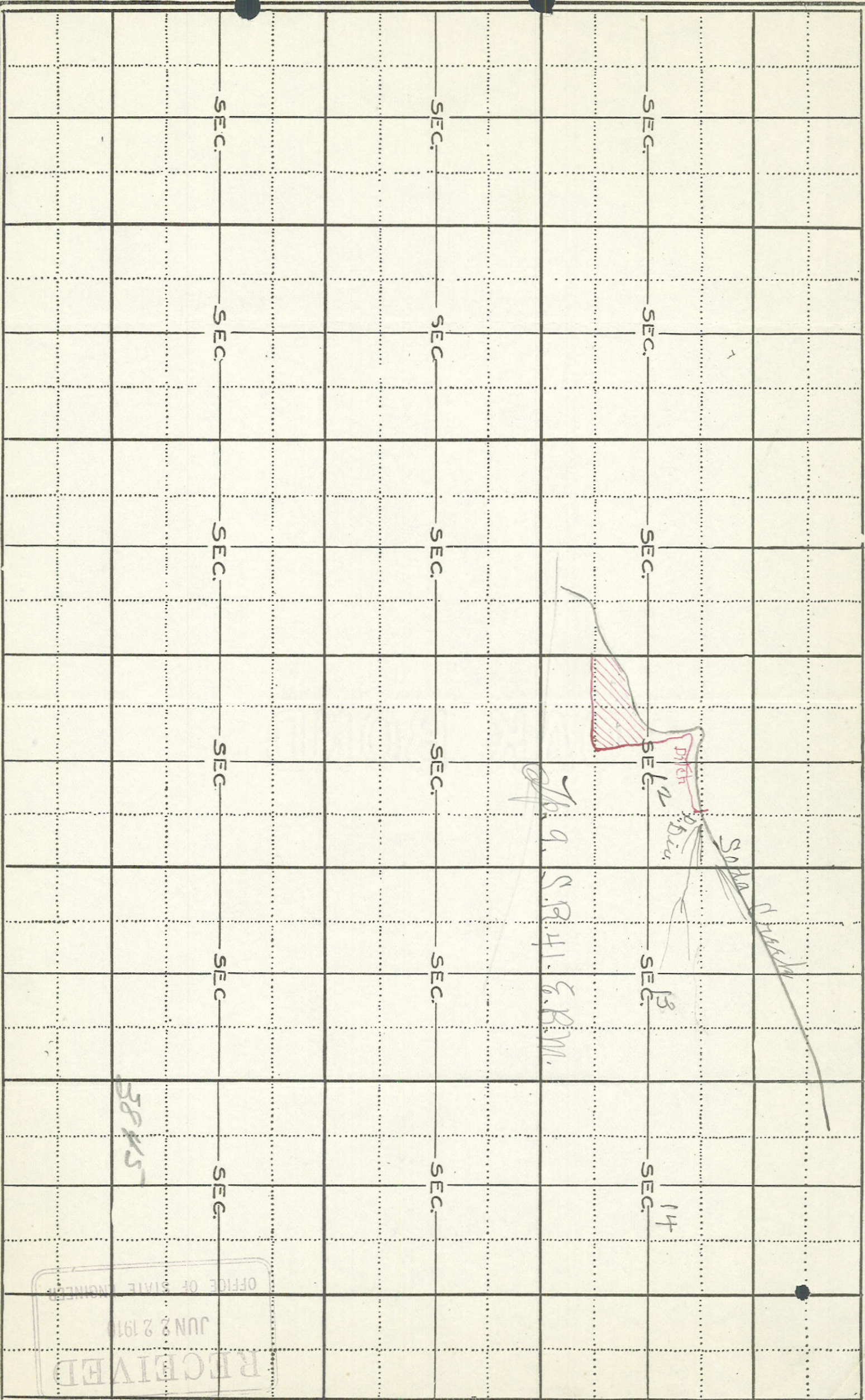




3845

RECEIVED
JUN 2 1910
OFFICE OF STATE ENGINEER

 Bannock County :
 Soda Creek :
 1 second foot :
 Irrigation and domestic :
 Priority 6-3-1908 :

see also decree 11-0535

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

Water License No. 3845

WHEREAS, On the 3rd day of June, A.D. 1908, ABE C. ANDERSON, DAVID ANDERSON, PETER W. ANDERSON, NIELS ANDERSON, SR., ^{of Henry} County of Bannock, State of Idaho, duly made application (No. 5279) to me for a permit to use 1 cubic foot per second of the waters of SODA CREEK, County of Bannock, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 25th day of July, A.D. 1908, Permit No. 3845, was issued to said applicants for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 25th day of July A.D. 1909, and for the application to beneficial use of said water on or before the 25th day of July, A.D. 1910, and

