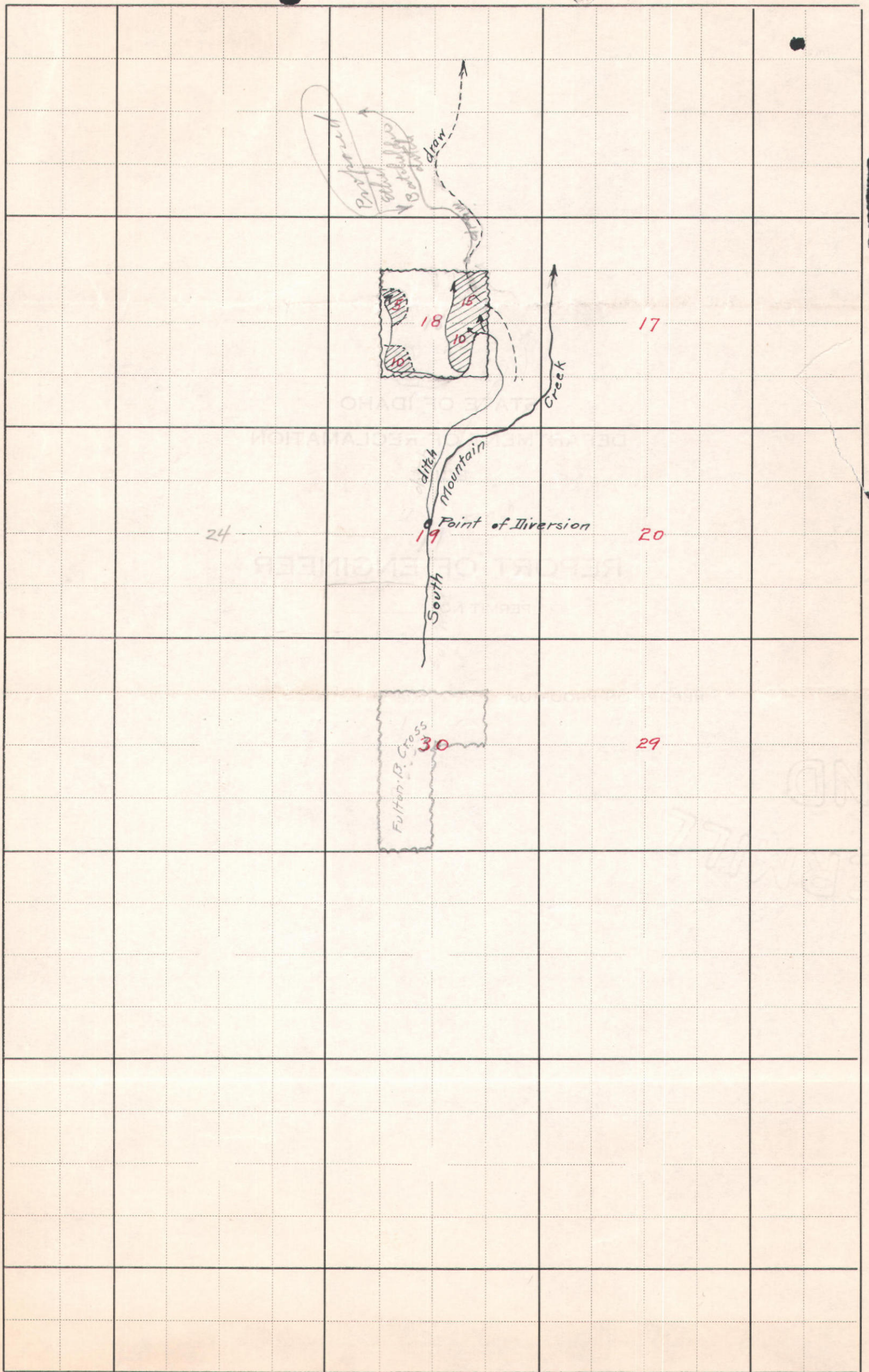




PROOF OF PUBLICATION

STATE OF IDAHO }
County of Owyhee } ss

I, CHARLES A. HACKNEY, being first duly sworn, depose and say that I am the publisher of the OWYHEE AVALANCHE, a newspaper of general circulation, published weekly at Silver City, County of Owyhee, and State of Idaho, and the annexed Notice was published in said paper once each and every week for four consecutive weeks, the first publication being on the 19th day of September, 1924 and the last publication being on the 10th day of October, 1924 and that said OWYHEE AVALANCHE has been published continuously and uninterruptedly in said county during a period of seventy-eight consecutive weeks prior to the first publication of the attached notice.

Charles A. Hackney

Subscribed and sworn to before me this 13th day of

October, 1924

W. G. Swendsen

Notary Public.

Permit 14367 Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 A. M. on the 20th day of October, 1924, at Jordan Valley, County of Malheur, State of Oregon, before H. W. Gahan, U. S. Commissioner, proof will be submitted of the application to beneficial use of 1.2 cubic feet per second of the waters of South Mountain creek in accordance with the terms and conditions of Permit No. 14367 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Charles Wall, Jordan Valley, Oregon.

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

The amount applied to beneficial use is 1.2 cubic feet per second.

