEIVED AT

128KH D 10

WALLACE IDA 1110A AUG 16 1924

75

STATE RECLAMATION OFFICE

CAPITOL BLDG BOISE IDA

LET ME KNOW IF AMENDED WATER RIGHT IS APPROVED ANSWER

PATRICK BRADY

1231P

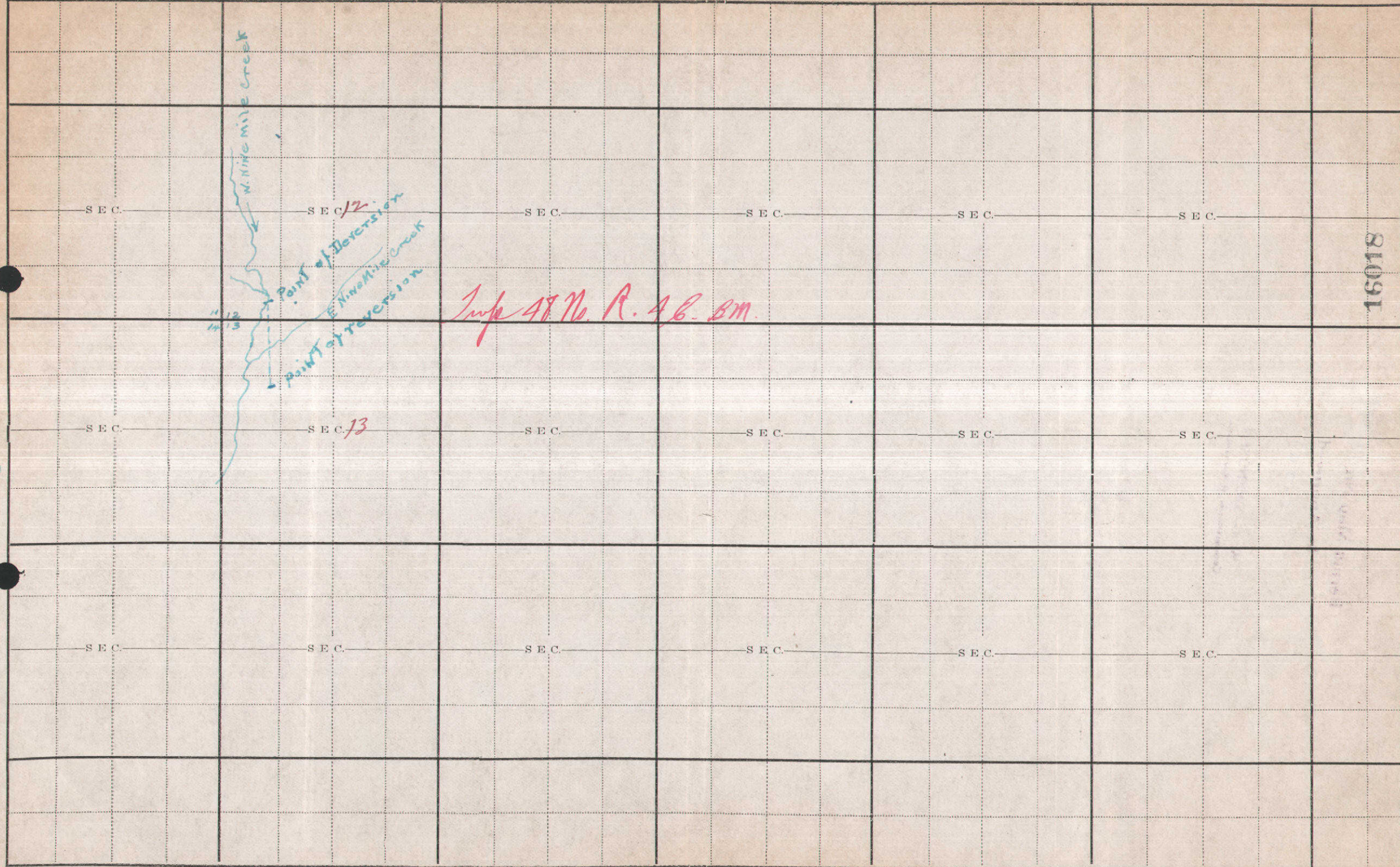
*Answer -
Letter mailed. Amendment will be
approved. Authority herein start construction.*

16018

16018

NAME OF APPLICANT

Patrick Brady



16018

SCALE: 2 INCHES EQUALS 1 MILE. DRAW PLAN IN INK.