WHEREAS, On the 19th day of July, A.D. 1909, ABE C. ANDERSON, DAVID ANDERSON, PETER W, ANDERSON & NIELS ANDERSON, SR., the holders of said permit duly made proof of the completion of adequate works for the diversion of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 3845, dated August 17, 1909, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1 cubic foot per second of the waters of Soda Creek, with date of priority of June 3, 1908, and

WHEREAS, On the 27th day of June, A.D. 1910, ABE C. ANDERSON, DAVID ANDERSON, PETER W. ANDERSON & NIELS ANDERSON, SR., the holders of said permit duly made proof of the application to beneficial use of 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 ABE C. ANDERSON, DAVID ANDERSON, PETER W. ANDERSON, NIELS ANDERSON, SR., of Henry, County of Bannock, State of Idaho, the holders and owners of said Permit No. 3845, a perpetual right, dating from June 3, 1908, to the use of one (1) cubic foot per second of the waters of Soda 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 a point near the center of northeast quarter of section 12, township 9 south, Range 41 East of the Boise Meridian, and conducted to and upon 50 acres as follows: (25 acres in the northeast quarter of southwest quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) and 25 acres in Northwest quarter of Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) in Section 12, township 9 South of Range 41 East of the 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 second day of August,

A.D. Nineteen hundred and ten.

(SEAL)

Recorded August 2, 1910

D.G. Martin

State Engineer

11 2027

APPROVAL OF STATE ENGINEER.

The number of this permit is 3845.

Date of first receipt of application 9.00 a.m. June 3, 1908.

Returned to applicant for correction June 4, 1908.

Corrected application received July 20, 1908.

Recorded in Book 11 Page 3845 Approved July 25, 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 September 23, 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 January 25, 1909.

The whole of said work to be completed on or before July 25, 1909.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to July 25, 1910.

Witness my hand this twenty-fifth day of July, 1908.

Jas. Stephenson, Jr.,

State Engineer.

Blank notice for proof of completion of works mailed applicant April 1, 1909

Notice for proof of completion received May 12, 1909, fixing July 19, 1909, as date and Soda Springs as place of proof.

Notice for publication mailed the Soda Springs Cheiftian June 7, 1909

Deposition blanks mailed applicant June 7, 1909

J.O. Webster, authorized June 7, 1909, to make examination of works.

Affidavit of publication and despositions of holder and witnesses received Jule 23, 1909

Report of engineer received July 26, 1909

Fee received August 14, 1909

Certificate of Completion of works issued August 17, 1909

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Abe C. Anderson, and David Anderson, Peter, W. Anderson and Niels Anderson Sr., Associates.

Postoffice address: Henry

County: Bannock State: Idaho.

II. The financial resources of the applicant are:

(a) Cash on hand: Fifty Dollars.

(d) Other resources: about One Hundred head of live stock.

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

3. Source of water supply: Soda Creek.

County of Bannock

4. Location of point of diversion: Near center of NE $\frac{1}{4}$ of Section twelve, T. 9 S. R. 41 E.

5. To be used for:

I. Irrigation and domestic use:

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

(b) In the following legal subdivisions: parts of NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section twelve T. 9 S. R. 41 E. B. M.

6. Estimated cost of works: Three Hundred and Twenty-five Dollars.

7. Description of works for diversion:

I. Kind of works: dam across Soda Creek about three or four hundred yards below the Soda Creek canal dam.

II. Dimensions of works:

(a) Height of dam about four feet, length of dam at top about seventy-five feet, length of dam at bottom about sixty feet. Material used in construction: earth and stone

(c) Size of headgate: Width three feet, height One and $\frac{1}{2}$ feet.

(d) Conduit ditch and one flume, width at bottom about three feet, width at water line three and $\frac{1}{2}$ feet, depth of water about one foot. Average grade per mile is about four or five feet. Length of conduit is about one mile, and it crosses the following quarter sections: NE $\frac{1}{4}$, and NW $\frac{1}{4}$ and SW $\frac{1}{4}$ of Sec. twelve, T. 9 S. R. 41 E. 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 about one year.

9. Time required for the complete application of the water to the proposed use is about one additional year.

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.

Abe C. Anderson and Associates.

Applicant.

