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Bannock County *
Middle Fk. Trout Creek*
8 sec. ft. *
Power *
Priority 12-16-05 *

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

- Water License No. 1777 -

WHEREAS, On the sixteenth day of December, A. D. 1905 D. C. Morehead of Lago, County of Bannock, and State of Idaho, duly made application (No. 2396) to me for a permit to use eight cubic feet per second of the waters of Middle Fork of Trout Creek, County of Bannock, State of Idaho, for power purposes; and,

WHEREAS, On the thirteenth day of January, A. D. 1906, Permit No. 1777 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 thirteenth day of July, A. D. 1906, and for the application to beneficial use of said water on or before the thirteenth day of July, A. D. 1906, and,

WHEREAS, On the seventh day of July, A. D. 1906 the holder of said permit duly made proof of the completion of adequate works for the diversion of eight cubic feet per second of said waters, as evidenced by my Certificate No. 1777, dated August 25, 1906, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use eight cubic feet per second of water, with date of priority of December 16, 1905, and,

WHEREAS, On the seventh day of July, A. D. 1906, proof was duly made of the application to beneficial use of eight cubic feet 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 D. C. MOREHEAD of Lago, the holder and owner of said Permit No. 1777 a perpetual right, dating from December 16, 1905, to the use of eight cubic feet per second of the waters of Middle Fork of Trout Creek, in the County of Bannock and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 15, Tp. 11 South, Range 41 East of Boise Meridian, and conducted to and upon (NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 21, Tp. 11 South, Range 41 East of Boise Meridian, for the purpose of running a saw-mill, 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 twenty-fifth day of August, A. D. Nineteen Hundred and six.

Jas. Stephenson, Jr.

(Seal)

State Engineer.

Recorded August 25, 1906.

No. 2396.

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 - D. C. MOREHEAD
Postoffice address: P. O.- Lago
County - Bannock County, State of Idaho.

2. The quantity of water claimed is eight cubic feet per second.
3. Source of water supply - From the Middle Fork of Trout Creek, Bannock County, Idaho.
County of Bannock, State of Idaho.

4. Location of point of diversion in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ Sec. 15, T. 11 S. of R. 41 E.

5. To be used for:

II. Mining, power, manufacturing or transportation purposes:

- (a) To be used for Running a Saw Mill during the winter season.
- (b) Amount of power to be generated 40 horse power.
- (c) At what point at the Saw Mill now constructed in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ Sec. 21, T. 11 S. of R. 41 E.
- (d) Is water to be returned to any stream? - Yes.
- (e) If so, name stream and locate point of return to the Middle Fork of Trout Creek about 2 $\frac{1}{2}$ miles southwest of the location of said mill, in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 31, T. 11 S. of R. 41 E.

6. Estimated cost of works - \$2500.00

7. Description of Works for Diversion:

I. Kinds of works - By means of the Sorensen Basset Canal.

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 earth and stone.
- (c) Size of headgate, width 4 feet, height 3 feet.
- (d) Ditch (flume or pipe) width at bottom 5 feet, width at water line 6 feet, depth of water six to eight inches. Average grade per mile is 40 feet. Length of canal is two miles, and it crosses the following quarter sections - SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 15 and the SE $\frac{1}{4}$ of Sec. 16, and the NE $\frac{1}{4}$ and NW $\frac{1}{4}$ and SW $\frac{1}{4}$ Sec. 21, T. 11 S. of R. 41 E., to the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ Sec. 21, T. 11 S. of R. 41 E., which is the point of intended use.

8. Time required for the completion of the construction of such work is one day.

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

Remarks:

The object of this applicant is to secure a water power during the winter season, to run a Saw Mill. The water being all appropriated for irrigating purposes during the irrigating season, and the rest of the year the water runs to waste, being put to no beneficial use.

If the applicant is allowed to use the water as herein requested there will still

be ample water for domestic and stock purposes for all who have the right to use the same.

The Saw Mill in question has been owned and run by the applicant for about eleven years.

Herewith is attached a written permit to use the Sorenson Basset Canal.

Lago, Idaho, Dec. 23, 05.

We the undersigned owners of the Irrigating Ditch known as the "Sorrensen Irrigating Ditch" hereby agree to rent the same to D. C. Morehead for power purposes for the sum of \$50.00 per year, said ditch consists of five shares.

John P. Sorenson

W. H. Bassett

James Fowler

Andrew Ruud.

Approval of State Engineer.

The number of this permit is 1777.

Date of first receipt of application 9 a. m. December 16, 1905.

Returned to applicant for correction December 16, 1905.

Corrected application received January 13, 1906.

Recorded in Book 6, page 1777. Approved January 13, 1906.

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 March 14, 1906, 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 April 13, 1906.

The whole of said work to be completed on or before July 13, 1906.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to July 13, 1906.

Witness my hand this 13 day of January, 1906.

State Engineer.

Blank Notice of Proof of Completion of Works and blank Notice of Proof of Application of Water to Beneficial Use mailed applicant April 2, 1906.

Notice of Proof of Completion of Works and Notice of Proof of Application of Water to Beneficial Use received April 16, 1906.

Notice for publication mailed The Tribune, Pocatello, Idaho, June 2, 1906, and deposition blanks mailed applicant same date.

Mr. E. J. Turner, Cove, Idaho, authorized June 18, 1906 to make examination and report to the State Engineer.

Affidavit of publication of notice, depositions in the matter of both proofs, fee of \$5.00 for proof of completion of works and fee of \$5.00 for proof of application of water to beneficial use, received July 19, 1906.

Report of E. J. Turner received August 25, 1906.

Report and depositions show that works have been completed of a capacity to divert and convey to the place of intended use the amount of water for which application was made and that the full amount has been applied to beneficial use.

Certificate of Completion of Works and License issued August 25, 1906.

Permit No. 1777

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 D. C. MOREHEAD of Lago, County of Bannock, and State of Idaho, the holder of Permit No. 1777, issued upon Application No. 2396, bearing date of priority of December 16, 1905, authorizing the diversion of eight second-feet of the waters of Middle Fork of Trout Creek, County of Bannock, State of Idaho, at SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 15, Township 11 South, Range 41 East of Boise Meridian, for power 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 eight second-feet of water; ~~and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:~~ and that said water is to be used for running a saw-mill in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of section 21, Township 11 South, Range 41 East of Boise Meridian.

Witness my hand this twenty-fifth day of August, A. D. 1906.

Jas. Stephenson, Jr.

State Engineer of the State of Idaho.

License issued for 8 second feet
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