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- Brief -

Oneida County *
Spring *
1/8 sec. ft. *
Irrigation *
Priority 4-20-03 *

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

- Water License No. 40. -

WHEREAS, On the 20th day of April, A. D. 1903, SARAH A. WATERS, of Riverdale, County of Oneida, and State of Idaho duly made application (No. 42) to me for a permit to use one eighth of one cubic feet per second of the waters of a spring in N. E. corner of NW $\frac{1}{4}$ of Sec. 29, T. 14 S. R. 40 E., County of Oneida, State of Idaho, for irrigation and domestic purposes; and,

WHEREAS, On the tenth day of June, A. D. 1903, Permit No. 40 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 tenth day of February, A. D. 1904 and for the application to beneficial use of said water on or before the tenth day of June, A. D. 1904; and,

WHEREAS, On the tenth day of February, A. D. 1904, the holder of said permit duly made proof of the completion of adequate works for the diversion of one eighth of one cubic feet per second of said waters as evidenced by my Certificate No. 40, dated March 1, 1904, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use of one-eighth cubic feet per second of water, with date of priority of April 20, 1903, and,

WHEREAS, On the tenth day of June, A. D. 1904 proof was duly made of the application to beneficial use of one-eighth of one 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 Sarah A. Waters, of Riverdale, Idaho, the holder and owner of said Permit No. 40 a perpetual right, dating from April 20, 1903, to the use of one-eighth of one cubic feet per second of the waters of that certain spring located in the north-east corner of the north-west quarter of section twenty-nine, in township four-^{NE NW 1/4}teen south of range forty, east of Boise Meridian, in the County of Oneida and State of Idaho, or so much thereof as may be necessary for the purposes her^{29 145 40E}anbelow mentioned, to be diverted at said spring and conducted to and upon the north-west quarter of the north-east quarter of section twenty-nine, in township fourteen south of range forty, east of Boise Meridian, 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 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 sixth day of August, A. D. Nineteen Hundred and Four.

Wayne Darlington,

State Engineer.

(Seal)

Recorded August 6, 1904.

13 2000

Record of Application

13-2000

1. Name of applicant Sarah A. Waters.Postoffice address: P. O. Riverdale.County Orinda.

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) The 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 One Eighth 1/8 cubic feet per second3. Source of water supply Spring4. Location of point of diversion Near the N.E. corner of N.W. 1/4 of Section Twenty-nine in Township 14 S. of Range 40 E. Boise Meridian.

5. To be used for:

I. Irrigation and domestic use:

(a) Number of acres to be irrigated Six acres(b) In the following legal subdivisions N.E. 1/4 and part of N.W. 1/4 of N.W. 1/4 Sect. 29 in Township 14 S. of R. 40 E.

II. Mining, power, manufacturing or transportation purposes:

- (a) To be used for
- (b) Amount of power to be generated horse power
- (c) At what point
- (d) If water is to be returned to stream, ("yes" or "no")
- (e) If "yes" at what point

6. Estimated cost of works

7. Description of works for diversion:

I. Kind of works (reservoir, dam, ditch, flume, pipes or otherwise) Reservoir and 3 Rods Pipe.

II. Dimensions of works:

(a) Height of dam Six feet, length of dam at top Thirty feet

length of dam at bottom Twenty feet, material used in construction

(wood, earth, stone or concrete) Earth

(b) Capacity of reservoir Two Thousand acre feet.(c) Size of headgate, width One feet, height One feet.

(d) Ditch (flume or pipe) width at bottom One feet, width at water

line Two feet, depth of water Two feet. Average

grade per mile is Two feet. Length of ditch is Forty Rods

miles, and it crosses the following quarter sections

to _____ which is the point of intended use.

for Permit to Appropriate

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8. Time required for the completion of the construction of such work is None In more than years. (The time must in no case exceed five years after date of approval of application.)

9. Time required for the complete application of the water to the proposed use is None years. (The time must in no case exceed four years after the date set for the completion of works as defined in Section 8.)

Remarks:

Application No. 42.

the Public Waters of

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APPROVAL OF STATE ENGINEER.

The number of this permit is 39.
Date of first receipt of application Apr. 15, 1903.
Returned to applicant for correction May 11, 1903.
Corrected application received June 6, 1903.
Recorded in Book 1, Page 29.
Approved June 10, 1903.

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:

One-fifth of the work above specified to be completed on or before June 10, 1905.

The whole of said work to be completed on or before June 10, 1907.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to June 10, 1909.

Witness my hand this tenth day of June, 1903.

Wayne Darlington,
State Engineer.

Notice of Proof of Completion of Workes mailed applicant Feb 20, 1907

APPROVAL OF STATE ENGINEER.

The number of this permit is 40.
Date of first receipt of application Apr. 20, 1903.
Returned to applicant for correction Apr. 20, 1903.
Corrected application received June 8, 1903.
Recorded in Book 1, Page 40.
Approved June 10th, 1903.

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:

One-fifth of the work above specified to be completed on or before Nov. 10th, 1903.

The whole of said work to be completed on or before Feb. 10th, 1904.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to June 10th, 1904.

Witness my hand this tenth day of June, 1903.

Wayne Darlington
State Engineer.

Form of Notice of Proof of Completion of Work mailed applicant Nov. 10, 1903. Wesley.

