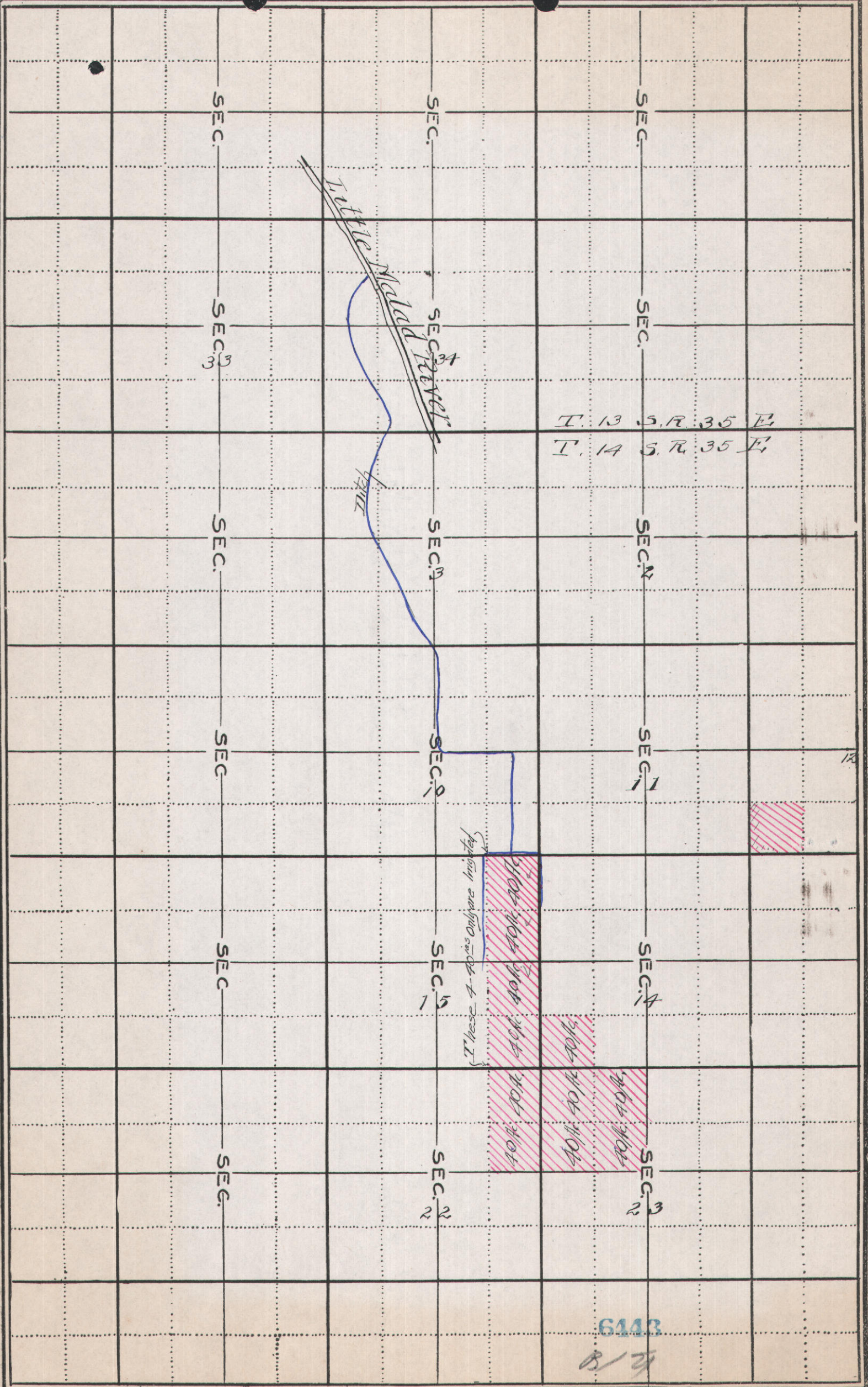




County: Oneida
 Stream: Little Malad River.
 Amount: 3.2 Sec.ft.
 Use: Irrigation.
 Priority: July 29, 1910.

STATE OF IDAHO

Water License No. 6443.

