

nfr

Affidavit of Publication

STATE OF IDAHO }
County of Owyhee } ss

Notice for Publication.

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 3rd day of January, 1914, at Wilson, County of Owyhee, State of Idaho, before Albert Austin, Justice Peace, proof will be submitted of the application to beneficial use of $2\frac{1}{2}$ cubic feet per second of the waters of Big Sucker creek, in accordance with the terms and conditions of Permit No. 9653, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person holding said permit, is William W. Bailey, Wilson, Idaho.

2. The use to which said water has been applied is irrigation.

3. The amount applied to beneficial use is $2\frac{1}{2}$ cubic feet per second.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 7, Township 3 South, Range 4 West, B. M.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Bailly Ditch.

6. The right to take the water from such works is based upon Permit No. 9653.

7. The source of supply from which such water is diverted is Big Sucker creek.

8. The date of priority which said user is prepared to establish is June 15, 1913.

F. P. KING,
State Engineer

300-4t—First publication Nov. 27, 1913.
Last publication Dec 18, 1913.

FEB 4 1914

OFFICE OF STATE ENGINEER

J. A. Eidson

being duly sworn, deposes and says that he is the
Publisher

of OWYHEE NUGGET, a
weekly newspaper published at Bruneau, Idaho;
that the said newspaper is in general circulation in
Owyhee County; that a copy of the above notice, as
per clipping attached, was published in the regular
and entire issue of said newspaper for *Four*

consecutive weeks, beginning with the issue of
Nov. 27, 19*13*, and ending
with the issue of *Dec 18* 19*13*

J. A. Eidson

Subscribed and sworn to before me this *5th*

day of *January*, 19*14*

9653

Thos W. Sumner
Notary Public

Name of Applicant

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.
6

SEC.

SEC.
8

SEC.
9

SEC.

SEC.

SEC.

SEC.

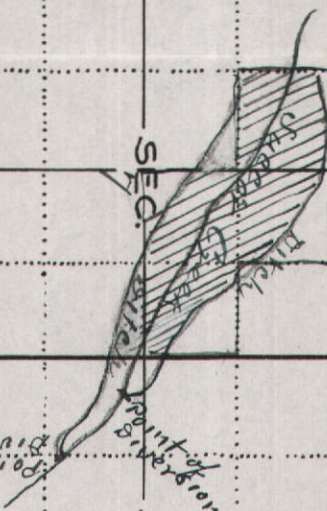
SEC.

SEC.

T3S R4W B7M

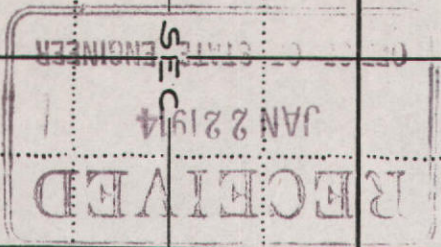


NE ⁴/₄ NW ¹/₄ NE ¹/₄ SE ¹/₄ NE ¹/₄ Sec. 7 T3S R 4 W B7M



9553

Name of Applicant _____



SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

NE $\frac{1}{4}$ NW $\frac{1}{4}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 7. T. 8. S. R. 4 West. B.M.

Point of Division

Point of Division



9653

Wilson Idaho

Jan. 15th. 1914

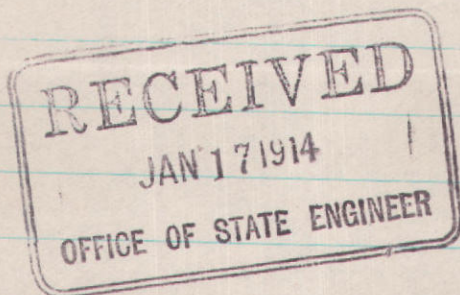
Mr J. P. King

State Engineer

Dear Sir Enclosed please
find Proof of Application
of water. Please return your
papers to me at once at
Wilson Idaho.

Respectfully yours

William W. Bailey



9653

Name of Applicant.....

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

T3SR4W BM

9653

County: Owyhee
Stream: Succor Creek
Amount: 2.42 sec.ft.
Use: Irrigation
Priority: 9-12-13

STATE OF IDAHO

Water License No. 9653.

WHEREAS, On the 12th day of September, A. D. 1913, William W. Bailey,

of Wilson, County of Owyhee, State of Idaho, duly made application (No. 14459) to me for a permit to use 3.2 cubic feet per second of the waters of
SUCCOR CREEK

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

WHEREAS, On the 27th day of September, A. D. 1913 Permit No. 9653 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 27th day of September, A. D. 1914, and for the application to beneficial use of said water on or before the 27th day of September, A. D. 1915, and,

WHEREAS, On the 15th day of November, A. D. 1913, William W. Bailey,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 3.2 cubic feet per second of said waters, as evidenced by my Certificate No. 9653, dated November 29, 1913, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 3.2 cubic feet per second of said water, with date of priority of September 12, 1913, and