Notice of Proof of Completion of Work received Dec. 28, 1903, and same day mailed to Publishers of Advocate, Malad, Idaho, for publication. Wesley.

Form for making proof mailed applicant Dec. 28, 1903. Wesley.

Report of examination of works by S. P. Morgan, County Surveyor, received Feb. 5, 1904. W.

Deposition of Applicant and witnesses Frank J. Waters and Charles Barrington received Feb. 13, 1904, and same day returned to applicant for officer before whom taken to supply his official title. Received, corrected, Feb. 25, 1904. W.

Report of S. P. Morgan shows reservoir with a capacity of 2500 cubic feet of water; dam of black soil, mixed with about 25% of gravel; dam 20 ft. wide on bottom, 6 ft. wide on top, 45 ft. long on bottom, 60 ft. long on top, and 6 ft. high; outlet of 4 x 4 red pine planks, 22 ft. long; ditch 1 ft. wide on bottom, 1.2 ft. deep, diverting water from reservoir and spring, 650 ft. south, where used for household purposes, irrigation of 1 acre of orchard and lucern patch. A 2" pipe, 50 ft. long, diverts water of spring, above reservoir, into ditch, and acts as waste way when reservoir is full. Works constructed some years ago and in good condition.

Form 121, Notice of Proof of Application of Water, mailed applicant March 15, 1904. W.

Notice of Proof of Application of Water received March 21, 1904, and same day mailed "People's Advocate," of Malad, Idaho, for publication, and Commissioner of Div. No. 1 notified. W.

Depositions of holder, Sarah A. Waters, and witnesses James Barrington and Ezra Nelson, all of Riverview, Idaho, received June 17, 1904; together with fee of \$2.00 and report of examination by Water Commissioner Edward J. Turner, establishing use of 1/8 of one sec. ft. of water as prayed for. Supplemental report of Commissioner Turner, fixing place of use as N.W. 1/4 of N.E. 1/4 of Sec. 29, T. 14 S., R. 40 E., received July 17, 1904.

for Permit to Appropriate

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8. Time required for the completion of the construction of such work is 15 days
years. (The time must in no case exceed five years after date of approval of application.)

9. Time required for the complete application of the water to the proposed use is 15 days
years. (The time must in no case exceed four years after the date set for the completion of works as defined in Section 8.)

Remarks:

Application No. 66. I have used this water for 14 yrs. If I were not using it, it would all go to waste

the State of Idaho.

Permit No. 40.

To All Whom It May Concern:

This is to certify that Sarah A. Waters, of Rivdale, County of Oneida, and State of Idaho, the holder of Permit No. 40, issued upon Application No. 42, bearing date of priority of April 20, 1903, authorizing the diversion of one-eighth second-foot of the waters of a Spring near the North-east corner of N.W. 1/4 of Sec. 29, Tp. 14 S., R. 40 E., County of Oneida, State of Idaho, at said spring, 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-eighth second-foot of water; and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: six acres in north-east quarter and part of north-west quarter of north-west quarter of section twenty-nine (29) in township fourteen (14) south of range forty (40) east of Boise Meridian.

Witness my hand this first day of March, A.D. 1904.

Wayne Harrison,
State Engineer of the State of Idaho.

License issued for 1/8 second feet

Page 1

Record of Application

1. Name of applicant

Gust Peters

Postoffice address: P. O. Hansen

County Kootenai

CANCELLED pursuant to Sec. 5594,
Compiled Statutes of Idaho, by
order of Commissioner of Reclamation
dated 10/21/89

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) The 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 $1/6$ over sixth cubic feet per second

3. Source of water supply a Spring

4. Location of point of diversion At Spring on Sec. 17 T₄ S₁ N. R. 5 W. B.M. located close to the N.E. cor on the S.W. 40 acres of the S.E. 1/4 Sec 17

5. To be used for:

I. Irrigation and domestic use:

- (a) Number of acres to be irrigated. not enough water for irrigation acres
(b) In the following legal subdivisions. Domestic use only

II. Mining, power, manufacturing or transportation purposes:

- (a) To be used for Domestic use for stock and house use
(b) Amount of power to be generated horse power
(c) At what point
(d) If water is to be returned to stream, ("yes" or "no") no
(e) If "yes" at what point

6. Estimated cost of works Two hundred dollars

7. Description of works for diversion:

I. Kind of works (reservoir, dam, ditch, flume, pipes or otherwise) a 2 inch pipe 16 ft. long from spring to a barrel, then a 3/4 in galvanized pipe from B.M. to house 1350 ft. South East of Spring

II. Dimensions of works:

- (a) Height of dam — 6 inches feet, length of dam at top 6 feet
length of dam at bottom 6 feet, material used in construction
(wood, earth, stone or concrete) Earth
(b) Capacity of reservoir acre feet.
(c) Size of headgate, width feet, height feet.
(d) Ditch (flume or pipe) width at bottom feet, width at water
line feet, depth of water feet. Average
grade per mile is 80 feet. Length of ditch is 1350 feet
miles, and it crosses the following quarter sections the S.W. 40 of the S.E. 1/4 Sec 17 T₄ S₁ N.
R. 5 W. about 170 ft from the west 1/4 line on Sec 20

to the N.E. 40 of the N.E. 1/4 Sec 20 T₄ S₁ N. R. 5 W. which is the point of intended use.
at my House and barn