The place where said water is used is the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 18, Township 7 south, Range 4 west, Boise Meridian.

The date of the priority which said user is prepared to establish is September 24, 1919.

W. G. SWENDSEN.

Commissioner of Reclamation.

First publication September 19

Final publication October 10

14367

NAME OF APPLICANT

Chas. Wall

30

SEC.

South Mountain Creek

SEC.

SEC.

20

SEC.

14

SEC.

T. 7 S.
R. 4 W.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

State of Idaho

License and Certificate of Water Right

Water License No. 14367Amount 0.8 sec. ft.Water District No. 59Priority 9-24-19

THIS IS TO CERTIFY that Charles Wall
of Jordan Valley, Oregon, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 24, 1919; that Permit No. 14367
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.2 second feet, was issued thereunder on November 15, 1922, showing that said works
were completed on the 19th day of October, 1922; and that on the 20th
day of October, 1924,

Charles Wall

of Jordan Valley, State of Oregon, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of South Mountain
Creek, a tributary of Jordan Creek, for the purpose of irrigation and
domestic use, under Use Permit No. 14367 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of
Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in
Volume 6 of Licenses, at page 3286, on the 29th day of July, 1925;

The right hereby confirmed dates from September 24, 1919;

The Point of Diversion is located
in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Tp. 7 S., R. 4 W., B. M., Owyhee County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	4 W.	18	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	15
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	10
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	10
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	5
					Total 40 acres

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 29th day of July, 1925

W. G. SWENDSEN
Commissioner of Reclamation.

(SEAL)

55 2100

State of Idaho
License and Certificate of Water Right

Water License No. 9109Amount 0.8 sec. ft.Water District No. 65Priority 3-4-1914

THIS IS TO CERTIFY that W. C. Holley and David Sanders
of Rexburg, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 4, 19 13; that Permit No. 9109
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
25 second feet, was issued thereunder on October 27, 19 19, showing that said works
were completed on the 12th day of February, 19 18; and that on the 30th
day of March, 19 25.

W. C. Lang
of Los Angeles, State of California, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Camas Creek
and Sandhole Creek, a tributary of to Mud Lake, for the purpose of irrigation and
domestic use, under Use Permit No. 9109 of the State Engineer
and that said right to the use of said waters has been perfected in accordance with the laws of
Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in
Volume 6 of Licenses, at page 3285, on the 27th day of July, 19 25;

The right hereby confirmed dates from March 4, 19 14;

The Point of Diversion is located
in the NW 1/4 SE 1/4, Sec. 35, Tp. 7 N., R. 35 E., B. M., Jefferson County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>6 N.</u>	<u>35 E.</u>	<u>2</u>	<u>NE 1/4 NE 1/4</u>	<u>40</u>	<u>40</u>

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 27th day of July, 19 25

W. G. SWENDSEN
Commissioner of Reclamation.

(SEAL)

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

55-2100

Application No. 20380
 Permit No. 14367
 District No. 54

1. Name of Applicant: **Charles Wall.**

Postoffice address: **Jordan Valley**

County:

State: **Oregon.**

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) 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. Quantity of water claimed: **one and 2/10** cubic feet per second.

3. Source of water supply: **South Mountain Creek** which is a tributary of **Jordan Creek.**

4. Location of point of diversion: _____ feet distant from the
 corner of Section **19**, T. **7 S.**, R. **4 W.**, B. M., and is in the **SE $\frac{1}{4}$** of **NW $\frac{1}{2}$**
 of Section **19**, T. **7 S.**, R. **4 W.**, B. M., County of **Owyhee.**

5. Water is to be used for: **Irrigation.**

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: _____ feet distant from _____ corner of Section _____

T. _____, R. _____, B. M., in the _____ of Section _____, T. _____, R. _____, B. M.

(b) Amount of power generated: _____ H. P., under _____ feet head.

(c) Water is to be returned to _____ at a point _____ feet

distant from the _____ corner of Section _____, T. _____, R. _____, B. M., in the
 of Section _____, T. _____, R. _____, B. M.

7. Estimated cost of works: \$ **500**

8. Kind of works: **Dam & ditches.**

9. Height of dam **3** feet; length of dam at top **12** feet; length of dam at bottom **8**
 feet; material used in dam **Rock & earth.**

10. Size of headgate: Width **2** feet; height **1** feet.

11. Ditch: Width at bottom **2** feet; width at water line **3** feet; depth of water **1**
 feet; dimensions of flume

Diameter of pipe _____ inches; length of conduit **1 $\frac{1}{4}$** miles.

Average grade per mile **15** feet.

12. The time required for the completion of such work is **3** years.

13. The time required for the complete application of the water to the proposed use is **2** additional years.

14. The land to be irrigated is described in the following tabulation: **See Remarks.**

15. (a) Is reservoir to be used? **No.** If so, fill in (b) and (c) below.
 (b) Name of reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Charles Wall Applicant.

By

Agent.

Commissioner of Reclamation

Date of first receipt at office of ~~State Engineer~~ 11:15 A. M. Sep. 24, 1919.

Returned to applicant for correction Sep. 27, 1919.

Corrected application received Oct. 25, 1919.

