

Name of Applicant ----- Alfred O. Foland ----- (Township 9 S., R. 6 W., B.M.)

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10154

Name of Applicant.....

Stewart
J.S.

B. C. W.

SEC.

SEC.

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SEC.

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SEC.

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10154

County: Owyhee
Stream: Dougherty Sp. Jr.
Amount: 6/50 of 1 cu.ft.
Use: Irrg.
Priority: 4-18-14

STATE OF IDAHO

Water License No. 10154

Water District No. 55.

WHEREAS, On the 18th day of April, A. D. 1914, ALFRED O. FOLAND,

of Cliffs, County of Owyhee, State of Idaho, duly made application (No. 15057) to me for a permit to use 8/10 of 1 cubic foot per second of the waters of Dougherty Spring Creek, in Water District No. 55,

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

WHEREAS, On the 22nd day of May, A. D. 1914, Permit No. 10154 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 22nd day of May, A. D. 1916, and for the application to beneficial use of said water on or before the 22nd day of May, A. D. 1916, and,

WHEREAS, On the 14th day of February, A. D. 1916, Alfred O. Foland,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 8/10 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 10154 dated February 25 1916 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 8/10 of 1 cubic foot per second of said water, with date of priority of April 18 1914, and

WHEREAS, On the 25th day of May, A. D. 1916, Alfred O. Foland,

the holder of said permit, duly made proof of the application to beneficial use of 6/50 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 Alfred O Foland,

of Cliffs, County of Owyhee, State of Idaho, the holder and owner of said Permit No. 10154, a perpetual right, dating from April 18, 1914, to the use of 6/50 of 1 cubic foot per second of the waters of Dougherty Spring 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 at a point in the SE¹₄ of SW¹₄ Sec. 24, T. 9 S., R. 6 W.B.M.

and conducted to and upon 6 acres located in the NW¹₄ of NW¹₄ Sec. 25, T. 9 S., R. 6 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 or 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 1st day of June A. D. nineteen hundred and Sixteen

J. H. SMITH

(Seal)

State Engineer:

55-2433 51-2086

No. 15057

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Alfred O. Foland

Postoffice address: Jordan Valley

County: Malheur

State: Oregon

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 $8/10$ of one cubic feet per second.

3. Source of water supply: Flood water & natural flow of Dougherty Spring Creek.

4. Location of point of diversion: $SE\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 24, Twp. 9 S. R. 6 W. B. M.

County of Owyhee

5. To be used for: Irrigation and domestic use.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 40 acres.

(b) In the following legal subdivisions: $NW\frac{1}{4}$ $NW\frac{1}{4}$, Sec. 25, Twp. 9 S. R. 6 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: \$300.00

7. Description of works for diversion:

I. Kind of works: Reservoir, ditch and flume.

II. Dimensions of works:

[a] Height of dam 10

feet, length of dam at top 175

feet,

length of dam at bottom 100

feet. Material used in construction: earth

[b] Capacity of reservoir 160

acre feet. (c) Size of headgate, width $\frac{1}{2}$

feet

Height 1

feet.

(d) Conduit ditch & flume

width at bottom 1

feet,

width at water line 2

feet, depth of water $\frac{1}{2}$

feet; diameter of pipe

inches; average grade per mile is 8

feet. Length of conduit is $3/16$

miles,

and it crosses the following quarter sections: $SE\frac{1}{4}$ $SW\frac{1}{4}$, Sec. 24, T. 9 S. & $SW\frac{1}{4}$ $SW\frac{1}{4}$
Sec. 24, T. 9 S. R. 6 W. B. M.

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 0
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.

Alfred O. Foland

Applicant.

By F. S. Heer

Agent.

Date of first receipt at office of State Engineer J.oo A. M. April 18, 1914.

Returned to applicant for correction April 20, 1914.

Corrected application received April 25, 1914.

APPROVAL OF STATE ENGINEER

The number of this permit is 10154

Recorded in Book 34 Page 10154 Approved May 22, 1914.

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 July 21, 1914 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 May 22, 1915.

The whole of said work to be completed on or before May 22, 1916.

Beneficial use of water appropriated in accordance herewith, to be made on or before May 22, 1916.

Witness my hand this 22nd day of May, 1914.

F. P. KING,

State Engineer.