WHEREAS, On the 3rd day of January, A. D. 1914, William W. Bailey,

the holder of said permit, duly made proof of the application to beneficial use of 2.42 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

WILLIAM W. BAILEY

of Wilson, County of Owyhee, State of Idaho, the holder and owner of said Permit No. 9653, a perpetual right, dating from September 12, 1913, to the use of 2.42 cubic feet per second of the waters of

SUCCOR CREEK

in the County of Owyhee and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted as follows: north side ditch is diverted at a point near N.W. Cor. of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 8; south side ditch diverted at a point near S. E. Cor. of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 8; both in T. 3 S., R. 4 W. B. M.,

and conducted to and upon 121 acres, divided as follows: 40 acres in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$; 22 acres in ~~the~~ NW $\frac{1}{4}$ of NE $\frac{1}{4}$; 37 acres in SW $\frac{1}{4}$ of NE $\frac{1}{4}$; and 22 acres in SE $\frac{1}{4}$ of NE $\frac{1}{4}$; all in Sec. 7 T. 3 S., R. 4 W.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 4th day of February, A. D., nineteen hundred and fourteen.

(Seal)

F. P. KING,

State Engineer.

No. 14459.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: William W. Bailey,

Postoffice address: Wilson

County: Owyhee

State: Idaho.

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) 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 3.2 cubic feet per second.

3. Source of water supply: Succor Creek.

4. Location of point of diversion: About the middle of S2 SW4 Sec. 8, T. 3 S., R. 4 W.B.M.

County of Owyhee

5. To be used for: Domestic and irrigation purposes.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 160 acres.

(b) In the following legal subdivisions: NE4 NW4, W2 NE4, SE4 NE4, Sec. 7, T. 3 S., R. 4 W.B.M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated:

H. P. under

ft. head

[c] Is water to be returned to any stream?
return:

(d) If so, name stream and locate point of

6. Estimated cost of works: \$500.00

7. Description of works for diversion:

I. Kind of works: Ditch, Dam and flume.

II. Dimensions of works:

[a] Height of dam 5 feet, length of dam at top 40 feet,

length of dam at bottom 30 feet. Material used in construction: earth, stone and wood.

[b] Capacity of reservoir acre feet. [c] Size of headgate, width 2 feet,

Height 2 feet. (d) Conduit ditch width at bottom 2 feet,

width at water line 3 feet, depth of water 1 feet; diameter of pipe

inches; average grade per mile is 10 feet. Length of conduit is $\frac{1}{2}$ miles,

and it crosses the following quarter sections: S2 SW4, NW4 SW4, SW4 NW4 Sec. 8, T. 3 S., R. 4 W.B.M., to tract to be irrigated.

8. The time required for the completion of the construction of such work is 1 years.

9. Time required for the complete application of the water to the proposed use is 1 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.

William W. Bailey,

Applicant.

By Milton G. Gage

Agent.

Date of first receipt at office of State Engineer 2.45 P.M. September 12, 1913.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER.

The number of this permit is 9653

Recorded in Book 32 Page 9653 Approved September 27, 1913.

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 approve the same, subject to the following limitations and conditions.

Bond in the sum of to be filed on or before

Work to begin on or before November 26, 1913, 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 March 27, 1914.

The whole of said work to be completed on or before September 27, 1914.

Beneficial use of water appropriated in accordance herewith, to be made on or before September 27, 1915.

Witness my hand this 27th day of September, 1913.

F.P. King,
State Engineer.

Remarks:

Proof of Completion of Works made November 15, 1913.

Certificate of Completion of Works issued November 29, 1913.

PERMIT NO. 9653.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that William W. Bailey of Wilson, County of Owyhee, and State of Idaho, the holder of Permit No. 9653, issued upon Application No. 14459, bearing date of priority of September 12, 1913, authorizing the diversion of 3.2 second feet of the waters of Succor Creek, County of Owyhee, 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 $2\frac{1}{2}$ second-feet of the waters of Succor Creek; that the point of diversion of said waters is about the middle of $S\frac{1}{2}$ $SW\frac{1}{4}$ Sec. 8, T. 3 S. R. 4 W. B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: $NE\frac{1}{4}$ $NW\frac{1}{4}$, $W\frac{1}{2}$ $NE\frac{1}{4}$, $SE\frac{1}{4}$ $NE\frac{1}{4}$ Sec. 7, T. 3 S. R. 4 W. B. M., containing 160 acres.

Witness my hand this 29th day of November, A. D. 1913.

F. P. King,

State Engineer of the State of Idaho.

License issued for 2.42 second feet

Page 1555

Recorded by

Checked by

STATE OF IDAHO, :
 : SS.
 County of Owyhee, :

William W. Bailey being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 9653.

That he intends to change the points of diversion, as described in said decree or permit, to the following described points:

For ditch north of Succor Creek to point situated in North-Western part of NW4 SW4 Sec. 8, T. 3 S. R. 4 W. B. M. For ditch South of Succor Creek to point situate near SE corner of NW4 SW4 Sec. 8, T. 3 S. R. 4 W. B. M.