COMMISSIONER OF RECLAMATION
APPROVAL OF STATE ENGINEER

The number of this permit is 14367

Recorded in Book 51 Page 14367 Approved October 31, 1919.

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 **December 30, 1919** 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 1, 1921.

The whole of said work to be completed on or before **October 31, 1922.**

Beneficial use of water appropriated in accordance herewith, to be made on or before **October 31, 1924.**

Witness my hand this **31st** day of **October, 1919.**

W. G. Swendsen

State Engineer.

Commissioner of Reclamation.

Remarks :

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Total
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7 S.	4 W.	18	15				10				10				25				60
Government land. ----- Proof of Completion of Works made October 19, 1922. Certificate of Completion of Works issued November 15, 1922. Permit No. 14367 CERTIFICATE OF COMPLETION OF WORKS To All Whom It May Concern: This is to certify that Charles Wall of Jordan Valley, County of Malheur, and State of Oregon, the holder of Permit No. 14367, issued upon Application No. 20380, bearing date of priority of September 24, 1919, authorizing the diversion of 1.2 second feet of the waters of South Mountain Creek, County of Owyhee, State of Idaho, for irrigation 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 1.2 second feet of the waters of South Mountain Creek; that the point of diversion of said waters is in the SE¼ of the NW¼ of Section 19, Township 7 South, Range 4 West, B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW¼ NE¼, SE¼ NW¼, NE¼ SW¼ and NW¼ SE¼ Sec. 18, Twp. 7 S., R. 4 W., B. M. Witness my hand this 15th day of November, A. D. 1922. W. G. SWENDSEN, Commissioner of Reclamation By: Geo. H. Carter, Assistant																			
License 12111 1.2 second feet. Page 3286																			

September 4, 1925

Re: Permit No. 14367

Mr. Chas. Wall
Jordan Valley, Oregon

Dear Sir:

You are advised that under date of July 29, 1925, License issued under Permit No. 14367 and receipt for fees in the sum of \$8.00, were mailed to Judge R. H. Leonard, Silver City, Idaho.

On the same date a certified copy of the License was mailed to the United States Land Office, Boise, Idaho.

Very truly yours,

W. G. SWENSON
Commissioner of Reclamation

By
Chief Clerk

E.

14367

14364
14350

Jordan Valley
Ore.
Aug. 31-25-

W. G. Svendsen -

Borie -

Dear Sir -

On July 27th I sent
you a money order
for Eight dollars, for
water license, and have
recieve no acknowledgment
of same. Would I be to hear
from you in regard to the
matter.

Yours Truly
Thos. Wall
Jordan Valley
Oregon.

5406

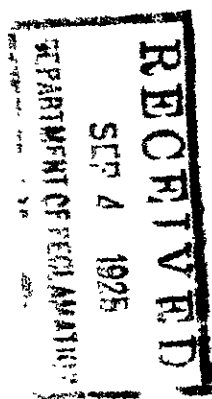
14367

10082 July 29, 1925

to Judge R H Leonard
Silver City - N.M.

cc: U.S. Land
office - Boria

14367- Chas Hall



July 29, 1925

Re: Permit No. 14367-Charles Wall

Judge R. H. Leonard
Silver City, Idaho

Dear Sir:

Enclosed you will find Water License issued under the above numbered permit, together with receipt for fees paid.

We are today mailing certified copy of this license to the U. S. Land Office at Boise, per your request.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

CB: EX
Encl.

14367

July 25, 1925.

Re: Permit No. 14367-Charles Wall

Mr. R. N. Leonard
Probate Judge
Silver City, Idaho

Dear Sir:

Referring to your letter of the 22nd instant, would say that on July 8, 1925, a letter was mailed to Mr. Wall addressed to Jordan Valley, Oregon, advising him that, upon receipt of fees in the sum of \$8.00 license would be issued him for 0.8 second feet of water under the above numbered permit. As yet we have received no reply from Mr. Wall, hence the license has not been issued. As soon as the required fees are in the license will be issued and a certified copy mailed to the U. S. Land Office at Boise.

The money order for \$1.25 is being held until the fees are received and license issued.

Very truly yours,

W. C. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:EK

14367

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

July 22, 1935.

Re: Permit No. 14367.
Charles Wall.

Hon. W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Enclosed find P. O. money order for \$1.25, for which please make, and file in the U. S. Land Office, at Boise, Idaho, certified copy of Water License, under above Permit, if same has been issued, in support of final proof of Charles Wall on his desert land entry, which has just been submitted. If Water License cannot be issued within the next thirty days, please file, in said land office, a certificate, showing that Charles Wall has complied with all the requirements of your office, to date, with respect to perfecting his water title, and oblige,

Very truly yours,


Probate Judge.

14 367

July 8, 1925.

Re: Permit No. 14367

Mr. Chas. Wall,
Jordan Valley, Oregon.