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, approximately 1350 feet in a southerly direction from the point of diversion.		

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

State of Idaho

License and Certificate of Water Right

Water License No. 15359

Amount 6 sec. ft.

Water District No. 91-C

Priority 1-27-23

THIS IS TO CERTIFY that Canyon Light and Water Company of Burke, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated November 3, 1921; that Permit No. 15359 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 6.0 second feet, was issued thereunder on January 25, 1926, showing that said works were completed on the 18th day of November, 1924; and that on the 12th day of February, 1926,

Canyon Light and Water Company of Burke, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Canyon Creek, a tributary of S. Fork Coeur D'Alene River, for the purpose of domestic use, under Use Permit No. 15359 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 3392, on the 3rd day of September, 1926;

The right hereby confirmed dates from January 27, 1923;

are

The Point of Diversion is located in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 11, and in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, Tp. 48 N., R. 3 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 6.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
To be used in towns of Burke, Mace and outlying district in Burke Canyon.					

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 3rd day of September, 1926.

(SEAL)

W. G. SWENDSEN

Commissioner of Reclamation

By

Geo. N. Carter

Assistant.

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.

Applicant.

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 rig 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 acknowle to me that they executed the same freely, and voluntarily for the uses and purposes therein set forth. And the sa Alice Brady, described as a married woman, upon an examination (without the hearing of her husband) was by me made quainted 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. <u>L. Leighly</u> 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.

SEND CORRESPONDENCE TO:

Day Mines, Incorporated

506½ Cedar

Wallace, Idaho 83873

94 2127

August 27, 1971

Richard Giles
506½ Cedar
Wallace, Idaho

Dear Mr. Giles:

Pursuant to your request, please find enclosed a copy of Water License 16018/94-2127 and also a claim to a water right form and application for transfer of water right form with instructions for your convenience.

If you should have any questions in completing either of these forms, do not hesitate to contact us.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF/BB

Enclosures

94 2127

September 4, 1926.

In Re: Permit No. 16018. - Strattons Mines Co.

Mr. John H. Wourms,
Attorney at law,
Wallace, Idaho.

Dear Sir:-

Referring to your letter of the 1st inst. would say that the proof is complete under the above numbered permit, the final license having been mailed to you on the second day of September. It was through an oversight that our letter of August 30 was written. We are very sorry to have caused you any anxiety in the matter.

Very truly yours,
W. C. SWENDSEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

16018

JOHN H. WOURMS
ATTORNEY-AT-LAW
WALLACE, IDAHO

September 1, 1926.

Hon. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Re; Permit No. 16018. Strattons Mines Co.

All complete -
L v

Dear Sir:

I have just received your letter of August 30, with reference to the above entitled matter, and there seems to be some error in your office.

I received your communication under date of March 1, 1926. I prepared the Notice required and it was published in the Weekly Press-Times Mining Review of Wallace, Idaho. On May 28, 1926, I sent you Affidavit of Holder of the Permit of Completion of Work and also enclosed check for \$5.00 to pay for the Certificate of Completion of Work. Pursuant to the Notice of Publication of Application of Water to Beneficial Use, depositions were taken on July 9, 1926, in the above entitled matter, and under date of July 9, 1926, I sent you:

1. Proof of Publication of Notice of Proof Application of Water to Beneficial Use.
2. Deposition of Permit Holder.
3. Deposition of two witnesses.

I received acknowledgement of these documents by your letter dated July 13, 1926, in which letter you advised me that the Engineer would be here to examine the works on behalf of the State. The Engineer has been here and recently you advised me, under date of August 26, that the report of the Examining Engineer, on Proof of Beneficial Use, of the water, under this Permit had just been filed and that upon receipt of \$5.00, the license would issue, to which letter I replied on August 30 and enclosed the \$5.00, required for final license.

The Proof, under this Permit was taken on July 9, 1926 and Proof was made and sent to you, and by your letter dated July 13, 1926, you acknowledged receipt of all the documents necessary to obtain final license, and the only thing still remaining to be done was the report of the Examining Engineer of the Department.

