

T30S., R46E.W.M.

T.6S., R.6W. B.M.

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SEC.

36  
26  
14 25  
orch.

← cultivated & irrigated land.

Long Tree Creek

Reservoir

Canal

Point of Diversion

23

State of Idaho  
License and Certificate of Water Right

Water License No. 11351Amount 273 ac. ft.Water District No. 54Priority 11-2-17

THIS IS TO CERTIFY that CLARA T. MAHER  
of Jordan Valley, Oregon, made application for a permit to appropriate the  
public waters of the State of Idaho, dated June 2, 19 15; that Permit No. 11351  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
and a Res. with impounding capacity of 273 acre feet  
4 second feet, was issued thereunder on June 3, 19 18, showing that said works  
were completed on the 9th day of May, 19 18; and that on the 17th  
day of February, 1922,

CLARA T. MAHER  
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 Lonetree Creek  
Feeder to Maher /<sup>reservoir</sup>, a tributary of                     , for the purpose of irrigation &  
domestic use, under Use Permit No. 11351 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 2947, on the 19th day of June, 19 22;

The right hereby confirmed dates from November 2, 19 17;

The Point of Diversion is located S. 70° W. 1280 ft. from  $\frac{1}{4}$  sec. cor. between  
in the  $\frac{1}{4}$   $\frac{1}{4}$ , Sec. 23 & 24 Tp. 6 S., R. 6 W., B. M.                       
County of Owyhee.

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 273 <sup>acre</sup> cubic feet per second. of storage.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                  | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |  |           |
|------|-------|------|-----------------------------------|----------------------------------|---------------------------------|--|-----------|
| 6 S. | 6 W.  | 11   | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | 36                               | 36                              |  |           |
|      |       |      | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 26                               | 26                              |  |           |
|      |       | 14   | NW $\frac{1}{4}$ NE $\frac{1}{4}$ | 25                               | 25                              |  |           |
|      |       |      | NE $\frac{1}{4}$ NW $\frac{1}{4}$ | 14                               | 14                              |  |           |
|      |       |      |                                   |                                  |                                 |  | Total 101 |
|      |       |      |                                   |                                  |                                 |  |           |

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 19th day of June, 19 22.

W. G. SWENDSEN.  
Commissioner of Reclamation.

(SEAL)

**State of Idaho**  
**License and Certificate of Water Right**

Water License No. 9680Amount 1.4 sec. ft.Water District No. 51Priority 9-26-13

THIS IS TO CERTIFY that **Effie M. Anderson**  
of **Rockwell, Oregon**, made application for a permit to appropriate the  
public waters of the State of Idaho, dated **September 26, 1913**; that Permit No. **9680**  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
**3.2** second feet, was issued thereunder on **October 17**, 19 **16**, showing that said works  
were completed on the **7th** day of **October**, 19 **16**, and that on the **5th**  
day of **November**, 1921,

**Effie M. Anderson**  
of **Homedale**, State of **Idaho**, made proof to the satisfaction of the  
**Commissioner of Reclamation** of Idaho, of the right to use the waters of **Jump Creek**  
, a tributary of **Snake River**, for the purpose of **irrigation**  
& domestic, under Use Permit No. **9680** 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 **2946**, on the **13th** day of **June**, 19 **22**;

The right hereby confirmed dates from **September 26**, 19 **13**;

The Point of Diversion is located  
in the **SE 1/4 NW 1/4**, Sec. **19**, Tp. **1 N.**, R. **5 W.**, B. M.  
County of **Owyhee**.

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 **1.4** cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                  | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|-----------------------------------|----------------------------------|---------------------------------|
| 1 N. | 5 W.  | 18   | NE $\frac{1}{4}$ SW $\frac{1}{4}$ | )                                | 20                              |
|      |       |      | SE $\frac{1}{4}$ SW $\frac{1}{4}$ | )                                | 35                              |
|      |       |      | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | )                                |                                 |
|      |       |      | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | )                                |                                 |
|      |       | 19   | NE $\frac{1}{4}$ NW $\frac{1}{4}$ | )                                | 15                              |
|      |       |      | Lot 1                             | )                                |                                 |
|      |       |      |                                   |                                  |                                 |
|      |       |      |                                   |                                  | Total 70                        |

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 **13th** day of **June**, 19 **22**.

**W. G. SWENDSEN.**

Commissioner of Reclamation.

(SEAL)

No. 16480.

APPLICATION FOR PERMIT  
To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Clara T. Maher

Postoffice address: Jordan Valley

County: Malheur

State: Oregon

I. If applicant is a corporation, give No.

(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 273 acre feet storage.

cubic feet per second.