Dear Sir:

we are just in receipt
of the report of the Examining Engineer
on proof of beneficial use of water
under the above numbered permit. Upon
receipt of fees in the sum of \$8.00,
license will be issued you for .8 of a
second foot of water, being an inch to the
acre for the forty acres of land found
under cultivation and irrigation.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

14 367

By _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 14367This proof is for Beneficial UseIn Water District No. 59

1. Name of applicant: Chas. Wall
2. Source of water supply: South Mountain Creek
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 19
T. 7 S R. 4 W.B.M. County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same: Diversion is by Rock & earth dam 3 ft high, 20 ft long. Head gate is a culvert box 2' wide x 1' deep x 20' long. ditch is 2 1/2' wide x 1' deep & about 2 miles in length

5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes

List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Twp. 7 S., R. 4 W.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Owyhee River

Remarks: _____

This examination was made on the 25th day of June 1925

14367

(Signed)

Fred L. Johnson
Examiner.

Chas. Wall, Jordan Valley, Ore.

Permit No. **14367**

Examination for **Beneficial Use**

County **Owyhee**

INSTRUCTIONS TO EXAMINERS

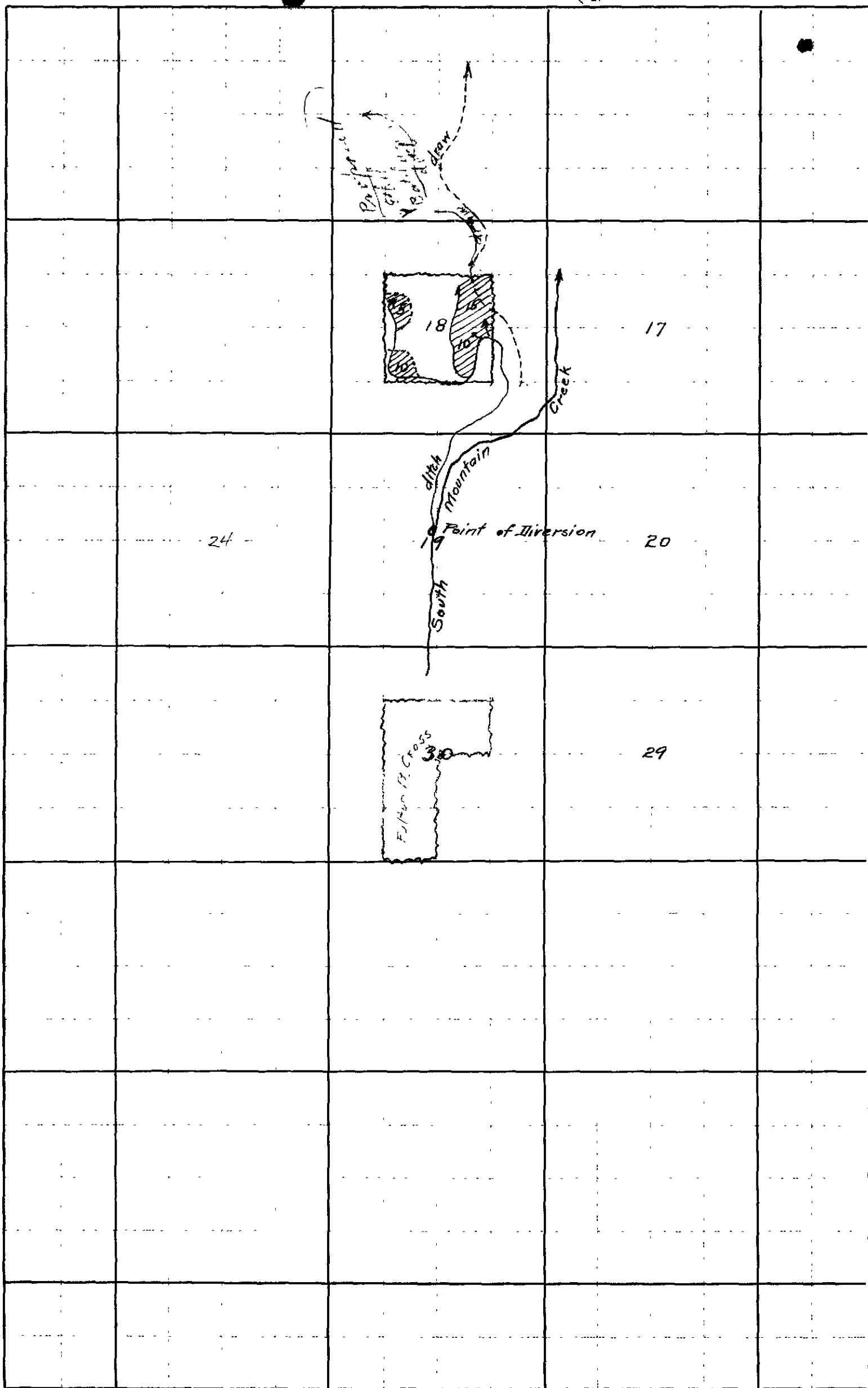
- 1 Always carefully note the location of the point of diversion, and accurately plat same
 - 2 When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 - 3 Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads
 - 4 If any unusual conditions are discovered, make a plain statement of them under remarks.
 - 5 Always see the holder, if possible, and go over the whole ground with him, and make your report *only upon actual* existing facts and conditions.
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____



• PROOF OF PUBLICATION

STATE OF IDAHO }
County of Owyhee }

I, CHARLES A. HACKNEY, being first duly sworn, depose and say that I am the publisher of the OWYHEE AVALANCHE, a newspaper of general circulation, published weekly at Silver City, County of Owyhee, and State of Idaho, and the annexed Notice was published in said paper once each and every week for four consecutive weeks, the first publication being on the 19th day of September, 1924 and the last publication being on the 10th day of October, 1924 and that said OWYHEE AVALANCHE has been published continuously and uninterruptedly in said county during a period of seventy-eight consecutive weeks prior to the first publication of the attached notice.