Kindly look into this matter and advise me at your earliest convenience. I feel that there has been an oversight in your office with reference to this matter.

Very truly yours,

John H. Wourms

JHW:AG

16018

September 2, 1926

Re: Permit No. 16018-
Strattons Mines Co.

Mr. John H. Wourms,
Attorney at Law,
Wallace, Idaho

Dear Sir:-

Inclosed herewith you will
find the water license issued under
the above numbered permit, together
with the receipt for fees paid.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:HH
Encl.

16018

JOHN H. WOURMS
ATTORNEY-AT-LAW
WALLACE, IDAHO

August 30, 1926.

Hon. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Re: Permit No. 16018 - Strattons Mines Co.

Dear Sir:

In compliance with your request contained in your letter of August 26, I am sending you herewith the check of the Strattons Mines Company for the sum of \$5.00, to pay the fees for a license to use the waters under said Permit.

Kindly send the license to me at your earliest convenience and oblige,

Yours very truly,

JHW:AG

Encs.

John H. Wourms
Attorney for Strattons Mines Company.

16018

JOHN H. WOURMS
ATTORNEY-AT-LAW
WALLACE, IDAHO

August 28, 1926.

Hon. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Your communication with reference to water permit No. 15904, running to Stratton and Stratton, has been turned over to me, for reply.

I will say that after careful investigation, this permit covers the same water which has been proven up by the Strattons Mines Company under Permit No. 16018. All of the water available is appropriated and is in use under said Permit No. 16018 and there is nothing that can be appropriated or used under Permit No. 15904. After careful investigation, I think Permit No. 15904 should be cancelled.

Both of these permits are now the property of the Strattons Mines Company.

Thanking you for calling my attention to this matter, I am

Yours very truly,

JHW:AG

John H. Wourms

0 24

16018

August 26, 1926

Re: Permit No. 16018-
Strattons Mines Co.

Mr. John H. Wourms,
Attorney at Law,
Wallace, Idaho.

Dear Sir:-

The report of our examining
engineer on proof of beneficial use of
water under the above numbered permit
has just been filed. Upon the receipt
of statutory fee in the sum of \$5.00,
the license will be issued.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____ Chief Clerk

CB:HH

16018

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) _____

Examiner.

STRATTONS MINES CO.
Wallace, Idaho

Permit No. 16018

Examination for Beneficial Use

County Shoshone

3 miles above Wallace on
9 miles Creek.