Remarks: There are on springs or lake under the above application and the lake formed by reservoir is on land belonging to the United States.

Proof of Completion of Works made February 14th, 1916.

Certificate of Completion of Works issued: February 25th, 1916.

Permit No. 10154.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:-

This is to certify that Alfred O. Poland, of Cliffs, County of Owyhee, and State of Idaho, the holder of Permit No. 10154, issued upon Application No. 15057, bearing date of priority of April 18, 1914, authorizing the diversion of 8/10 of 1 second foot of the waters of Dougherty Spring Creek, Count 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 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 8/10 of 1 second-foot of the waters of Dougherty Spring Creek; that the point of diversion of said waters is at a point on the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 24, T. 9 S., R. 6 W., B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit; Northwest quarter of Northwest quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 25, T. 9 S., R. 6 W., B.M. containing, 40 acres.

Witness my hand this 25th day of February A.D. 1916.

J.H. SMITH,

State Engineer of the State of Idaho.

License issued for 6/50 ft second

(Page 2017)

Recorded by
Checked by

DL
9/3

June 8, 1916.

Re Permit 10154.

Judge R.H. Leonard,
Silv # City, Idaho.

Sir:--

Am enclosing herewith water license issued to
Alfred O. Foland under above permit, with receipt
for fee for certified copy, which has today been
mailed to the U.S. Land Office at this place.

Very truly yours,

J. H. SMITH,

State Engineer.

WL-R0290

By _____

10154

PERMIT No. 10154

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Alfred O. Foland, age 37, residence and P.O., Cliffs, Idaho.

Occupation, farmer.

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. 0

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

Ans. No. 10154, May 22, 1914. Priority, April 18, 1914.

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

Ans. Flood water and natural flow of Dougherty Spring Creek.

Point of diversion SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, T. 9 S., R. 6 W., 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. Reservoir, ditch and flume. Reservoir constructed of earth.

Ditch, width of bottom 1 foot, width at water line $\frac{1}{2}$ feet, depth of water, 6 inches, $\frac{3}{16}$ mile long. Flume built of lumber. Capable of conducting $\frac{8}{10}$ of 1 second foot of water. No particular name of canal.

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. Irrigation and domestic use, on NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, T. 9 S., R. 6 W., B.M. 20 acres irrigable land under ditch. 6 acres land cultivated and cropped in grain in 1915 and 1916, and irrigated, in 1915 and will be irrigated in 1916.

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

Ans. Domestic use.

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

Ans. One acre foot of water per acre.

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. Same person.

10154

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

Ans. In 1915 irrigated 6 acres and will irrigate same land in 1916, using about one acre foot of water per acre.

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. No other appropriation other than under permit.

(Sign)

Alfred O. Folland

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 Silver City, County of Owyhee, State of Idaho, on this 25th day of May.

A. D. 1916.

R. H. Leonard

Probate Judge.

Permit No. 10154.....

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

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

Ans. Purl M. Hardisty, age 40, residence and P.O., Cliffs, Idaho.

Occupation rancher.

Ques. 2. Are you acquainted with Alfred O. Foland, the holder of Permit No. 10154? How long have you known him and where does he reside?

Ans. Yes sir. Known him 3 years. He resides at Cliffs, Idaho.

Ques. 3. Have you read or heard read said Permit No. 10154, 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. Dougherty Spring Creek. Place of diversion on SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, T. 9 S., R. 6 W., B.M. Reservoir of earth, ditch, 3/16 mile long, width at bottom, 1 foot, width at water line 20 inches, depth of water, 8 or 10 inches deep. Flume of lumber, 50 feet long, about.

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. 1 cubic foot per second. Have seen the ditch full of water.

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. Irrigation and domestic use on NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, T. 9 S., R. 6 W., B.M. 25 acres irrigable land under ditch and 6 acres irrigated, producing a crop of grain. No natural meadow land.

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

Ans. Nothing But domestic use.

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. Black loam, requiring 1 acre foot of water per acre for profitable cultivation.

10154

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

Ans. No.

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. In 1915, saw ditch full of water and 6 acres irrigated.

Land will be irrigated this year in irrigation season.

(Sign) Paul M. Hardy

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 Silver City, County of Owyhee, State of Idaho, on this 25th day of May, A. D. 1916.

R. H. Leonard
Probate Judge. ~~Notary Public~~

My Commission Expires X

10154

Permit No. 10154....