Charles A. Hackney

Subscribed and sworn to before me this 13th day of

October, 1924

W. G. Swendsen
Notary Public.

Permit 14367 Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 A. M. on the 20th day of October, 1924, at Jordan Valley, County of Malheur, State of Oregon, before H. W. Gahan, U. S. Commissioner, proof will be submitted of the application to beneficial use of 1.2 cubic feet per second of the waters of South Mountain creek in accordance with the terms and conditions of Permit No. 14367 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Charles Wall, Jordan Valley, Oregon.

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

The amount applied to beneficial use is 1.2 cubic feet per second.

The place where said water is used is the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 18 Township 7 south, Range 4 west, Boise Meridian.

The date of the priority which said user is prepared to establish is September 24, 1919.

W. G. SWENDSEN.

Commissioner of Reclamation.

First publication September 19

Final publication October 10

14367

October 23, 1924

Re: Permit No. 14367

Mr. Charles Wall
Jordan Valley, Oregon

Dear Sir:

We are in receipt of depositions of yourself and witnesses in the matter of proof of beneficial use of water under the above numbered permit. As soon as the examination can be made by our engineer and the report filed, you will be further advised as to fees due in the matter. There also will have to be filed the Affidavit of Publication from the Silver City Avalanche.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

14 367

Jordan Valley, Oregon,

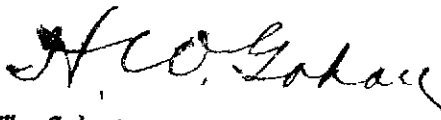
W. G. Swendsen.

Boise, Idaho

Dear Sir; Find enclosed the affidavit required in the Chas. Wall, proof of Water right made out before me on the 20th of October.

The proof of publication was made in the Avalanche at Silver City and the publisher failed to send the Affidavit her and suppose he will forward it to your office in time.

Respectfully,


H. W. Gahan.

14367

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 14367

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Charles Wall, age 60 years
Jordan Valley, Oregon

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

Ans. Am acting on behalf of myself alone

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

Ans. Permit No. 14367 Priority September 24, 1919 Permit dated November 15th, 1922

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

Ans. South Mountain Creek. Water diverted from creek near south line
of the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 19T. 7. S., Range 4 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. Dam three feet high 12 feet wide on top across the creek with 2 foot
head gate and canal one and one quarter mile long known as the Wall ditch
Will convey one and two tenths cubic feet of water per second.

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 cultivate or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. For irrigation In SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 18 ten acres: In SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 18 about 5
acres: In NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18 about ten acres and in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 18 about 15
acres. Meadow land sowed to timothy, cleared of rocks and sage brush and cut
in average year about two tons of hay to acre

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

Ans. For irrigation and domestic purposes only.

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

Ans. One and two tenths 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. Am the person to whom original permit was issued.

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

Ans. During the monts. of May, June and July of the years 1923 and 1924

flooding the land. Used full amount when available.

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 right claimed thereunder.

Ans. No other water has been used on the land described and no other right

to water is available for use on said land.

(Sign) Charles Wall

I hereby certify that the foregoing testimony was read to the above subscribed 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 Jordan Valley, County of Malheur

Oregon
State of Oregon this 20th day of October A. D. 19 24

J. W. Graham

U. S. Commissioner

14367

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 14367

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. John M. Morgan, age 62, Jordah Valley, Or. egon

occupation rancher.

Ques 2 Are you acquainted with Charles Wall, the

holder of Permit No 14367? How long have you known him and where does he reside?

Ans. Twenty Years, On ranch in Owyhee County, Idaho.

Have known him about twenty years.

Ques. 3. Have you read or heard read said Permit No 14367, 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 South Mountain Creek. Near south line of SE 1/4 NW 1/4 Sec. 19, T. 7

south. Range 4 West, B. M. Dam across the creek headgate and canal

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. One and two tenths cubic feet per second. Have seen this amount in canal.

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.

Irrigation. SE 1/4 NW 1/4 Sec. 18, about twenty acres, in SW 1/4 NE 1/4 Sec. 18 about ten

acres; In NW 1/4 SW 1/4 Sec. 18 about 15 acres and in NW 1/4 SE 1/4 Sec. 16 about twenty

acres. Part cultivated and part natura meadow, the cultivated land has been sown to timothy the waste water going over the natural land making feed for stock

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

Ans. Used for irrigation and domestic uses only.

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. Character of land gravel subsoil ans sand top. At least an inch to the acre.