INSTRUCTIONS TO EXAMINERS

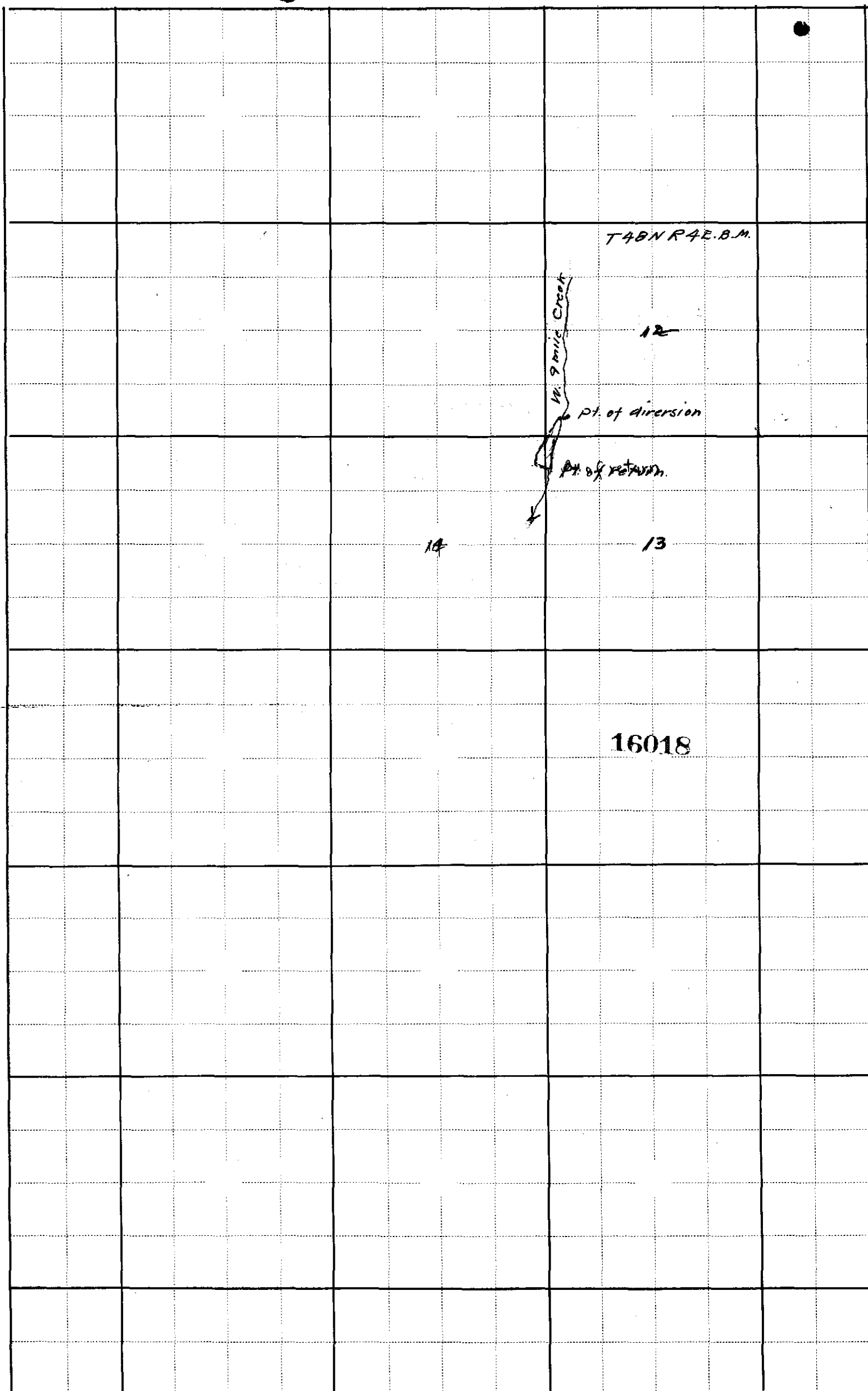
1. Always carefully note the location of the point of diversion, and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the 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



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

July 13, 1926.

Re: Permit No. 16018-Stratton Mines Co.

Mr. John H. Wourms,
Attorney at law,
Wallace, Idaho.

Dear Sir:-

Your letter of the 9th inst., enclosing depositions of holder and witnesses and affidavit of publication for proof of beneficial use of water under the above permit, received. The proof has been checked and found to be in proper form and will be held, without further action, until the report of our examining engineer can be made. You will then be advised further in the matter of fees due.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

16018

JOHN H. WOURMS
ATTORNEY-AT-LAW
WALLACE, IDAHO.

July 9, 1926.

Hon. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Enclosed herewith please find :

1. Proof of Publication of Notice of Proof
Application of Water to Beneficial Use;
2. Deposition of Permit Holder.
3. Deposition of two witnesses.

Kindly acknowledge receipt and oblige

Yours truly,

John H. Wourms

MEW:AG

Encs.

16018

PROOF OF PUBLICATION

STATE OF IDAHO,

County of Shoshone.

ss.

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, at office of John H. Wourms 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 foot 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 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 7, 1924.

W. G. SWENDSEN,
Commissioner of Reclamation.
June 4, 11, 18, 25, July 2, 1926.

My commission expires

May 20, 1930

J. H. Shure, being first duly sworn,
deposes and says:

That he is the Principal Clerk of the Press-Times Publishing Company, publishers of the Weekly Press-Times Mining Review, a weekly newspaper printed and published at Wallace, Shoshone County, State of Idaho, which said newspaper has a general circulation in said county, and has been continuously and uninterruptedly printed and published in said county during a period of seventy-eight (78) consecutive weeks prior to

the 4th day of June, A. D., 1926. That the

Notice of which a complete and correct copy is hereto attached, was first published in said newspaper in its issue dated the 4 day of June, A. D., 1926 and was published in each successive issue of said newspaper for 5 issues,

the last publication thereof being in the issue dated the 7 day of

July, A. D., 1926. J. H. Shure

Subscribed and sworn to before me this

2nd day of July, A. D., 1926.

