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-Brief-

Shoshone County *
Spring *
14/100 sec. ft. *
Domestic *
Priority 10-2-05.*

S T A T E O F I D A H O

- Water License No. 1584 -

WHEREAS, On the second day of October, A. D. 1905, Nellie Kildee of Wallace, County of Shoshone, and state of Idaho, duly made application (No. 2194) to me for a permit to use one-half of one cubic foot per second of the waters of a spring in NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 34, Tp. 48 N., R. 4 E. B. M., County of Shoshone, state of Idaho, for domestic purposes; and,

WHEREAS, On the seventh day of October, A. D. 1905, Permit No. 1584 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 seventh day of April, A. D. 1906, and for the application to beneficial use of said water on or before the seventh day of April, A. D. 1906; and,

WHEREAS, On the twenty-eighth day of April, A. D. 1906, the holder of said permit duly made proof of the completion of adequate works for the diversion of 14/100 of one cubic foot per second of said waters, as evidenced by my Certificate No. 1584, dated May 9, 1906, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 14/100 of one cubic foot per second of water, with date of priority of October 2, 1905 and,

WHEREAS, On the twenty-eighth day of April, A. D. 1906, proof was duly made of the application to beneficial use of 14/100 of one cubic foot per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the state of Idaho, I hereby grant and confirm to NELLIE KILDEE of Wallace, Idaho, the holder and owner of said Permit No. 1584 a perpetual right, dating from October 2, 1905, to the use of 14/100 of one cubic foot per second of the waters of a spring in NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of sec. 34, Tp. 48 N., R. 4 E. B. M., in the County of Shoshone, and state of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at the spring, for the purpose of 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 of 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 ninth day of May, A. D. Nineteen Hundred and six.

Jas. Stephenson, Jr.

State Engineer.

94-2014

No. 2194.

A P P L I C A T I O N F O R P E R M I T

To Appropriate the Public Waters of the State of Idaho.

1. Name of applicant - NELLIE KILDEE

Postoffice address: P. O. - Wallace, Idaho.

County - Shoshone.

2. The quantity of water claimed is $\frac{1}{2}$ cubic foot per second.

3. Source of water supply - Spring on Hill Side.

County of Shoshone.

4. Location of point of diversion - in NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 34, T. 48 N., R. 4 E. S. W. cor. of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 34, T. 48 N., R. 4 E. bears S. 45° 19' W. 277 ft.

5. To be used for:

I. Irrigation and domestic use: Domestic use. Point of use bears N. 58° W. 165 ft. from point of diversion.

6. Estimated cost of works - One Hundred Dollars.

7. Description of Works for Diversion:

I. Kinds of works - $\frac{3}{4}$ in. iron pipe.

II. Dimensions of Works:

(b) Capacity of reservoir - 4 x 4 x 6 - to hold about 1500 gallons.

(d) Pipe - $\frac{3}{4}$ inch diameter. Length of pipe is 165 feet long, running from point described in Sec. 4 above to point described in Sec. 5 I, which is the point of intended use.

8. Time required for the completion of the construction of such work is 30 days.

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

Approval of State Engineer.

The number of this permit is 1584.

Date of first receipt of application 9 a. m. October 2, 1905.

Recorded in Book 5, page 1584. Approved October 7, 1905.

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 grant the same, subject to the following limitations and conditions:

Work to begin on or before December 6, 1905, 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 December 7, 1905.

The whole of said work to be completed on or before April 7, 1906.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to April 7, 1906.

Witness my hand this 7 day of October, 1905.

Jas. Stephenson, Jr.....State Engineer

Blank notice of proof of completion of works and blank notice of proof of application of water to beneficial use mailed applicant October 12, 1905.

Notice of proof of completion of works and notice of proof of application of water to beneficial use received January 20, 1906, fixing April 7th as the date and Wallace, Idaho, as the place of proof. Fee of \$10, \$5.00 for each proof, rec'd January 20, 1906.

Notice for publication mailed Idaho State Tribune, Wallace, Idaho, March 31, 1906, and deposition blanks mailed applicant same date.

Mr. John H. Nordquist, Wallace, Idaho, authorized April 7, 1906, to make examination and report conditions to State Engineer.

Depositions for both proofs and report of engineer received April 28, 1906.

Affidavit of publication of notice received May 5, 1906.

Depositions and report show that works have been completed of a capacity to divert and convey to the place of use 14/100 of one cubic foot per second, and that water to that extent has been applied to beneficial use.

Certificate of Completion of Works and License issued May 9, 1906.

Permit No. 1584

C E R T I F I C A T E O F C O M P L E T I O N O F W O R K S

To All Whom It May Concern:

This is to certify that NELLIE KILDRE of Wallace, County of Shoshone, and State of Idaho, the holder of Permit No. 1584, issued upon Application No. 2194, bearing date of priority of October 2, 1905, authorizing the diversion of one-half of one second-foot of the waters of a spring, County of Shoshone, State of Idaho, at the spring, which is located in NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 34, Tp. 48 N., R. 4 E. B. M., for 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 14/100 of one second foot of water.

Witness my hand this ninth day of May, A. D. 1906.

Jas. Stephenson, Jr.

License issued for 14/100 second feet
P. 54

State Engineer of the State of Idaho.