That such change will be made for the following reasons, to-wit: To correct points of diversion, by mistake erroneously described in application for said permit No. 9653, to the true points of diversion of water from Succor Creek, by the undersigned for the purpose of irrigating such portions of NE4 NW4, W $\frac{1}{2}$ NE4 & SE4 NE4 Sec. 7, T. 3 S. R. 4 W. B. M., through ditches actually constructed, as shown by map filed herewith.

That no one will be injured by such change and that deponent will make such change at his own risk.

And further deponent saith not.

William W. Bailey.

Subscribed and sworn to before me this 29th day of January., 1914.

Albert Austin,

My commission expires

Justice Peace

Wilson Precinct, Owyhee Co.

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 10.00 A. M. January 31, 1914.

F. P. King,

(CB) State Engineer.

Reclamation Engineer
Water permit

No. 9653 - 121 in.

~~From and to~~

No. 10599 = 81 in.

Both on Sawcor
Creek,

Have Capres sent to

A. H. Blackstock

Star Route

Melba, Idaho

9653

57-2056

C
O
P
Y

Permit # 2959
mailed

April 23, 1969

RE: Permit No. 57-2056
57-2077

A. H. Blackstock
Star Route
Melba, Idaho 83641

Dear Mr. Blackstock:

Per your request of the above date, enclosed are the copies of water permits and licenses, No. 57-2056 (9652) and 57-2077 (10599). The fee for these copies is \$4.00 which you may remit at your earliest convenience.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

9653
57-2056

February 13, 1914.

Permit 9653

Milton G. Cage, Lawyer,
Boise, Idaho.

Sir:

Am enclosing you herewith certified copy of
water license No. 9653, per your request.

Very truly yours,

F. P. KING,

State Engineer.

COWL

By _____

9653

February 4, 1914.

Permit 9653-Bailey

Milton G. Cage, Lawyer,
Boise, Idaho.

Sir:

Am enclosing you herewith water license issued under the above numbered permit. Certified copy of same will be mailed you in a few days.

Am also returning herewith the affidavit of change of point of diversion and one copy of the map, the same having been placed on record in this office.

Very truly yours,

F. P. KING,

State Engineer.

WL-APD-M

By _____

9653

Affidavit of Publication

STATE OF IDAHO)
County of Owyhee) ss

F. A. Eidson

being duly sworn, deposes and says that he is the
Publisher of OWYHEE NUGGET, a
weekly newspaper published at Bruneau, Idaho;
that the said newspaper is in general circulation in
Owyhee County; that a copy of the above notice, as
per clipping attached, was published in the regular
and entire issue of said newspaper for *Four*
consecutive weeks, beginning with the issue of
Nov. 27, 19*13*, and ending
with the issue of *Dec 18*, 19*13*.