E. R. Wallace

Notary Public for the State of Idaho,
residing at Wallace, Idaho.

16018

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. Beifeld
Notary Public.

. My commission expires Oct. 1st, 1929.

16018

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, June 29, 1926.

Jesse Freeman, Vice-President,
Stratton Mines Company,

c/o John H. Wourms, Attorney,
Wallace, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 16018

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 rights:

1. On July 9, 1926, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Wallace before Walter B. Heitfeld, notary public.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

W. G. SWENDSEN,

Commissioner of Reclamation.

16018

June 3, 1926

Re; Permit No. 16018

Strattons Mines Company

Wallace, Idaho

Gentlemen:-

Inclosed herewith you will find
certificate of completion of works issued
under the above numbered permit, together
with receipt for fees paid.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____ Assistant

IH:

ENC:C.C.W.-R-11274

16018

The Press-Times Publishing Co., Ltd.

DAILY PRESS-TIMES -- WEEKLY MINING REVIEW
JOB PRINTERS

WALLACE, IDAHO.

June 3, 1926.

Hon. W. G. Swendsen
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

This is to acknowledge receipt of your favor
1st inst, authorizing publication of Permit No. 16018-
Stratton Mines Co.

Copy of our issue carrying first insertion
will be mailed you June 5th. Thanking you ,we are

Yours truly,

Press Times Pub Co.

By



16018

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date June 1, 1926

Editor, Weekly Press-Times Mining Review
Wallace, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to July 9, 1926, the date set for proof, the expense of the publication to be paid by the applicant, Strattons Mines Company, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

W. G. SWENDSEN

Commissioner of Reclamation.

16018

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 3 P ~~M~~ 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 71-41 E. B 110
 91-C

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 28, 1926.

(P. O.) Wallace, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Weekly Press-Times Mining
Review of Wallace, Idaho., published in
the county in which the works are situated.

STRATTONS MINES COMPANY,

By

Jesse Freeman
Vice-President.

(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.

JOHN H. WOURMS
ATTORNEY-AT-LAW
WALLACE, IDAHO.

May 28, 1926.

Hon. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

In my previous letter of even date, I forgot to state that I was enclosing check of the Strattons Mines Company for the sum of \$5.00, to pay for a Certificate of Completion of Work.

I also forgot to state that I was enclosing a copy of a deed from Frank M. Rothrock and wife to the Strattons Mines Company for the water right covered by Permit No. 16018.

In the Notices, as you will observe, I have set July 9 as the date of final proof.

Notices, in order to be published in the paper, must reach the paper not later than noon on next Thursday. I thought there would be sufficient time to get these notices to Boise and back here before noon next Thursday and therefore fixed that date.

Hoping that this meets with your approval, I am

Yours very truly,

John H. Wourms

JHW : AG

16018

JOHN H. WOURMS

ATTORNEY-AT-LAW
WALLACE, IDAHO.

May 28, 1926.

Hon. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

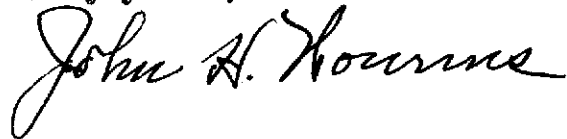
Dear Sir:

Enclosed herewith please find the Affidavit of Holder of Completion of Work, under Permit No. 16018, authorizing the appropriation of one cubic foot per second of the waters of West Fork of Nine Mile Creek in Placer Center Mining District, Shoshone County, State of Idaho; also two copies of Notice for Publication of Completion of said Work, and also authority to you to publish the Notice in the Weekly Press-Times Mining Review of Wallace, Idaho, at the expense of the holder of said Permit, to wit: the Strattons Mines Company.

In this connection, I wish to say that some wise engineer, prior to the time that the present interests dominated the destinies of the Strattons Mines Company, attempted to conduct one cubic foot per second of the waters of West Nine Mile Creek from the point of diversion to the point of intended use in a two inch pipe. This two inch pipe was in use, to the best of my information and belief, in the Fall of 1924. Until I discovered this fact, I never knew that it was possible to put one cubic foot of water per second through a two inch pipe.

This two inch pipe has been replaced by an eight inch pipe and I believe this pipe has sufficient capacity to conduct the full one cubic foot of water appropriated from the point of diversion to the point of intended use, and engineers corroborate my judgment.