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. During the Month of May, 1923 saw the ditch running full of water

(Sign) John M. Morgan

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 be-

fore me in Jordan Valley, County of Malheur, State of Ore
Oregon on this 20th day of October, A. D. 1924

[Signature]
U. S. Commissioner

Notary Public

My commission expires

14367

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 14367

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. James B. McWhirter, age 64, Address, Jordan Valley, Oregon, Occupation
prospector.

Ques. 2. Are you acquainted with Charles Wall, the
holder of Permit No. 14367? How long have you known him and where does he reside?

Ans. Yes. 26 years. In Owyhee county, Idaho.

Ques. 3. Have you read or heard read said Permit No. 14367, 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. South Mountain Creek, near south line of SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19, T. 7, S.
R. 4 east, B. M. Dam, headgate and canal.

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. At least one and two tenths second feet and have this amount being
conveyed.

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. Used on SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 18, 15 acres; SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18

about five or six acres. NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18 about 15 acres; and in NW $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 18 about fifteen acres.

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

Ans. Used for irrigation and domestic purposes only.

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. Sandy loam with gravel sub soil. At least an inch to the acre
to get the best results.

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 the spring of 1923. Seed the ditches with water running in the

(Sign) James B McWhorter

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 Jordan Valley, County of Malheur, State of Ore
Oregon on this 20th day of October A. D. 19 24.

Hev
U. S. Commissioner Notary Public

My commission expires.....

14367

RECORDED
6722 124

Jordan Valley, Ore

Oct 16, 1924.

I. H. Mack

Reclamation Com

Boise Idaho

Dear Sir. Just learned that proof of water
right for the Chas Wall land is to be made
before me on the 20th of Oct. and have no
blanks on hand to make said proof. Please
forward the blank and some instructions
as have never made this kind of a
proof before

Respt

H. W. Graham

W. J. Carr

14367

State of Idaho

DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS
~~AND~~
AND
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

October 16, 1924.

~~Emerald Wall,~~

c/o H. W. Gahan,

U. S. Commissioner,
Jordan Valley, Oregon.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of completion of ~~works~~ and beneficial use of water under Permit No. ~~14367~~ ~~14367~~

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 rights:

1. On ~~October 20, 1924~~ ~~one~~ ~~October 20, 1924~~, the date set for proof, the enclosed forms (~~one~~ for permit holder and two each for two disinterested witnesses) should be filled out and sworn to, at ~~Jordan Valley, Oregon~~ before ~~H. W. Gahan, U. S. Commissioner.~~

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

W. G. SWENDSEN,

Commissioner of Reclamation.

14367

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

DATE **Sept. 6, 1924.**

The Avalanche,
Silver City, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to
- **October 20, 1924** , the date set for proof. the expense of the publication to be paid
by the applicant, - **Charles Wall, of Jordan Valley, Oregon** , to whom you should
furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of the notice and furnish this office with a copy of the first publication.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

14 367

August 7, 1924.

Re: Permit No. 14367

Mr. Charles Wall,
Jordan Valley, Oregon.

Dear Sir:-

Referring to your notices for proof of beneficial use of water under the above permit, received today, would say that the notice is required to be published in the county in which the lands to be irrigated are located. The notice will, therefore, be mailed to the Silver City Avalanche instead of to the Jordan Valley Express. The copy will be sent to the paper in time for the required five publications prior to the date set for proof, October 20.

Deposition blanks, one for the holder and one each for two witnesses, will be mailed to the U. S. Commissioner at Jordan Valley.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

14 367

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 31 1924.
(P. O.) Jordan Valley, Oregon.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Jordan Valley Express of Jordan Valley, Ore., published in Wasco, the county in which the works are situated. Silver City, Idaho.

Charles Hall

(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.

14367

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 20th day of October, 1924
at Jordan Valley, County of Malheur, State of Idaho,
before H. W. Graham, U. S. Commissioner, proof will be submitted
of the application to beneficial use of One 7/10 cubic feet per second of the
waters of South Mt Creek in accordance with the terms and conditions of
Permit No. 14367 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

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

Mr Chas Wall, Jordan Valley Oregon

The use to which said water has been applied is

Irrigation

The amount applied to beneficial use is

one 7/10 cubic feet

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) S 1/4 NE 1/4, SE 1/4 NW 1/4, NE 1/4 SW 1/4, and
NW 1/4 SE 1/4, Sec 18, Twp 7 S, Range 4 W, B. M.

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

is Small ditch

The right to take water from such works is held under Permit No. 14367

The source of supply from which such water is diverted is

South Mt Creek
tributary of Jordan Creek

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

Sept 24 1919

W. G. Standeen

Commissioner of Reclamation.

14367

82 m - 19-73-422
- 59 -
✓ anyone

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

July 1, 1924.

Mr. Charles Wall,
Jordan Valley, Oregon.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 14367 ..., 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 date it is submitted.

Yours truly,

W. G. SWENDSEN.
Commissioner of Reclamation.

14367

November 17, 1922

Re: Permit No. 14367.

Mr. Charles Wall,
Jordan Valley, Oregon.

Dear Sir:

We are inclosing herewith Certificate of
Completion of Works, issued under the above numbered
Permit, together with receipt for fees.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation

By
Chief Clerk.

Encls. 2.

14367

November 9, 1922.