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

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

Ans. Charles Albert Bailey, age 25, residence and P.O., Cliffs, Idaho. Occupation farm laborer.

Ques. 2. Are you acquainted with Alfred O. Foland, the holder of Permit No. 10154? How long have you known him and where does he reside?

Ans. Yes. Known him all my life. He resides at Cliffs, Idaho.

Ques. 3. Have you read or heard read said Permit No. 10154, and are you familiar with its provisions and conditions?

Ans. Yes sir.

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. Dougherty Spring Creek, place of diversion on SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, T. 9 S., R. 6 W., B.M. Reservoir of earth, ditch 3/16 mile long, width at bottom, 1 foot, width at water line 1 $\frac{1}{2}$ ft., depth of water 6 inches. Flume of lumber, 40 feet long.

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. 1 cubic foot per second. Have seen ditch and flume full of water.

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. Irrigation and domestic use on NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, T. 9 S., R. 6 W., B.M. 20 acres of irrigable land under ditch and 6 acres irrigated, producing a crop of grain. No natural meadow land

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

Ans. Domestic use.

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. Black loam, requiring about 2 inches per acre for profitable cultivation.

10154

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

Ans. None at all.

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. In irrigation season of 1915, saw ditch full of water and irrigated 6 acres. Land will be irrigated this season but irrigation season not arrived yet.

(Sign) Charles Albert 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, in Silver City, County of Owyhee, State of Idaho, on this 25th day of May, A. D. 1916.

P. H. Leonard
Probate Judge. ~~Notary Public~~

My Commission Expires.....

REPORT OF ENGINEER

1. State name of applicant and number of permit: Alfred O. Foland, No. 10154.
2. State source of water supply: Dougherty Spring Creek
3. Location of point of diversion: is at a point on the SE 1/4 of SW 1/4, Sec. 24,
Tp. 9 S., R. 6 W., B. M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: They are.
5. Describe works as they exist, giving dimensions and capacities of same: The works
consist of a reservoir with a capacity of sixty acre feet; height
of dam, 10 feet; width on bottom, 24 feet; width on top, 6 feet;
length of dam on top, 175 feet; length on bottom, 100 feet; ditch
for conveying water to land, 1 1/2 feet wide on top; bottom, 1 foot
wide; ~~width~~ at water line, ^{one foot} ~~bottom~~; length of ditch 990 feet, grade
per mile, eight feet.
(Dam constructed of earth; head gate, 1/2 foot in width; one foot
high).
6. State whether or not water has been turned into works of diversion: Yes.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):
The NW 1/4 of the NW 1/4, Sec. 25, Tp. 9 S., R. 6 W., B. M.,
containing forty acres. Six acres under cultivation in NW corner
of tract; twenty acres may be irrigated.
8. Submit map on enclosed plat, showing location and details of above description.

Remarks:

This examination was made on the 11th day of May, 1916.

(Signed)

J. M. Harbison
Examiner.

(This report must be sworn to when not made by an attache of the State Engineer's office)

STATE OF ~~IDAHIO~~ OREGON

County of Malheur } ss.