Very truly yours,



JHW:AG

Encs.

16018

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)

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

March 1, 1926

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Strattons Mines Co.,
Wallace, Idaho

Boise, Idaho,

Dear Sir:—

Under the terms of your permit No. 16018 you are required to complete your diversion works on or before June 10, 1926. 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,

W. G. SWENDSEN
Commissioner of Reclamation.

16018

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Strattons Mines, Co.,
Wallace, Idaho

March 1, 1926

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 16018, 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 date it is submitted.

Yours truly,

W. G. SWENDSEN

Commissioner of Reclamation.

16018

June 10-1926

CLASS OF SERVICE DESIRED	
Telegram	
Day Letter	
Night Message	
Night Letter	
Patrons should mark an X opposite the class of service desired; OTHERWISE THE MESSAGE WILL BE TRANSMITTED AS A FULL-RATE TELEGRAM	

WESTERN UNION

TELEGRAM

NEWCOMB CARLTON, PRESIDENT

GEORGE W. E. ATKINS, FIRST VICE-PRESIDENT

Receiver's No.
Check
Time Filed

Send the following message, subject to the terms
on back hereof, which are hereby agreed to

Boise, Idaho

August 16, 1924.

Permit 16018

Mr. Patrick Brady,
Wallace, Idaho

Letter mailed Amendment will be approved Authority
herein start construction

Department of Reclamation

(Charge to State Department of Reclamation)

16018

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS:

To guard against mistakes or delays, the sender of a message should order it repeated, that is, telegraphed back to the originating office for comparison. For this, one-half the un-repeated message rate is charged in addition. Unless otherwise indicated on its face, this is an un-repeated message and paid for as such, in consideration whereof it is agreed between the sender of the message and this company as follows:

1. The company shall not be liable for mistakes or delays in the transmission or delivery, or for non-delivery, of any message received for transmission at the un-repeated-message rate beyond the sum of five hundred dollars; nor for mistakes or delays in the transmission or delivery, or for non-delivery, of any message received for transmission at the repeated-message rate beyond the sum of five thousand dollars, unless specially valued; nor in any case for delays arising from unavoidable interruption in the working of its lines; nor for errors in cipher or obscure messages.

2. In any event the company shall not be liable for damages for mistakes or delays in the transmission or delivery, or for the non-delivery, of any message, whether caused by the negligence of its servants or otherwise, beyond the sum of five thousand dollars, at which amount each message is deemed to be valued, unless a greater value is stated in writing by the sender thereof at the time the message is tendered for transmission, and unless the repeated-message rate is paid or agreed to be paid; and an additional charge equal to one-tenth of one per cent of the amount by which such valuation shall exceed five thousand dollars.

3. The company is hereby made the agent of the sender, without liability, to forward this message over the lines of any other company when necessary to reach its destination.

4. Messages will be delivered free within one-half mile of the company's office in towns of 5,000 population or less, and within one mile of such office in other cities or towns. Beyond these limits the company does not undertake to make delivery, but will, without liability, at the sender's request, as his agent and at his expense, endeavor to contract for him for such delivery at a reasonable price.

5. No responsibility attaches to this company concerning messages until the same are accepted at one of its transmitting offices; and if a message is sent to such office by one of the company's messengers, he acts for that purpose as the agent of the sender.

6. The company will not be liable for damages or statutory penalties in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.

7. It is agreed that in any action by the Company to recover the tolls for any message or messages the prompt and correct transmission and delivery thereof shall be presumed, subject to rebuttal by competent evidence.

8. Special terms governing the transmission of messages under the classes of messages enumerated below shall apply to messages in each of such respective classes in addition to all the foregoing terms.

9. No employee of the company is authorized to vary the foregoing.

THE WESTERN UNION TELEGRAPH COMPANY

INCORPORATED

NEWCOMB CARLTON, PRESIDENT

CLASSES OF SERVICE

TELEGRAMS

A full-rate expedited service.

NIGHT MESSAGES

Accepted up to 2.00 A.M. at reduced rates to be sent during the night and delivered not earlier than the morning of the ensuing business day.

Night Messages may at the option of the Telegraph Company be mailed at destination to the addressees, and the Company shall be deemed to have discharged its obligation in such cases with respect to delivery by mailing such Night Messages at destination, postage prepaid.