F. A. Eidson

Subscribed and sworn to before me this *5th*
day of *July*, 19*14*

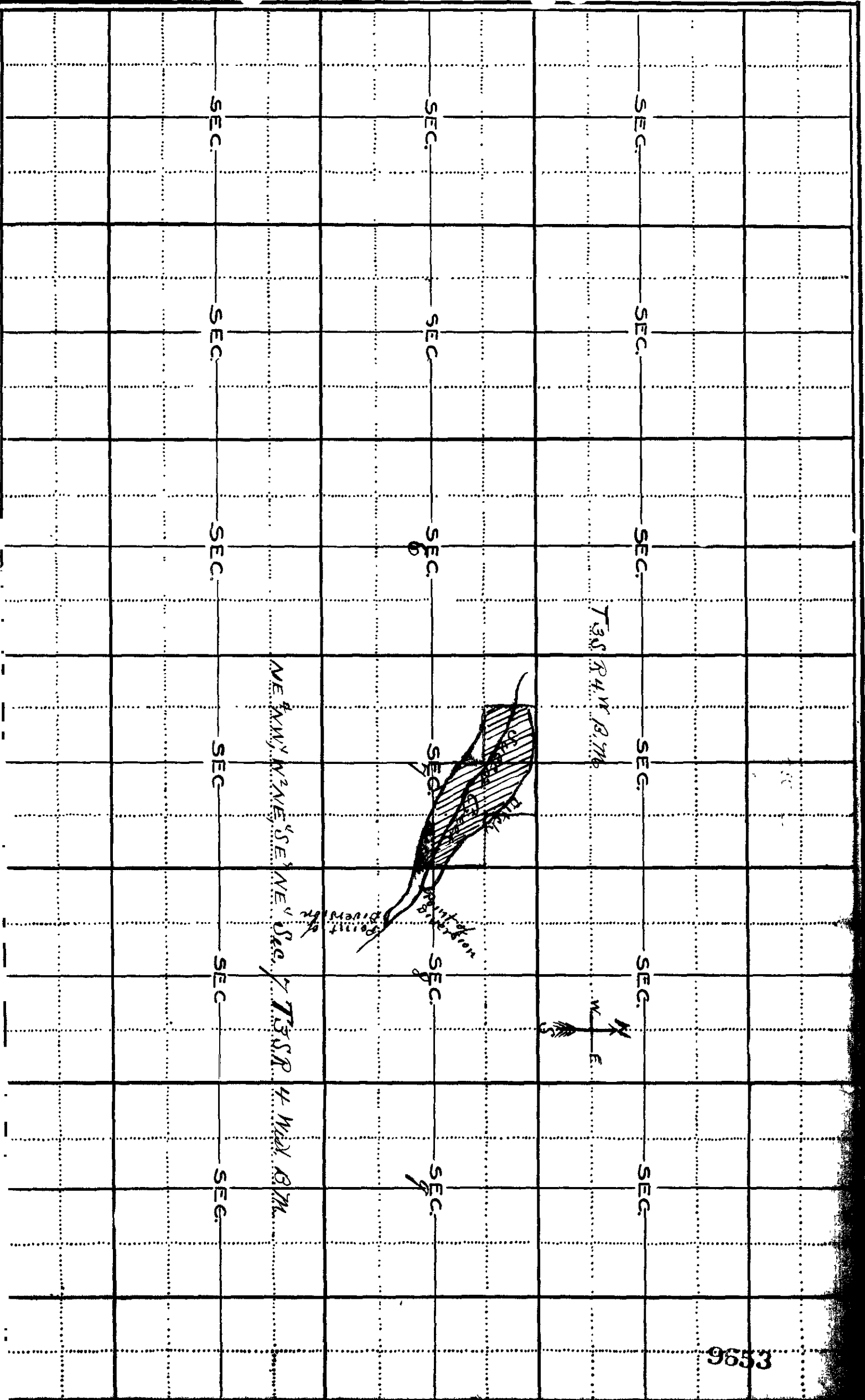
Thos W. Sullivan
Notary Public

9653

OFFICE OF STATE ENGINEER

DEC 1 1914

Name of Applicant



9653

January 24, 1914.

Permit 9653-Wm.W.Bailey

Milton G.Cage, Attorney,
Boise, Idaho.

Sir:

The depositions and report for proof of beneficial use of water under above permit are now on file in this office. There still remains to be filed the affidavit of publication, fees amounting to \$8.00 and affidavit for change of point of diversion, form for which is herewith enclosed. Maps in duplicate should accompany the affidavit.

Very truly yours,

F. P. KING,

State Engineer.

F13-2MF

By_____

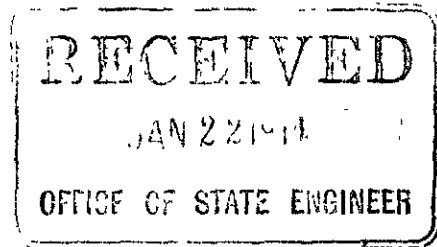
Fees rec'd Jan 31/14

9653

REPORT OF ENGINEER

1. State name of applicant and number of permit: *William W. Bailey, No Permit 9653*
2. State source of water supply: *Succor Creek*
3. Location of point of diversion: *Two points of diversion, one on north side about 300 yds. S.E. of SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7, T. 5, S. 3 South, one on south side 100 yds NW. of NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, T. 5, S. 3 South*
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: *Two feet*
 - (b) Width at water line: *Three feet*
 - (c) Depth of water: *One & one half feet*
 - (d) Grade per mile: *8 feet per mile*
 - (e) Capacity of ditch: *Each about 1 $\frac{1}{4}$ second feet or both 2 $\frac{1}{2}$ second feet.*
6. State whether or not water has been turned into works of diversion and if so, to what extent: *To full capacity in both ditches*
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: *in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 30 acres irrigated, in NW $\frac{1}{4}$ NE $\frac{1}{4}$ 22 acres irrigated, in S.W $\frac{1}{4}$ NE $\frac{1}{4}$ 37 acres irrigated, in S.E $\frac{1}{4}$ NE $\frac{1}{4}$ 22 acres irrigated*
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: _____



Albin Hallberg

STATE OF IDAHO,

County of *Ada*

} 88.