WHEREAS, On the 29th day of July, A. D. 1910, D. C. RAY,

of Malad City, County of Oneida, State of Idaho, duly made application (No. 9307) to me for a permit to use 9 cubic feet per second of the waters of Little Malad River,

County of Oneida, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 12th day of August, A. D. 1910 Permit No. 6443 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 12th day of August, A. D. 1912, and for the application to beneficial use of said water on or before the 12th day of August, A. D. 1914 and,

WHEREAS, On the 1st day of August, A. D. 1913, D. C. RAY,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 9 cubic feet per second of said waters, as evidenced by my Certificate No. 6443 dated August 16, 1913, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 9 cubic feet per second of said waters, with date of priority of July 29, 1910, and

WHEREAS, On the 18th day of August, A. D. 1913, D. C. RAY,

the holder of said permit, duly made proof of the application to beneficial use of 3.2 cubic feet 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 D. C. RAY,

of Malad City, County of Oneida, State of Idaho, the holder and owner of said Permit No. 6443, a perpetual right, dating from July 29, 1910, to the use of 3.2 cubic feet per second of the waters of Little Malad River,

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 about the center of NW $\frac{1}{4}$ of Sec. 34, Twp. 13 S., R. 35 E. B. M.,

and conducted to and upon 160 acres, divided as follows; 40 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$: 40 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$: 40 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ & 40 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 15, Twp. 14 S., R. 35 E. B. M.

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 6th day of September, A. D., nineteen hundred and thirteen.

F. P. KING,

(Seal)

State Engineer.

15-2003

No. 9307

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: D.C.Ray

Postoffice address: Malad City

County: Oneida State: Idaho

2. The quantity of water claimed is nine (9) cubic feet per second (See "Remarks" Par 3.)

3. Source of water supply: Little Malad River

County of Oneida

4. Location of point of diversion: Approximately the center NW $\frac{1}{4}$ Sec. 34, Twp. 13 S.R. 35 E.B.M.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 462 acres

(b) In the following legal subdivisions: The E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Sec. 22, the NW $\frac{1}{4}$ Sec. 23, the E $\frac{1}{2}$ of NE $\frac{1}{4}$ and the E $\frac{1}{2}$ of the SE $\frac{1}{4}$ Sec. 15, the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ Sec. 14, together with 22 acres in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ Sec. 12, all Twp. 14 S.R. 35 E.B.M. in Oneida County, Idaho

6. Estimated cost of works: \$2000

7. Description of works for diversion:

I. Kind of works: Simple dam and ditch

II. Dimensions of works:

(a) Height of dam three feet, length of dam at top eight feet, length of dam at bottom eight feet. Material used in construction: Concrete or wood

(c) Size of headgate: Width eight feet, height three feet.

(d) Conduit ditch, width at bottom four feet, width at water line six feet, depth of water 7 1/2 in to two feet. (according to fall). Average grade per mile is 20 feet. Length of conduit is 3 1/4 miles, and it crosses the following quarter sections: The SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ all of sec. 34, Twp. 13 S.R. 35 E.B.M., the W $\frac{1}{2}$ of the NW $\frac{1}{4}$, the NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ Sec. 3, the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ also the E $\frac{1}{2}$ of the SE $\frac{1}{4}$ Sec. 10 in Twp. 14 S.R. 35 E.B.M., all as indicated on map in duplicate herewith, also the S $\frac{1}{2}$ of SW $\frac{1}{4}$ and S $\frac{1}{2}$ of SE $\frac{1}{4}$ Sec. 11, Twp. 14 S.R. 35 E.B.M., to land described in 5 I (b) above which is the point of intended use.

8. The time required for the completion of the construction of such work is 2 years.

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.

Dailey C. Ray..Applicant
By E.G.Davis. Agent. Atty at law.

Remarks: The source of water claimed is the Little Malad River, the water of this stream is already appropriated and has been used for many years for agricultural purposes, during the irrigating season, by the St. John Irrigating Company, a corporation organized under the laws of the State of Idaho, and with its principal place of business at St. John, in Oneida County, Idaho.