Permit No. 3845.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that ABE C. ANDERSON, DAVID ANDERSON, PETER W. ANDERSON and NIELS ANDERSON Sr., of Henry, County of Bannock, and State of Idaho, the holders of permit No. 3845, issued upon Application No. 5279, bearing date of priority of June 3, 1908, authorizing the diversion of 1 second foot of the waters of Soda Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes, have 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 1 second foot of the waters of Soda Creek, that the point of Diversion of said waters is at a point near the center of the northeast quarter of section 12, township 9 south, range 41 east of Boise meridian, and that the lands proposed to be irrigated by the use of said waters are described as follows, to-wit: Northeast quarter & Northwest quarter of southwest quarter of section 12, township 9 south, range 41 east of Boise meridian.

Witness my hand this 17th day of August A.D. 1909.

Jas. Stephenson, Jr.

State Engineer.

License issued for 1 second fee.

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VERIFIED LAW

12-17-85

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

01 WATER RIGHT NUMBER - 11-2027 ✓ 02 OLD (D) NUMBER - 3845

LAST NAME
03001 - ANDERSON ✓
03002 - ANDERSON ✓
03003 - ANDERSON ✓
03004 - ANDERSON, SR. ✓FIRST NAME
04001 - ABE C. ✓
04002 - DAVID ✓
04003 - PETER W. ✓
04004 - NIELS ✓ORIG. OWNER
05001 - D
05002 - D
05003 - D
05004 - Dno address
for line 1 or 2

06 ADD LINE 1 -

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - HENRY

10 STATE - ID 11 ZIP -

12 STAGE - L LICENSE

13 STATUS -

SOURCE
14001 - SODA CREEKTRIBUTARY OF
15001 - BEAR RIVER ✓

16 DIVERSION MEANS - DAM, HEADGATE & DITCH.

17 COUNTY - 29 CARIBOU

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - 1.000

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT - 11B

TRACT	SEC	TWN	RNG	LOT	RFLG	STREAM	INDEX	FIELDS
22001 - SWNE ✓	23001 - 12 ✓	24001 - 09S ✓	25001 - 41E ✓	26001 - 27001 -				
				28001 - 0	100.0	143.0	0.0	0.0
22002 - NENE ✓	23002 - 12 ✓	24002 - 09S ✓	25002 - 41E ✓	26002 - 27002 -				
				28002 - 0	0.0	0.0	0.0	0.0
22003 - NWNE ✓	23003 - 12 ✓	24003 - 09S ✓	25003 - 41E ✓	26003 - 27003 -				
				28003 - 0	0.0	0.0	0.0	0.0
22004 - SENE ✓	23004 - 12 ✓	24004 - 09S ✓	25004 - 41E ✓	26004 - 27004 -				
				28004 - 0	0.0	0.0	0.0	0.0

29 NON-IRRIGATION USE -

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION ✓	31001 - 09S ✓	32001 - 41E ✓	33001 - 12 ✓	34001 - NESW ✓	35001 - 25 ✓	36001 -
30002 - 01 IRRIGATION ✓	31002 - 09S ✓	32002 - 41E ✓	33002 - 12 ✓	34002 - NWSW ✓	35002 - 25 ✓	36002 -

TOTAL ACRES: 50 ✓

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 -	38001 -	39001 - 01 IRRIGATION	40001 -	1.000	41001 - 0.00
37002 -	38002 -	39002 - 43 DOMESTIC	40002 -	0.000	41002 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS
44001 - 1 P/D IN CENTER OF NE1/4, S12, T9S, R41E. ✓

APPROVAL CONDITIONS: 45001 - ✓

WRR100
11-2027

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
11-DEC-1985 20:41:10

46 OTHER RIGHTS FOR SAME USE -

----- D A T E S -----		----- D A T E S -----		----- F L A G S -----	
47	PRIORITY - 3-JUN-1908	55	LICENSE - 2-AUG-1910 ✓	63	TRANSFER/AMENDED -
48	PROOF DUE -	56	APPL RECEIVED -	64	DLE/CAREY ACT -
49	PROOF MADE -	57	FIELD EXAM MADE -	65	FLAG_1 -
50	APPROVE/DENIED -	58	DECREE -	66	FLAG_2 -
51	PROTESTED -	59	START WORK -	67	FLAG_3 -
52	HEARING -	60	ORDER SHOW CAUSE -		
53	VERIFIED -	61	DATE_1 -		
54	LAST UPDATE - 11-DEC-1985	62	DATE_2 -		

WATER RIGHT
DATA ENTRY LOG

[illegible]

Report of Engineer

RECEIVED

JUN 2 2 1910

OFFICE OF STATE ENGINEER

1. State name of applicant and number of permit: Abe C. Anderson, et.al. Permit #3845
2. State source of water supply: Soda Creek
3. Location of point of diversion: Near center of NE $\frac{1}{4}$ Sec. 12, T. 9 S.R. 41 E.B. M.