DAY LETTERS

A deferred day service at rates lower than the standard telegram rates as follows: One and one-half times the standard Night Letter rate for the transmission of 50 words or less and one-fifth of the initial rates for each additional 10 words or less.

SPECIAL TERMS APPLYING TO DAY LETTERS:

In further consideration of the reduced rate for this special Day Letter service, the following special terms in addition to those enumerated above are hereby agreed to:

A. Day Letters may be forwarded by the Telegraph Company as a deferred service and the transmission and delivery of such Day Letters is, in all respects, subordinate to the priority of transmission and delivery of regular telegrams.

B. Day Letters shall be written in plain English. Code language is not permissible.

C. This Day Letter is received subject to the express understanding and agreement that the Company does not undertake that a Day

Letter shall be delivered on the day of its date absolutely and at all events; but that the Company's obligation in this respect is subject to the condition that there shall remain sufficient time for the transmission and delivery of such Day Letter on the day of its date during regular office hours, subject to the priority of the transmission of regular telegrams under the conditions named above.

No employee of the Company is authorized to vary the foregoing.

NIGHT LETTERS

Accepted up to 2.00 A.M. for delivery on the morning of the ensuing business day, at rates still lower than standard night message rates, as follows: The standard telegram rate for 10 words shall be charged for the transmission of 50 words or less, and one-fifth of such standard telegram rate for 10 words shall be charged for each additional 10 words or less.

SPECIAL TERMS APPLYING TO NIGHT LETTERS:

In further consideration of the reduced rate for this special Night Letter service, the following special terms in addition to those enumerated above are hereby agreed to:

A. Night Letters may at the option of the Telegraph Company be mailed at destination to the addressees, and the Company shall be deemed to have discharged its obligation in such cases with respect to delivery by mailing such Night Letters at destination, postage prepaid.

B. Night Letters shall be written in plain English. Code language is not permissible.

No employee of the Company is authorized to vary the foregoing.

CLASS OF SERVICE	SYMBOL
Telegram	
Day Letter	Blue
Night Message	Nite
Night Letter	N L

If none of these three symbols appears after the check (number of words) this is a telegram. Otherwise its character is indicated by the symbol appearing after the check.

WESTERN UNION TELEGRAM

NEWCOMB CARLTON, PRESIDENT

GEORGE W. E. ATKINS, FIRST VICE-PRESIDENT

CLASS OF SERVICE	SYMBOL
Telegram	
Day Letter	Blue
Night Message	Nite
Night Letter	N L

If none of these three symbols appears after the check (number of words) this is a telegram. Otherwise its character is indicated by the symbol appearing after the check.

RECEIVED AT

128KH D 10

WALLACE IDA 1110A AUG 16 1924

STATE RECLAMATION OFFICE

75

CAPITOL BLDG BOISE IDA

LET ME KNOW IF AMENDED WATER RIGHT IS APPROVED ANSWER

PATRICK BRADY

1231P

Answer=
Letter mailed Amendment will be
approved. Authority herein start construction.

16018

August 15, 1924.

Re: Permit No. 16018.

Mr. Patrick Brady,
Wallace, Idaho.

Dear Sir:

Reference is made to your letter of August 6, regarding amendment to your permit No. 16018 recently approved.

Rather than change the whole permit I suggest that you file a notice of intention to change point of diversion on the enclosed blank. The other details of change are not necessary at this time but will be taken account of at such time as this office may make examination of the works actually constructed.

Your suggested amended permit, together with map, is herewith returned. You should file the map with the affidavit of change of point of diversion.

Very truly yours,

Director of Water Resources.

GNO-H
Enc-1

16018

Wallace, Idaho.
Aug 6 1924

Commissioner of Reclamation
W. G. Swendsen

Dear Sir:

On beginning work on our
water right permit No. 16018 we
find that the fall we would secure
would not be sufficient for our
purposes. Hence I am mailing you
an application for amendment.
If there are any extra charges
please advise me.

Very truly yours.

Patrick Brady.

16018

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. 16018

Mr. Patrick Brady,
Wallace, Idaho.

Boise, Idaho,
June 12, 1924.

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.

W. G. SWENDSEN.
Commissioner of Reclamation.

16018

16018