Re: Permits Nos. 14350-14367

Mr. Chas. Wall,
Box 301,
Jordan Valley, Oregon.

Dear Sir:-

Referring to your letter of the 6th inst., relative to the above permits, would say that Permit No. 14367 seems to be the right under which you have been operating, as you say the point of diversion and land list are both correct, and correspond to your affidavit for proof filed. I would suggest, therefore, that you relinquish permit No. 14350 in order that the two may not be again confused at the time proof of beneficial use is made. The enclosed form of relinquishment should be signed and returned together with the permit and the records can then be cleared.

The certificate of completion of works will be issued under Permit No. 14367 and mailed to you, together with receipt for fees paid.

Very truly yours,

J. G. SKIDGEM,

Commissioner of Reclamation.

14367

Jordan Valley Oregon
Apr. 6-22.

W. G. Swendsen.

Com. of Rec.
Boise Idaho.

Dear Sir -

I am enclosing both permits
no. 14350 & no. 14367.

I never noticed that the permits had
different No's. supposed it was all
one and the same permit, corrected.

I was in Boise and made
application for permit. on Sept 24. 1919

The next day Sept 25 1919 Had
Daniel A. Dunning make out
the papers for my desert entry, and
guess he made application for
a water right although I did not
understand he would do so
so guess that is the way the

November 2, 1922.

Re: Permit No. 14367.

Mr. Charles Wall,
Jordan Valley, Oregon.

Dear Sir:-

In checking the records of the above permit I find that the lands described therein are just as given in our letter to you dated October 23, but your earlier permit, No. 14360, describes just the land described in your proof. Both permits call for 1.2 second feet of the waters of South Mountain Creek and, with the exception of this one forty, both cover the same land. As there is no amendment of record under Permit 14367, correcting the lands, I am wondering if you have not the two permits confused. I would say, however, that a license could not be issued under each permit for an inch to the acre for the same lands. Please ascertain whether or not you have intended to offer proof under Permit 14350 and not 14367.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By

Chief Clerk.

14367

Permit No. 14367STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF ^{Oregon} IDAHO, }
County of Malheur } ss.Charles Wall, 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. 14367, and that his postoffice address is Jordan Valley State of Oregon.

Second: That the name of the stream from which said water is to be diverted is

South Mountain Creek which is a tributary of Boise RiverThird: That the point of division of said water is SE 1/4 NW 1/4 Sec 19T. 7 S. R. 14 W., Boise MeridianFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Oct 22, 1922.Fifth: That the use for which said water is intended is Irrigation & 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: Ditch & Dam
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam 2 feet, length of dam at top 15 feet, length of dam at bottom 12 feet. Material used in constructionearth & stone

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir.....acre feet.

(c) Size of headgate: Width 2 feet, height 1 feet.(d) Conduit ditch width at bottom 2 feet, width at water line 3 feet, depth of water 1 feet; diameter of pipeinches, average grade per mile is 15 feet. Length of conduit is 1 3/4 miles.

Seventh: That said works are capable of conducting to the place of intended use.....second feet of water.

Eighth: That water appropriated under said permit is available for 60 acres of land described as follows: In Sec 10 1/4 NW 1/4 15 acres; In Sec 10 1/4 NE 1/4 10 acres; in NE 1/4 SW 1/4 10 acres; in NW 1/4 SE 1/4 25 acres in Sec 18 T. 7 S. R. 14 W. Boise Meridian

Ninth: Remarks: That.....

Subscribed and sworn to before me this 19th day of October, 1922.Charles Wall
(Sign here)J. Eldon
Notary Public for Oregon

My commission expires.....

Jordan Valley Ariz
Oct 30 22

Mr. W. L. Swendsen.
Commissioner of Reclamation.

Dear Sir —

In regard to your letter about
the correction in the proof of
completion of work, the point
of diversion should have been

NE $\frac{1}{4}$ of NW $\frac{1}{4}$ ^{sec 19.} which is correct and is
the same as in the original permit.

I have made the correction on the
proof.

The land to be irrigated is correct
as described in the proof, except one
place, should be NE $\frac{1}{4}$ SW $\frac{1}{4}$, which I
have corrected and is now the same
as the original permit which I am
sure is correct.

14367

at the time the original permit
was made it was corrected and
I think the land you have described
in your letter was before the
correction was made.

4	4	
1	8	
4	4	

this shows the land irrigated,
in the center of section 18;

If it is not described right in
the proof please correct it.

Very Truly Yours,
Charles Wall
Jordan Valley
Oregon

14367

Box 301.

October 23, 1922.

Re: Permit No. 14367-

Mr. Charles Wall,
Jordan Valley, Oregon.

Dear Sir:-

In checking your affidavit for proof of completion of works with the record of the permit here I find that an error exists, either in the affidavit or the original permit, in the location of the point of diversion and also the list of lands to be irrigated. The point of diversion in the permit is described in the $SE\frac{1}{4}SW\frac{1}{4}$ Sec. 19, and the lands as in the $NW\frac{1}{4}NE\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$ & $NW\frac{1}{4}SE\frac{1}{4}$, Sec. 18, Twp. 7 S., R. W W., B.M.