J. M. Harbour, 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.

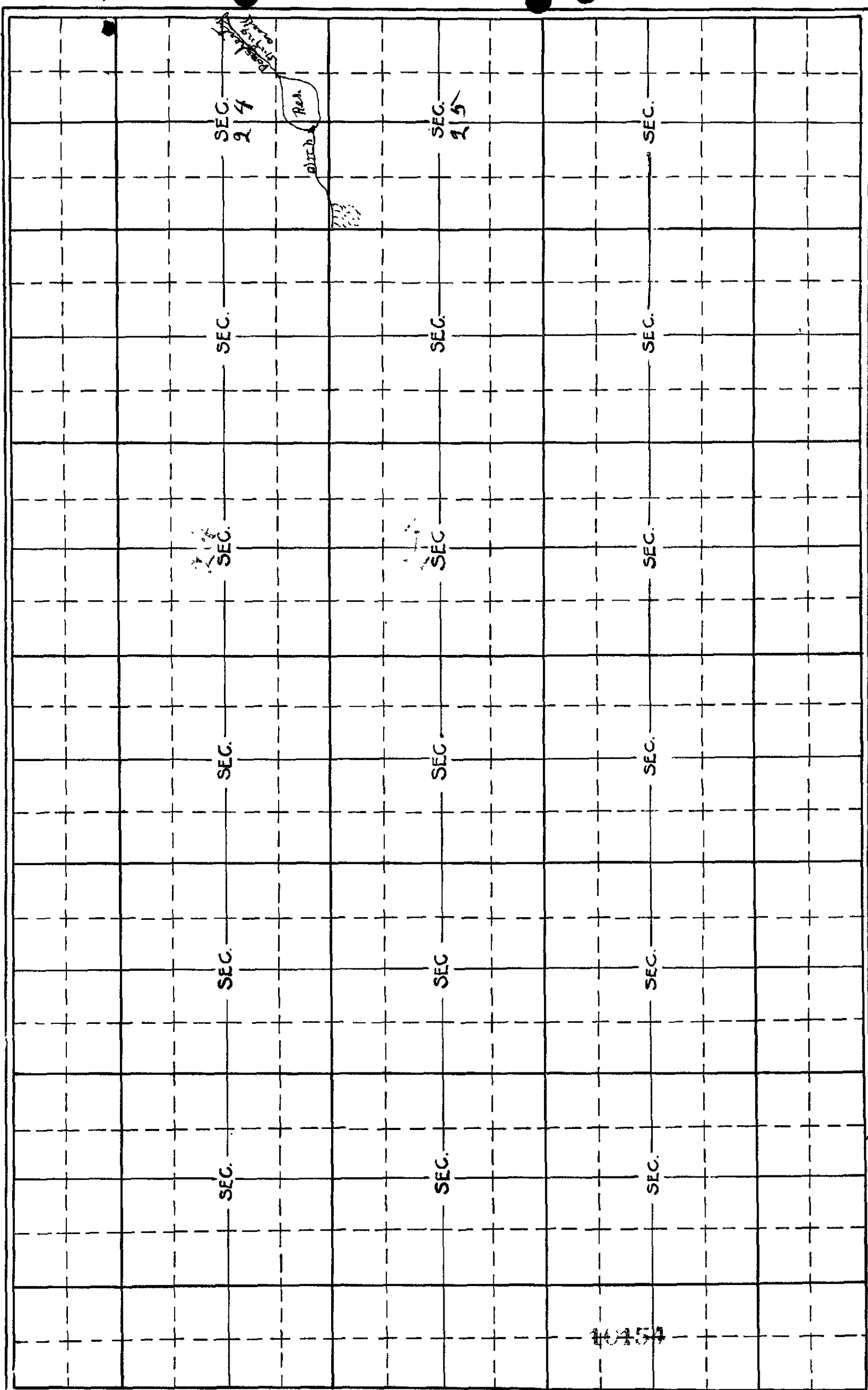
Subscribed and sworn to before me this 13th day of May, 1916

My Commission Expires Aug. 5, 1919

Paul J. Gault
Notary Public.

10154

Name of Applicant Alfred O. Foland (Township 9 S., R. 6 W., B.M.)



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

Name of Applicant

Thomas A. Smith

98.

B. G. W.

SEC.

SEC.

SEC.

SEC.

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SEC.

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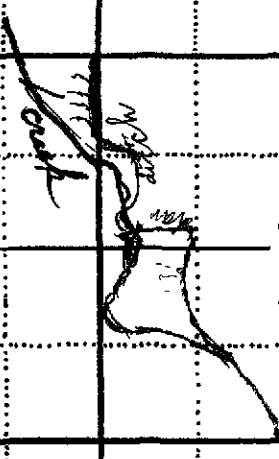
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10154

ROBERT H. LEONARD
PROBATE JUDGE OF OWYHEE COUNTY
SILVER CITY, IDAHO

May 25, 1916.

Re Permit No. 10154- Alfred O. Foland.

Hon. J. H. Smith,
State Engineer,
Boise, Idaho.

Dear Sir:

Enclosing proof of application of water to beneficial use, affidavit of publication of notice of proof and P.O. order for 75¢, for the necessary certificate, which you are requested to file in the U. S. Land Office at Boise, in support of final proof on Mr. Foland's desert land entry, which he has this day made before me.

The reason that this proof was not submitted on the first of May is, that, on the 20th of April I was summoned to California by the last illness and death of my mother and I advised Mr. Foland not to come in for proof until he was advised of my return.