Albin Hallberg, 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 *22nd* day of *January* 191*4*

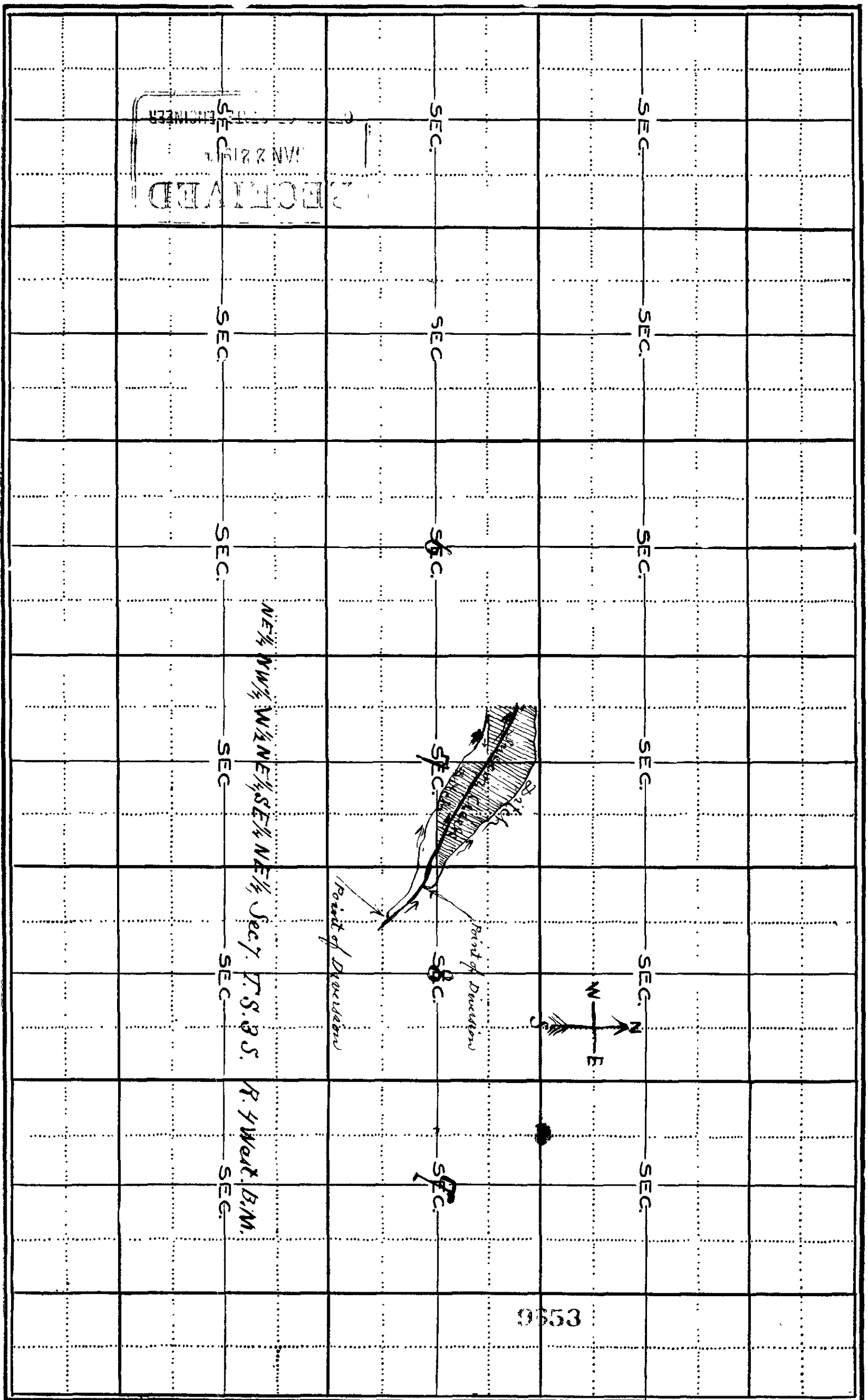
My Commission Expires *May 23, 1915*

Clara M. Brown

Notary Public.

9553

Name of Applicant.



SCALE: 2 INCHES=1 MILE. DRAW PLAN IN INK.

Printed and for sale by the Statesman Shop, Boise, Idaho.

Office of the State Engineer

Butte, Idaho, Jan. 22, 1912 4

Albin Hallberg,
Wilson, Idaho

DEAR SIR:

..... William W. Bailey , residing at Wilson
County of , State of Idaho , has requested that
you make examination required under Permit No 9653 Will you
therefore, arrange with the holder of said Permit to make such examination as will
enable you to answer the questions on the enclosed blank? Also, make a sketch on
the enclosed blank plat showing source of supply, point of diversion, route of ditch
and place of use. You should, also, arrange with the holder of said Permit for the
payment of your fee for your services, and such proper expenses as you will incur in
making this examination and report.

Please advise me promptly of receipt of this communication, and whether or not
you will be able to make the examination and report as required.

Very truly yours,

F. P. KING, A. E. ROBINSON,
~~XXXXXXXXXX~~
State Engineer.

9653

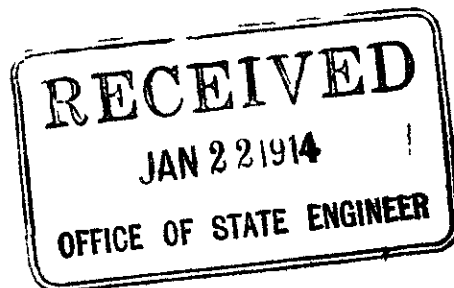
Wilson Idaho

Jan. 20th. 1914

Mr F. P. King State Engineer Sir
 yours of Jan. 17th, at hand I find some one has
 to go from your office to pay an examination
 on my ditch and works I would like if it would not
 be intruding too much on you to have you
 appoint Allen Hallberg he lives here at
 Wilson and he has done such work as that for
 your Office before and being here it costs me
 less as I can take him to the land in my own
 conveyance and thereby save cost.