The said company does not now use, however, nor has it ever used in the past the waters of this stream between the months from about September 1st, to May 15, of each year. During this time the amount of water claimed has always been allowed to run to waste down the natural channel of the Little Malad River, and it is this waste water only which the applicant desires to appropriate.

He desires to use for domestic purposes one cubic foot per second on his land from September 1, to April 1 of each year and nine cubic feet per second from April 1 to May 15 of each Year. The land indicated for the use of the water is a deep sandy soil, and it is proposed to thoroughly sub-irrigate the same during the spring months of each year when the water sought to be appropriated is now allowed to run to waste.

APPROVAL OF STATE ENGINEER

The number of this permit is 6443

Date of first receipt of application: 9.00 A.M. July 29, 1910

Returned to applicant for correction: July 29, 1910

Corrected application received; August 5, 1910

Recorded in Book 19. Page 6443. Approved August 12, 1910.

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 October 11, 1910, 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 August 12, 1911.

The whole of said work to be completed on or before August 12, 1912.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to August 12, 1914.

Witness my hand this twelfth day of August, 1910.

D.G. Martin

State Engineer

EXTENSION OF TIME.

On proper request of the holder of the above permit, I have this 8th day of June, A.D. 1912, extended the time for completion of work thereunder to the 1st day of December, A.D. 1913.

A. E. Robinson.

State Engineer.

Proof of completion of works made August 1st, 1913.

Certificate of completion of works issued August 16, 1913.

PERMIT NO. 6443.

CERTIFICATE OF COMPLETION OF WORKS*

To All Whom It May Concern:

This is to certify that D. C. Ray, of Malad City, County of Oneida, and State of Idaho, the holder of Permit No. 6443, issued upon Application No. 9307, bearing date of priority of July 29, 1910, authorizing the diversion of 9 second feet of the waters of Little Malad River, 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 9 second feet of the waters of Little Malad River; that the point of diversion of said waters is approximately center of NW $\frac{1}{4}$ Sec. 34, Twp. 13 S., R. 35 E. B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: E $\frac{1}{2}$ of NE $\frac{1}{4}$ Sec. 22, NW $\frac{1}{4}$ Sec. 23, E $\frac{1}{2}$ of NE $\frac{1}{4}$ & E $\frac{1}{2}$ of SE $\frac{1}{4}$ Sec. 15, SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 14, 22 acres in SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 12, all in Twp. 14 S., R. 35 E. B.M., containing 462 acres.

Witness my hand this 16th day of August, A.D. 1913.

F.P. King,

State Engineer of the State of Idaho.