Shortly after my return I received a letter from Mr. Foland asking if he could not make the proof on his water and the land at the same time, to-day, and thereby save the expense of one trip.

Knowing his financial condition, his physical condition-having a wooden leg- and a large family, I advised him that he could, as the hearings, if held separately, would be but a few days apart.

Trusting that you will excuse the delay and that you find the proof satisfactory, I am,

Very truly yours,

R. H. Leonard
Probate Judge.

10154

*Mo 50113
75¢*

May 16, 1916.

Re Permit No. 10154.

Alfred O. Foland,
Cliffs, Idaho.

Sir:--

We are today in receipt of the report of Mr. J. H. Harbour for use of water under above permit. The proof was advertised to be made before Judge R. H. Leonard on May 1st but, as yet, the depositions have not been received. Please advise us as to whether or not the proof was made on that date.

Very truly yours,

J. H. SMITH,

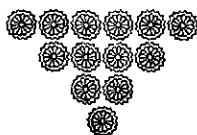
State Engineer.

By _____

10154

The Sweet Shop

A. Mumford, Prop.



Jordan Valley, Ore., May - 10 - 1916

J H Smith - State Engineer
Boise, Idaho
Dear Sir:

Your letter of recent date regarding the inspection of Mr. FAllen's ditch-in-township 9 S. 6 W.

I have agreed with Mr. FAllen to make this inspection on May - 11th and will report at earliest date.

Very truly

J M Graham -

15

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10:00 a. m on the 1st day of May, 1916,
 at Silver City, County of Owyhee, State of Idaho,
 before Robert H. Leonard, Probate Judge, proof will be submitted
 of the application to beneficial use of eight tenths cubic feet per second of the waters of
Dougherty Spring Creek, in accordance with the terms and conditions of Permit No. 15057
 heretofore issued by the State Engineer of the State of Idaho. 10154

1. The name and postoffice address of the person or corporation holding said permit are
Alfred O. Poland, Cliffs, Owyhee County, Idaho.
2. The use to which said water has been applied is irrigation and Domestic
3. The amount applied to beneficial use is 8/10ths cubic per second.
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
20 acres in NW 1/4 NW 1/4 Sec. 25. T. 9 S., R. 6. W., 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
No particular name
6. The right to take the water from such works is based upon Permit No. 15057
7. The source of supply from which such water is diverted is A reservoir filled by waters
of Dougherty Spring Creek.
8. The date of the priority which said user is prepared to establish is April 22, 1916.

J. H. Smith,

State Engineer.

10151

(Place).....Silver City, Idaho.....
(Date).....March 28, 1916.....

State Engineer, Boise.

Dear Sir:

I have your letter of.....March 25..... enclosing Notice of Proof
of Beneficial Use of Water under Permit No. 10154..... which will be publish-
ed as you request, beginning with our issue of.....March 31st.....

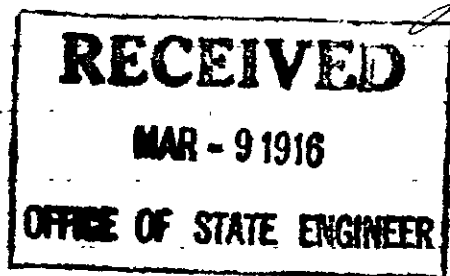
Over the Avalanche
by J. H. Flanagan

10154

March 1st 1916

State Engineer Boise Idaho
I wish you would
please send the blanks
to James Korb of
Jordan Valley Oregon
I will have him
to look over the work
and make his report

A. C. F. Island
Cliff
T. J. Gahr



10154

February 28, 1916.

Re Permit No. 10154.

Alfred O. Poland,
Cliffs, Idaho.

Sir:--

Am enclosing herewith certificate of completion
of works issued under above permit, with receipt for
fees.

Very truly yours,

J. H. SMITH,

State Engineer.

CCW-R8057.

By _____

10154

May 1

February 18, 1916.

Re Permit No. 10154.

Mr. Alfred G. Poland,
Cliffs, Idaho.

Sir:--

We are today in receipt of your affidavit and fee for proof of completion of works under above permit, together with notices for final proof. The certificate of completion will be issued and mailed to you in a few days.