Respectfully yours

William W. Bailey



January 27, 1914.

Permit 9653

William W. Bailey,
Wilson, Idaho.

Sir:

Am today in receipt of your letter enclosing depositions and check for fees for proof of beneficial use of water, together with certificate of completion of works under above permit. In reply would say that, inasmuch as the examination and report have not yet been made. I am herewith returning you the check for fees. An engineer from this office will attend to the examination just as soon as weather conditions will permit and, upon receipt of his report, you will be further notified in regard to fees required. I am returning you herewith the certificate of completion of works as same is not required with the proof papers.

There also remains the affidavit of publication which can be obtained from the publisher of the Owyhee Nugget upon payment to him of the publication fees.

Very truly yours,

F. P. KING,

State Engineer.

Ch\$8-CCW

by _____

9653

William D. Jones

4 15 1914

1. J. F. King

I have been thinking

of the 3. 10. 1914

of the 10. 1. 1914

after the 1. 1. 1914

William D. Jones

RECEIVED
JAN 17 1914
OFFICE OF STATE ENGINEER

9653

PERMIT NO. _____

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. *William F. Bailey, age 61, Wilson, farmer, Wess Wilson, Mo.*

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. *Permit No. 9653, Nov. 29, 1913, June 15, 1913.*

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. *Big Sucker Creek, is about the middle of N 1/2 NW 1/4 Sec. 8, Township 3 S. R. 4 N. B. M.*

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

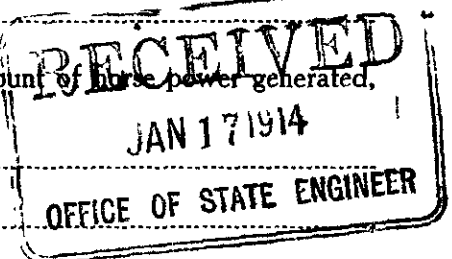
Ans. *Ditch is a mile and quarter long and is 2 1/2 wide on bottom, and will carry 2 1/2 cubic feet of water. The name is Bailey Ditch.*

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. *About 20 acres of N.E. 1/4 N.E. 1/4, 20 acres N.E. 1/4 NW 1/4, and 50 acres in N 1/2 N.E. 1/4. About 15.5 acres is sowed in Timothy and remainder is natural meadow.*

Ques. 7. If for other than irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. *For irrigation only*



Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. *2 1/2 cubic feet*

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

9653

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Seasons '12 and 1913, thru Bailey ditch
2 1/2 cubic feet.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. Water was used to irrigate about
20 acres of N.E. 1/4, N. 21. 1/4 Sec 7, Township
3 S. Range 4 N. B. M. from Buck Creek.
during Seasons 1912 and 1913.

(Sign) William W. Bailey

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Wilson, County of
Cwyee, State of Idaho, on this 3 day of January
A. D. 1914.

Albert Austin
Justice Peace.

Permit No.

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. *E. A. Learning, age 52, Wilson
trapper and farmer*Ques. 2. Are you acquainted with *William H. Bailey*, the holder of Permit No. *9653*? How long have you known him and where does he reside?Ans. *Yes, about 5 years*Ques. 3. Have you read or heard read said Permit No. *9653*, and are you familiar with its provisions and conditions?Ans. *Yes*

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. *Sucker Creek about middle S. 1/2
S. 24 1/4 Sec 8, T. 3 R. 4 21 B. 27,
about 1 1/4 miles long and is about 2 1/2
feet wide on bottom*

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

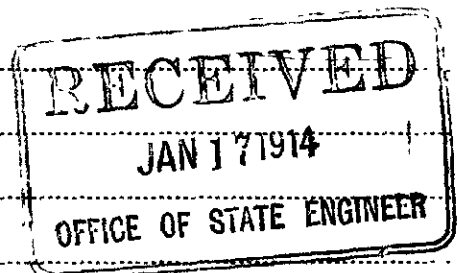
Ans. *12 1/2 inches about*

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. *For Irrigation on Bailey Place.
about 55 acres. Timotheus and 35 acres
natural meadow*

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans.



Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. *formation is clay loam
about 12 1/2 inches*

9553

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. *I have none*

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. *Season 1912 and 1913, the Bailey ditch, about 125 inches*

(Sign) *E. A. Learning*

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in *Wilson*, County of *Owyhee*, State of Idaho, on this *3* day of *January*, A. D. 19*14*

Albert Austin
Notary Public.
Justin Peace

My Commission Expires

Permit No. 9653.

