

19 20

W. M. MORGAN & SONS



SEC. 30

SEC. 20

Plat showing the location of Ditches diverting waters of Nosers Prings and land

irrigated by them.

Surveyed by the U.S. Army of June 1809

SEC. 31

SEC. 32

SEC. S. F. Morgan SEC.

County Surveyor

TP 155 Range 40 East B M

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

27523

PLEASE NOTE

This water right is currently involved in an adjudication procedure. Insure that the regional office is notified of any changes or correspondence.

 Oneida County *****
 Two Springs *
 Irrigation and domestic use *
 1 cubic foot *
 Priority June 6, 1908. *

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

WATER LICENSE NO. 3753.

WHEREAS, On the sixth day of June, A. D. 1908, JOSEPH MOSER of Preston, County of Oneida, State of Idaho duly made application (No. 5291) to me for a permit to use one (1) cubic foot per second of the waters of two springs, County of Oneida, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 20th day of June, A. D. 1908, Permit No. 3753 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 June, A. D. 1909, and for the application to beneficial use of said water on or before the 20th day of June, A. D. 1911 and,

WHEREAS, On the 20th day of June, A. D. 1909, ^{JOSEPH MOSER} the holder of said permit duly made proof of the completion of adequate works for the diversion of one cubic foot per second of said waters, as evidenced by my Certificate No. 3753 dated July 9, 1909, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one cubic foot per second of the waters of two springs, with date of priority of June 6th, 1908, and

WHEREAS, On the 6th day of June, A. D. 1909, JOSEPH MOSER the holder of said permit duly made proof of the application to beneficial use of one (1) cubic foot 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 JOSEPH MOSER of Preston, County of Oneida, State of Idaho, the holder and owner of said Permit No. 3753, a perpetual right, dating from June 6, 1908, to the use of one cubic foot per second of the waters of two springs in the County of Oneida 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 center of the Northeast quarter of the Northeast quarter ($NE\frac{1}{4}NE\frac{1}{4}$) of Section 25, Township 14 South Range 39 East, Boise Meridian, and conducted to and upon (20 acres in the South half of the Northeast quarter of the Northeast quarter ($S\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$), 20 acres in the North half of the Southeast quarter of the Northeast quarter ($N\frac{1}{2}SE\frac{1}{4}NE\frac{1}{4}$) of Section 30, and 10 acres in $NW\frac{1}{4}NW\frac{1}{4}$ Sec. 29, Township 15 South Range 40 East B. M. for the purpose of irrigation and domestic use, subject, however, to the lands 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 July, A. D. Nineteen hundred and nine.

Jas. Stephenson, Jr.

(SEAL)

State Engineer.

Recorded July 9, 1909.

13 2020

No. 5291.

13-2020

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Joseph Moser.

Postoffice address: Preston.

County: Oneida State: Idaho.

2. The quantity of water claimed is one cubic foot per second.

3. Source of water supply: Two springs.

County of Oneida, State of Idaho.

4. Location of point of diversion: About the center of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 25 Tp. 14 S. R. 39 E.

5. To be used for:

I. Irrigation and domestic use:

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

(b) In the following legal subdivisions: NE $\frac{1}{4}$ of Sec. 30 & NW $\frac{1}{4}$ of Sec. 29. Tp. 15 S. R. 40 E. B. M.

6. Estimated cost of works: \$150.00

7. Description of works for diversion:

I. Kind of works: Ditch, 1 $\frac{1}{2}$ feet wide and one foot deep.

II. Dimensions of works:

(a) Conduit Ditch, width at bottom 1 $\frac{1}{2}$ feet, width at water line three feet, depth of water 1 foot. Average grade per mile is 4 feet. Length of conduit is about one mile, and it crosses the following quarter sections: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 25 Tp. 15 S. R. 39 E. B. M. thence NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 30 and W $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 30 Tp. 15 S. R. 40 E. B. M. to land described in 5 I (b) above which is the point of intended use.