I am, accordingly, returning herewith your affidavit for correction in this particular.

Receipt for fee of \$5.00 has been made and attached to the rest of the paper in this office.

Very truly yours,

H. G. SWENDSEN,

Commissioner of Reclamation.

By

Chief Clerk.

AH

14367

Oregon
Jordan Valley, Oct 19, 1922

W.G. Swendsen

Commissioner of Reclamation.

Boise, Idaho.

Dear Sir: Enclosed find proof of completion of diversion works
under permit # 14367.

Will you please send me for completion the proof of
application of the water to beneficial use, and oblige

Yours truly,

Charles Hall

PD Order #5 enclosed

14367

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. Charles Wall,
Jordan Valley, Oregon.

Boise, Idaho,
July 13, 1922.

Dear Sir:—

Under the terms of your permit No. 14367. you are required to complete your diversion works on or before Oct. 31, 1922. 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,

W. G. SWENDSEN.

Commissoner of Reclamation.

14 367

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 14367
Charles H.
Jordan Valley.
~~Idaho. Oregon~~
Dear Sir:

Boise, Idaho,

November 7, 1919

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.

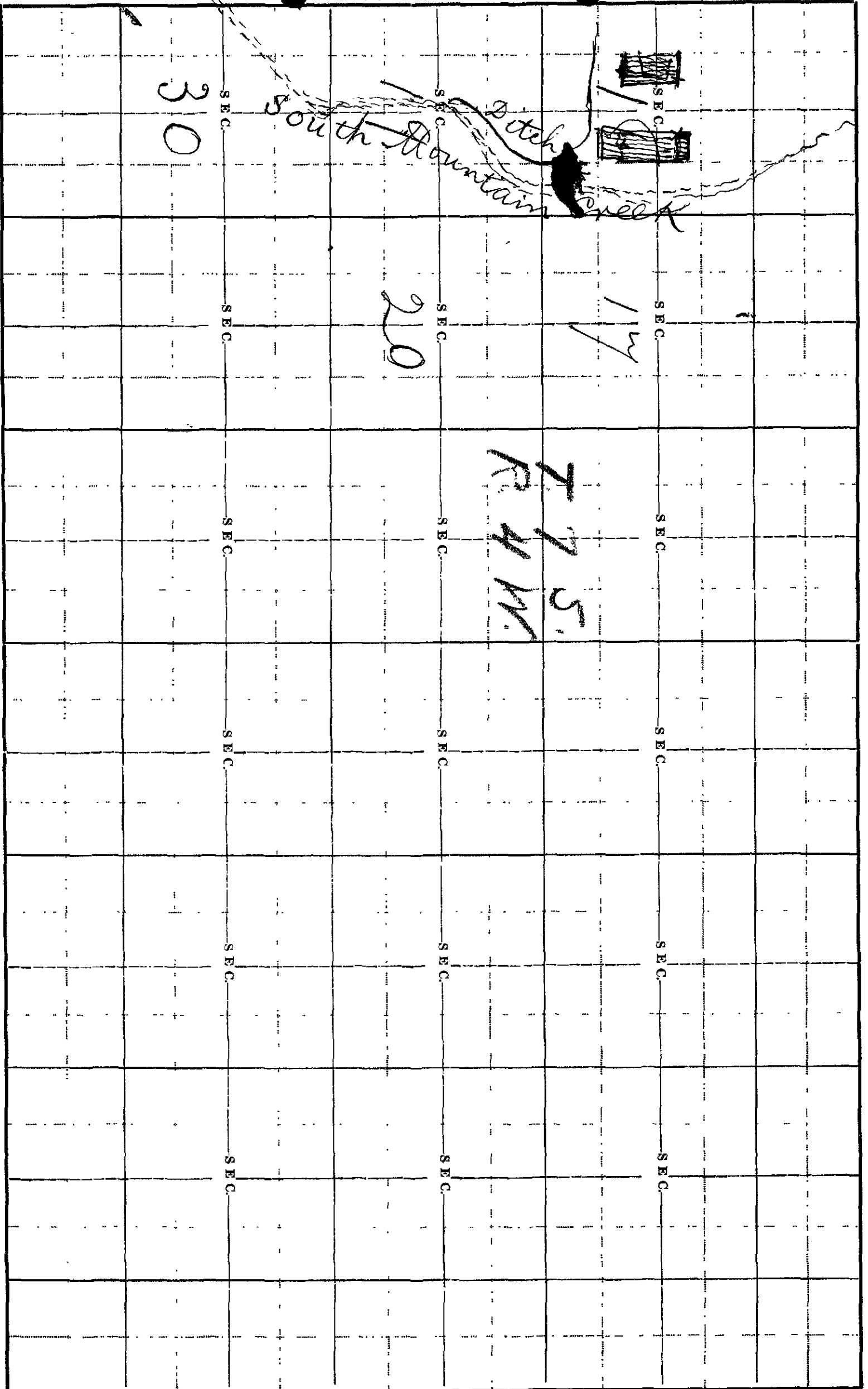
W. G. Swendsen.

Commissioner of Reclamation.

14367

NAME OF APPLICANT

John Wall



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

14367