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. *A. T. Severs age 30, Wilson, rancher.
Wilson Idaho*Ques. 2. Are you acquainted with *William D. Bailey*, the holder of Permit No. *9653*? How long have you known him and where does he reside?Ans. *Yes, about 3 years, Wilson*Ques. 3. Have you read or heard read said Permit No. *9653*, and are you familiar with its provisions and conditions?Ans. *Yes.*

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. *Succor Creek, about middle S. 1/2 of
S. 21. 1/4 Sec 8, T. 3 S. R. 4 E. B. M.
about 1 1/4 miles long ditches about 2 1/2
ft wide on bottom*

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. *About 125 inches*

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. *About 125 inches for irrigation on
Bailey Place
About 55 acres Timothy and 35 acres
natural meadow*

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

RECEIVED

JAN 17 1914

OFFICE OF STATE ENGINEER

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. *Timothy land, formation is
clay loam should require 125 inches*

9653

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I have none

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Season 1912 and 1913, thro' Bailey ditch,
about 125 inches

(Sign) G. T. Levy

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in Wilson, County of Owyhee, State of Idaho, on this 3 day of January A. D. 1914.

Albert Austin
Justin Pearce Notary Public.

My Commission Expires.....

9653

Boise, Idaho, December 3, 1914.

Permit No. 9653.

Mr. Wm. W. Bailey,
Wilson, Idaho.

Sir:--

I am enclosing you herewith
Certificate of Completion of Works issued
under the above permit.

Very truly yours,

F. P., KING,

State Engineer.

By _____

Enc. CCW.

GB.

9653

State of Idaho

A. E. ROBINSON
ENGINEER

ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS.

William W. Bailey, Proof of Beneficial Use.
c/o Albert Austin,

Boise, Idaho,

Dec. 1, 1913.

Wilson, Idaho

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your permit No. 9653.

Deposition of Permit Holder,

Depositions of Two Witnesses.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On ~~June 1, 1914~~, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Wilson, before Albert Austin, J.P.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received, together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,

A. E. ROBINSON
F.P.KING, ~~XXXXXXXXXXXX~~ State Engineer.

9653

(P. O.)

(Date)

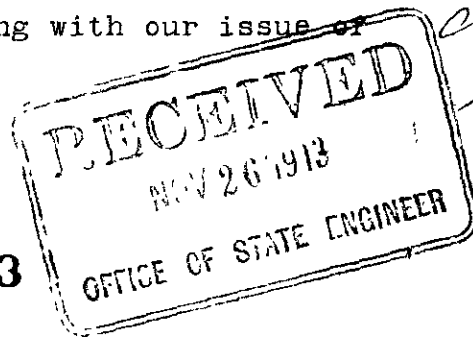
Princeton, Idaho

11-24-1913

State Engineer, Boise.

Dear Sir:

I have your letter of *Nov 22* enclosing Notice of Proof of Beneficial Use of Water under Permit No. *9653* which will be published as you request, beginning with our issue of *Nov 27-1913*



F. L. Cidson.
Pub.

Owens Muggs

7-11-3

November 18, 1913.

Permit 9653

William W. Bailey,
Wilson, Idaho.

Sir:

Am today in receipt of your affidavit and fee for proof of completion of works and notices for proof of beneficial use of water under above permit. Am herewith enclosing receipt for fee. The certificate will be issued and mailed to you soon. The notice for publication for proof of beneficial use of water will be mailed to the Bruneau Nugget at once and deposition blanks will be mailed to Albert Austin, J. P., of Wilson.

Very truly yours,

F. P. KING,

State Engineer.

R6033

By _____

9653

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Nov. 15, 1913

(P. O.) Wilson, Idaho

To the State Engineer,

Boise, Idaho.

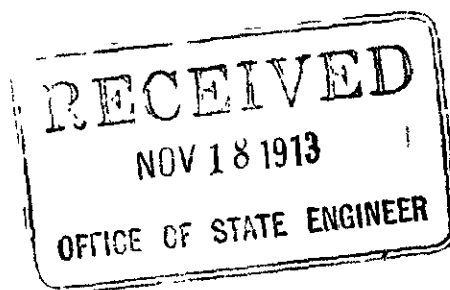
Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Meggett, of Bruneau, Ida. published in the county in which the works are situated.

William W. Bailey

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)
I hereby certify that the facts set forth in the attached notice are true.

Engineer.