8. Time required for the completion of the construction of such work is 1 year.

9. Time required for the complete application of the water to the proposed use is 2 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.

Joseph Moser,

Applicant.

Remarks: The ditch is completed and water has been running and in use for years but he wants to prove up under permit law.

APPROVAL OF STATE ENGINEER.

The number of this permit is 3753.

Date of first receipt of application 9.00 a.m. June 6, 1908.

Returned to applicant for correction June 6, 1908.

Corrected application received June 15, 1908.

Recorded in Book 10 Page 3753 Approved June 20, 1908.

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 August 19, 1908, 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 20, 1908.

The whole of said work to be completed on or before June 20, 1909

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to June 20, 1911.

Witness my hand this twentieth day of June, 1908.

Jas. Stephenson, Jr.,

State Engineer.

Blank Notice of Proof of completion and beneficial use mailed applicant March 1st, 1909.

Notice received fixing June 20th, 1909 as date and Preston as place of proof.

Notice for publication mailed Preston News at Preston, April 7th, 1909.

Deposition blanks mailed applicant April 7th, 1909.

S. P. Morgan authorized April 17th, 1909 to make examination of works.

Report received June 16th, 1909.

Depositions of holder and witnesses, fees and affidavit of publication received June 24, 1909.

Certificate and license issued July 9th, 1909.

PERMIT NO. 3753.

CERTIFICATE OF COMPLETION OF WORKS.

To ALL Whom it May Concern:

This is to certify that JOSEPH MOSER of Preston, County of Oneida, and State of Idaho, the holder of Permit No. 3753, issued upon Application No. 5291 bearing date of priority of June 6, 1908, authorizing the diversion of one second foot of the waters of Two Springs, County of Oneida, State of Idaho, for irrigation and domestic purposes, has