Notice for publication for final proof will be mailed to the Silver City Avalanche in time for the same to be published the required four weeks prior to May 1st, and deposition blanks will be mailed to R. H. Leonard, Probate Judge.

Before the proof can be accepted, it will be necessary for us to have the report of some engineer, or other person competent to do such work. If you can send the name of some one to do this for you, the blanks will be furnished for his report.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10154

February 18, 1916.

Re Permit 10154.

Jordan Valley Engineering & Land Co.,
Jordan Valley, Oregon.

Gentlemen:--

We are in receipt of your letter of the 14th, enclosing affidavit and fee for proof of completion of works under above permit, together with notices for final proof. The certificate will be issued and mailed to the holder soon.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10154

Permit No. 10154

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF ~~IDAHO~~
Oregon
County of Malheur

} ss.

Alfred O. Foland, 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. 10154 and that his postoffice address is Cliffs, Owyhee Co., Idaho, State of Idaho.Second: That the name of the stream from which said water is to be diverted is Dougherty Spring Creek a tributary of the Owyhee River.Third: That the point of diversion of said water is in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24, T. 9 S., R. 6 W., B. M. County of Owyhee.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 22, 1916.Fifth: That the use for which said water is intended is irrigation and domestic use.

Sixth: 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: Reservoir, ditch and flume

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam 10 feet, length of dam at top 175 feet, length of dam at bottom 100 feet. Material used in construction earth

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir 160 acre feet.(c) Size of headgate: Width $\frac{1}{8}$ feet, height 1 feet.(d) Conduit ditch & flume width at bottom 1 feet, width at water line 2 feet, depth of water $\frac{1}{2}$ feet; diameter of pipe _____ inches; average grade per mile is 8 feet. Length of conduit is 3/16 miles.

(State whether ditch, flume or pipe)

Seventh. That said works are capable of conducting to the place of intended use 8/10ths second feet of water.Eighth. That water appropriated under said permit is available for 20 acres of land described as follows: NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 25, T. 9 S., R. 6 W., B. M.

Ninth. Remarks: That _____

Alfred O. Foland
(Sign here.)Subscribed and sworn to before me this 14th day of February, 1916,My commission expires Dec. 12th, 1916.D. D. Jolyn
Notary Public.
For OREGON.

10154

JORDAN VALLEY ENGINEERING AND LAND CO.

OK/52

D. D. JOSLYN, C. E.
MANAGER

JORDAN VALLEY, OREGON, Feb. 14th, 1916.

OFFICE OF
U. S. COMMISSIONER
NOTARY PUBLIC

Mr. John H. Smith,
State Engineer,
Boise, Idaho.

Dear Sir:-

Enclosed herewith please find
Water Proof Papers in connection with Water Right
No. 15057, in the name of Alfred O. Foland, toge-
ther with check in the amount of \$5.00.

If the enclosed papers are not
all that is required in connection with said proof,
request that you please advise us.

Very truly yours,

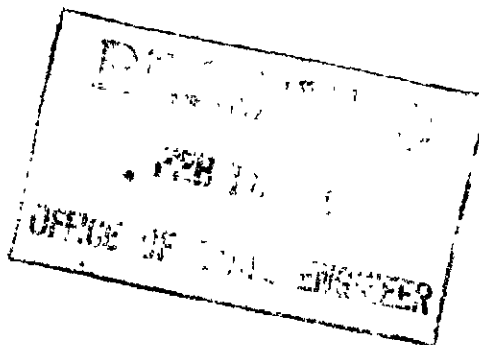
DDJ/EE

JORDAN VALLEY ENGINEERING & LAND CO.

Encl. -3-

By

[Signature]
Mgr.



10154

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Alfred O. Foland

February 1st, 1916.

Dear Sir:

Jordan Valley, Oregon.

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 10154, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J. H. Smith

10254

State Engineer

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Alfred O. Poland,

Boise, Idaho, **February 1st, 1914.**

Jerden, Valley, Idaho

Dear Sir:

Under the terms of your permit No. **10154**, you are required to complete your diversion works on or before **May 22, 1914**. 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,

J. H. Smith

State Engineer

10154

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

Alfred O. Poland,
c/o R. H. Leonard,
Probate Judge,
Silver City, Idaho.

April 19, 1916,

BOISE, 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. 10154.

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 May 1st, 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 Silver City, before Judge R.H. Leonard.