9653

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 3rd day of January, 1914,
 at Wilson, County of Owyhee, State of Idaho,
 before Robert Austin Justice Peace, proof will be submitted
 of the application to beneficial use of 1/2 cubic feet per second of the waters of
Big Sucker Creek, in accordance with the terms and conditions of Permit No. 9653
 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are William

W. Bailey, Wilson, Idaho.

2. The use to which said water has been applied is irrigation

3. The amount applied to beneficial use is 2 1/2 cubic feet

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)

N.E. 1/4, N.W. 1/4, N.E. 1/4, and S.E. 1/4
N.E. 1/4 Section 7, Township 3 South
Range 4 West, Boise Meridian

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is

Bailey ditch

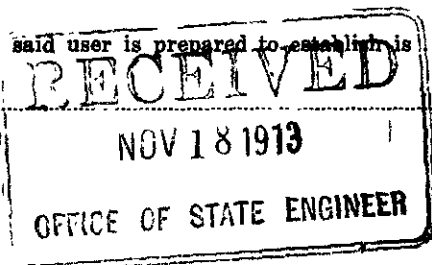
6. The right to take the water from such works is based upon Permit No. 9653

7. The source of supply from which such water is diverted is

Big Sucker Creek

8. The date of the priority which said user is prepared to establish is

June 15, 1913



F. P. KING,
State Engineer.

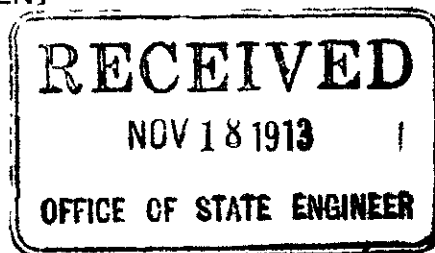
9653

State of Idaho

ENGINEERING DEPARTMENT

BOISE

F. P. KING,
STATE ENGINEER



INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Boise, Idaho,

Dear Sir:

Under the terms of your permit No. 9653, you are required to complete your diversion works on or before _____. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

F. P. KING,

State Engineer

9653

Permit No. 9653

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Owyhee ss.William W. Bailey being first duly sworn upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 9653 and that his postoffice address is Nilson
 State of Idaho

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by _____, 191____

Third: That the use for which said water is intended is Irrigation

Fourth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: ditch
 (Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of ^{no} dam _____ feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width 2 feet, height 3 feet.

(d) Conduit ditch width at bottom 2 1/2 feet, width at water line 3 feet, depth of water 1 feet; diameter of pipe _____ inches;

average grade per mile is 6 1/2 feet. Length of conduit is 3/4 miles.

Fifth That said works are capable of conducting to the place of intended use 2 1/2 second feet of water.

Sixth. That water appropriated under said permit is available for 125 acres of land described as follows: portions of following described

land S. 1/4 of N.E. 1/4 of N.W. 1/4, S. 1/2 of N.E. 1/4
S. 1/4 of N.E. 1/4, Section 7 Township
3 South, Range 4 West Boise
Meridian

Seventh. Remarks: That _____

RECEIVED

NOV 18 1913

OFFICE OF STATE ENGINEER

William W. Bailey

Sign here.

Subscribed and sworn to before me this 15th day of November, 1913.

My commission expires November 1914

9653

Urbert Austin
 Notary Public
Nilson Precinct

November 12, 1913.

Permit 9653

Mr. W. W. Bailey,
Wilson, Idaho.

Sir:

Replying to your letter of the 10th inst. would say that for proof of completion of works, you should fill out the enclosed affidavit form for holder and return same to this office with fee of \$5.00.

The notice for proof of beneficial use of water is required to be advertised four weeks prior to the date upon which proof is to be made. The three blanks enclosed for this proof should be filled out and returned to us in time for the notice to be sent by us to the paper for the required publication. The notice must be published in some paper printed in the county in which the lands are located. When the enclosed blanks have been received by us, properly filled out, you will receive further instructions in regard to your proof.

Very truly yours,

F. P. KING,

State Engineer.

F5-6-3NU

By _____

9653

7-5-12
3-12-1912

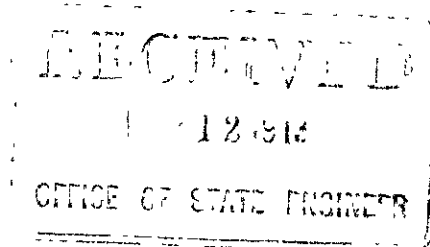
9653

W. W. Bailey Wilson
Idaho

Jan 10th 1912

State Engineer Dear Sir
I want to make final proof on desert entry
for N.E. 1/4 Sec. 14 T. 12 N. R. 14 E. and S.E. 1/4 Sec. 14
Township 3 South Range 4 West Boise
Meridian and I want to file on water for the
same I get the water for the land from Snaker
creek Cuyahue Co. Idaho the water has been
applied to the land How long will it have to
be advertised and in what paper
and give full direction for filing on the
water to gether with sufficient blanks
for the same.

Respectfully yours
W. W. Bailey



9653

Form No. 151

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON,
STATE ENGINEER

Permit No. 9653, Bailey,
Milton G. age,
Boise, Idaho.
Dear Sir:

BOISE, IDAHO. Oct. 8, 1913.

I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of State Engineer on the third page.

~~A. E. ROBINSON,~~
P. P. KING, State Engineer.

9653

6-17-9

— 17 —

—
—

T35R4 W BM

9353

SCALE: 2 INCHES=1 MILE DRAW PLAN IN INK.