License issued for 3.2 second feet

P. 1413

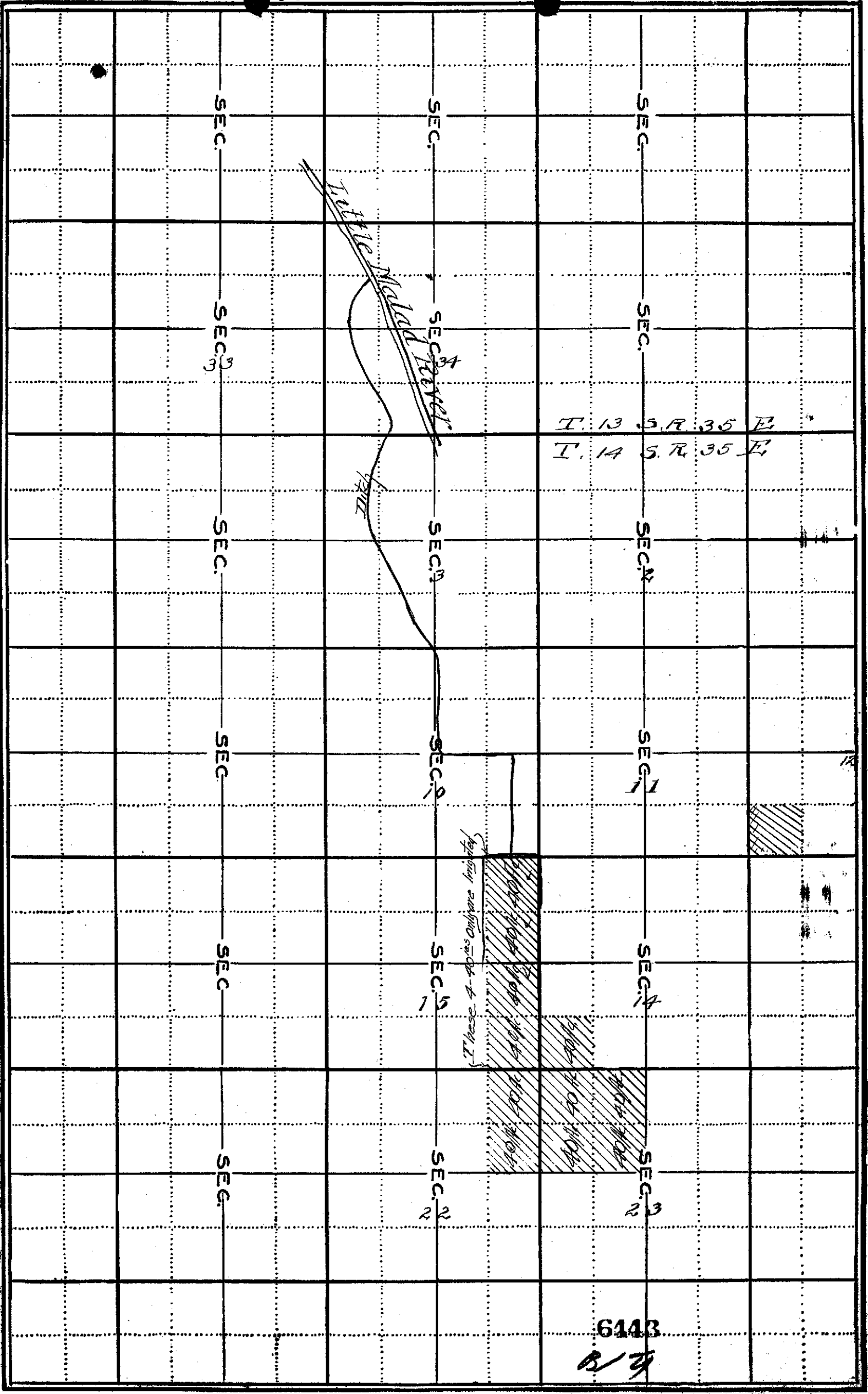
On proper request of the holder of the above numbered permit, I have this 22nd day of May, 1914, extended the time for beneficial use of water thereunder to the 12th day of August, 1916.

F. P. King,
State Engineer.

EXTENSION OF TIME.

On proper request of the holder of the above numbered permit, I have this 12th day of May, 1916, extended the time for Beneficial use of water appropriated in accordance therewith to the 12th day of August, A.D. 1918

J.H.SMITH,
State Engineer.



REPORT OF ENGINEER

1. State name of applicant and number of permit: D. C. Ray - Permit 6443
2. State source of water supply: Little Malad River
3. Location of point of diversion: About center of NW $\frac{1}{4}$ Sec. 34, T.13 S.R.35 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: 4 feet
 - (b) Width at water line: 6 feet
 - (c) Depth of water: 2 feet
 - (d) Grade per mile: 20 feet
 - (e) Capacity of ditch: 10 second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent:
Water is brought down an old ditch called St. John's. The new ditch is just above and parallels. Water will be turned into the new ditch in about a week. I was there July 20, 1913.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: E $\frac{1}{2}$ of NE $\frac{1}{4}$ Sec. 22, NW $\frac{1}{4}$ Sec. 23, E $\frac{1}{2}$ of NE $\frac{1}{4}$ and E $\frac{1}{2}$ of SE $\frac{1}{4}$ Sec. 15, SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 14 and 22 acres in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 12, all in T. 14 S., R. 35 E.B.M. The 22 acres in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 12 cannot be irrigated without considerable expense, as it lies on the opposite side of Malad river. The only land irrigated is the 160 in Sec. 15, although 440 acres are in cultivation. (See plat)
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:

Walter R. Hayde

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 191....

My Commission Expires.....

6443

Notary Public.

B/4