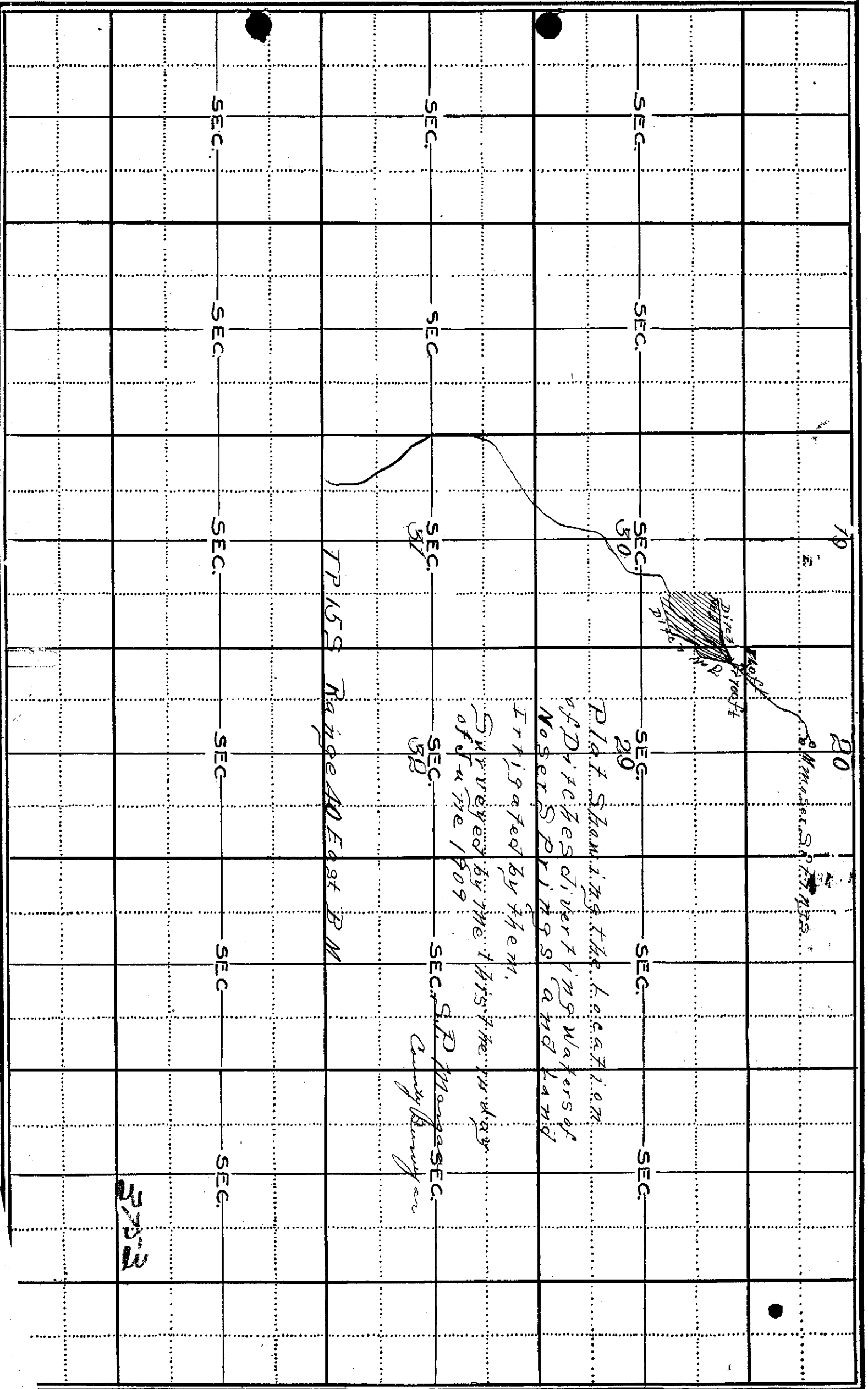
fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use one second-foot of the waters of Two springs; that the point of Diversion of said waters is at a point about the center of the North-east quarter of the Northeast quarter ($NE\frac{1}{4}NE\frac{1}{4}$) Section 25, Township 14 South Range 39 East, Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows , to-wit: The Northeast quarter ($NE\frac{1}{4}$) Section 30 and Northwest quarter ($NW\frac{1}{4}$) of Section 29, Township 15 S. R. 40 East Boise Meridian.

Witness my hand this ninth day of July, A. D. 1909.

Jas. Stephenson, Jr.

State Engineer of the State of Idaho.

License issued for 1 second fee.
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Report of Engineer

1. State name of applicant and number of permit: Joseph Mower
2. State source of water supply: Mower Springs
3. Location of point of diversion: 760 feet East and 700 feet South of the NW corner sec 29 township 15 south Range 40 East B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: All works necessary are completed
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: No. 1, 1 ft No. 2, 1 ft
 - (b) Width at water line: No. 1, 1.5 feet No. 2, 2 feet
 - (c) Depth of water: No. 1, .6 of a foot No. 2, .75 of a foot
 - (d) Grade per mile: No. 1, 23.85 feet No. 2, 23.85 ft or $\frac{3}{4}$ of an in Per Rod
6. State whether or not water has been turned into works of diversion and if so, to what extent: Yes and have been used there during the entire spring season to my personal knowledge for the last 6 years
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: The water is used of the $3^2 NE^4 NE^4 30$ and $N^2 SE^4 NE^4 30$ and 10 acres in the west half of the $NW^4 NW^4 29$ in township 15 south Range 40 East Boise Meridian
8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: The source of water supply of this farm is derived from two springs rising on the adjoining farm and are locally known as the Mower springs and being within 14 miles of my home I am personally acquainted with springs and farm on which they have been used for a number of years

S. P. Morgan

STATE OF IDAHO,

County of Ada } ss.

S. P. Morgan, 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 14 day of June 1909.

My Commission Expires 10 Dec 1912

Thomas H. Durant
Notary Public.

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