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,

J. H. SMITH,

State Engineer.

10154

May 1
Office of the State Engineer

Butte, Idaho, March 9, 1916

Mr. James Harbor,
Jordan Valley, Ore.

DEAR SIR:

A. G. Poland, residing at Cliffs,
County of Cwyhee, State of Idaho, has requested that
you make examination required under Permit No. 10154. 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,

J. H. SMITH, ~~A. E. ROBINSON~~
State Engineer.

10154

STATE OF IDAHO
ENGINEERING DEPARTMENT

BOISE

BOISE, IDAHO, MAY 21, 1936

Mr. Alfred G. Boland,
Oregon Valley, Oregon.

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

F. F. KING

~~State Engineer~~

State Engineer

10154

OFFICE OF
F. S. HEER
Probate Judge
OWYHEE COUNTY, IDAHO
SILVER CITY

Silver City, Idaho, April 23rd, 1914.

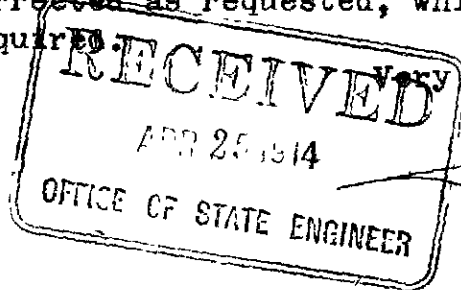
Hon.F. P. King,

Boise, Idaho.

Dear Sir:

Enclosed herewith find application of A. O. Foland,
~~corrected as requested~~, which I think will be all that is
required.

Very truly yours,



10154

10154

[Handwritten signature: F. S. Heer]
[Handwritten number: 125057]

Boise, Idaho, April 20, 1914.

Application 15057 - Poland.

Mr. F. S. Herr,
Silver City, Idaho.

Sir:--

The above application received and filed.
Same is herewith returned for completion in the
following particulars:

Comply with General Rule III of the Rules
and Regulations, relative to filing on springs.

Very truly yours,

F. P. KING,

State Engineer.

By _____

Enc. A. 15057-FFR. 9104-RR.

W/G.

NOTICE FOR PUBLICATION.

Notice of Permit of Application of Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 1st day of May, 1916, at Silver City, County of Owyhee, State of Idaho, before Robert H. Leonard Probate Judge, proof will be submitted of the application to beneficial use of Eight-tenths cubic feet per second of the waters of Dougherty Spring Creek, in accordance with the terms and conditions of Permit No. 10154, heretofore issued by the State Engineer of the State of Idaho.

1 The name and postoffice address of the person or corporation holding such permit is Alfred O. Foland Chffs, Owyhee County, Idaho

2 The use to which said water has been applied is Irrigation and Domestic.

3 The amount applied to beneficial use is 8.10ths cu. ft per second.

4 The place where said water is used is 20 acres in NW 1/4 NW 1/4, Section 25, Township 9 S., Range 6, W. 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—No particular name.

6 The right to take the water from such works is based upon Permit No. 10154

7 The source of supply from which such water is diverted is a reservoir filled by waters of Dougherty Spring Creek

8 The date of the priority which said user is prepared to establish is April 18, 1914.

J. H. SMITH, State Engineer.

4t—First pub Mar 31, 1916
Last pub. Apr 28, 1916

AFFIDAVIT OF PUBLICATION.

STATE OF IDAHO, ss
County of Owyhee,

I, J. H. Flanagan, Publisher

of THE OWYHEE AVALANCHE, a weekly newspaper, published at Silver City, Owyhee County, Idaho, do solemnly swear that a copy of the notice, as per clipping attached, was published weekly in the regular and entire

issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated March 31 1916, and ending with the issue dated April 28, 1916.

Subscribed and

sworn to before me this 25th day of May, 1916.

R. H. Leonard

Probate Judge

OFFICE OF
F. S. HEER
Probate Judge
OWYHEE COUNTY, IDAHO
SILVER CITY

Silver City, Idaho, April 16th, 1914.

Hon. F. P. King,

Boise, Idaho.

Dear Sir:

Enclosed herewith find application of Alfred O. Foland to appropriate flood waters and natural flow of Dougherty Spring Creek for irrigation purposes.

Please send me two blank permits.

15057

10154 Very truly yours,