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Yes.

5. Describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: 2.5 feet
- (b) Width at water line: 3
- (c) Depth of water: 1
- (d) Grade per mile: 5

6. State whether or not water has been turned into works of diversion and if so, to what extent:

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each

forty acre tract: Parts of NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec 12 Tp 9 S R 41 E. all under cultivation about about 25 acres in each forty

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: Water has been used through this ditch and upon parts of this land for 25 years but no record was ever made

J. Webster
Water Commissioner
Lab Div.

STATE OF IDAHO,

County of _____

} ss.

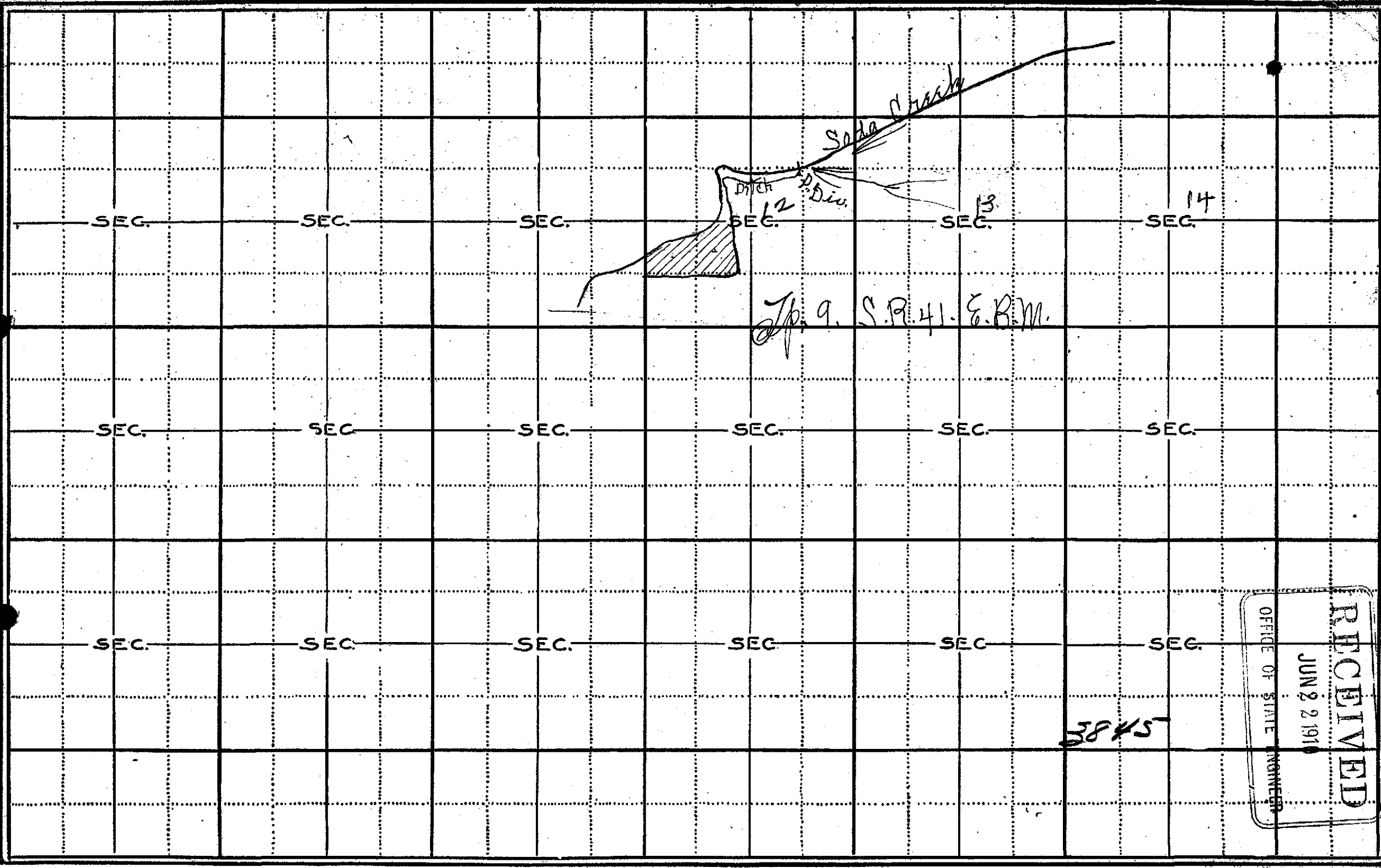
_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 190

My Commission Expires _____

Notary Public.

3845



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JUN 22 1910
OFFICE OF STATE ENGINEER