3. Source of water supply: Lonetree Creek feeder to Maher Reservoir

4. Location of point of diversion: S 70° W - 1280 ft from 1/4 sec. cor. bet Secs. 23- 24,  
T. 6 S., R. 6 W.B.M.

County of Owyhee

5. To be used for: Irrigation and Domestic

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

(b) In the following legal subdivisions: 36 A. SE 4 SE 4, Sec. 11; 26 A. SW 4 SE 4 Sec. 11; 25 A. NW 1/4 NE 4 Sec. 14; 14 A. NE 4 NW 4 Sec. 14, T. 6 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: \$500.00

7. Description of works for diversion:

I. Kind of works: Reservoir, supplied by flood waters and feeder ditch from Lone tree Creek.

II. Dimensions of works:

(a) Height of dam 8 feet, length of dam at top 875 feet,

length of dam at bottom 126 feet. Material used in construction: Clay Loam

(b) Capacity of reservoir 273 acre feet. (c) Size of headgate, width 12" concrete/feet, pipe with gate valve

Height feet. (d) Conduit ditch width at bottom 3 1/2 feet,

width at water line 4 feet, depth of water 0.6 feet; diameter of pipe

inches; average grade per mile is 2.6 feet. Length of conduit 1/2 mile each, two

and crosses the following quarter sections: South ditch crosses NW 4 NE 4, NE 4 NW 4, Sec. 14; SE 4 SE 4, Sec. 11; North ditch crosses NE 4 NW 4, Sec. 14; SW 4 SW 4, SW 4 SE 4, SE 4 SE 4 Sec. 11, all in T. 6 S. R. 6 W. B. M. The Feeder Ditch begins in the NE 1/4 SE 1/4, Section 23, and flows across quarter sections as follows: NW 1/4 SE 1/4, SW 1/4 NE 1/4, SE 1/4 NW 1/4, NE 1/4 NW 1/4, NW 1/4 NE 1/4, Sec. 23; SE 1/4 SW 1/4, SW 1/4 NW 1/4, NW 1/4 SW 1/4, NE 1/4 SW 1/4 and empties into the Reservoir in the SE 1/4 NW 1/4, all in Section 14, T. 6 S. R. 6 W. B. M.

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

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

Clara T. Maher.

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9:00 A M June 2-1915.

Returned to applicant for correction June 10, 1915.

Corrected application received June 17, 1915.

### APPROVAL OF STATE ENGINEER

The number of this permit is 11351

Recorded in Book 38 Page 11351 Approved July 17, 1915.

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 September 16, 1915 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 July 17, 1916.

The whole of said work to be completed on or before July 17, 1917.

Beneficial use of water appropriated in accordance herewith, to be made on or before July 17, 1918.

Witness my hand this 17th day of July, 1915.

J. H. Smith,  
State Engineer.

#### Remarks:

The Reservoir is to be filled by flood waters and by a feeder ditch from Lone Tree Creek. This ditch heads in NE 4 SE 4 Sec. 23, T. 6 S. R. 6 W. B. M., flows across Sec. 23, in a Northerly direction, thru sec. 14 and empties into the Reservoir in the SE 4 NW 4 Sec. 14. The feeder canal is to be about one and one half miles in length, with bottom 3 1/2 ft., width at water line 4 ft. deep with average fall of 3.2 ft. to the mile. A portion of the reservoir will be in Oregon, but this land is covered with only about one foot of water. The water in the reservoir is to be raised five feet or to within three feet of the top of the dam. Dam to be rip rapped on water side. Outlet to reservoir bears S 44° W - 1200 ft. from 1/4 Sec. Cor. bet. Secs. 11 & 14 - T. 6 S. R. 6 W. B. M.

#### EXTENSION OF TIME

Upon proper request of Clara T. Maher, holder of Permit No. 11351, I have this 26th day of July, extended the time for completion of works thereunder to the 17th day of July, 1918.

J. H. SMITH, State Engineer.

Proof of C.W. made 5-9-18

Permit No. 11351

#### CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that CLARA T. MAHER of Jordan Valley, County of Malheur, State of Oregon, the holder of Permit No. 11351, issued upon Application No. 16480, bearing date of priority of June 2, 1915, authorizing the diversion of two hundred seventy-three (273) acre-feet of the waters of Lonetree creek, in the County of Owyhee, State of Idaho, to be impounded and held in storage in a reservoir situated in the southeast quarter of Section 36, Township 30 south, Range 46 east of Willamette Meridian, and the northwest quarter of Section 14, Township 6 south, Range 6 West of Boise Meridian, in the County of Malheur, State of Oregon, and the 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, by the building and completion of a reservoir capable of impounding two hundred seventy-three (273) acre-feet of water; that the water so stored is to be diverted from said reservoir at a point which is S. 70° W. 1280 feet from the quarter corner between Sections 23 & 24, Township 6 south, Range 6 west of Boise Meridian, and conveyed to the place of use by means of canals or other conduits of sufficient capacity to deliver four (4) second feet of water to the place of intended use; that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: northeast quarter of northwest quarter (NE 1/4 NW 1/4), and northwest quarter of northeast quarter (NW 1/4 NE 1/4), Section 14; southwest quarter of southeast quarter (SW 1/4 SE 1/4) and southeast quarter of southeast quarter (SE 1/4 SE 1/4), Section 11, Township 6 south, Range 6 west of Boise Meridian.

WITNESS my hand this third day of June, 1918.

FRED A. WILKIE  
State Engineer of the State of Idaho

ASSIGNMENT OF WATER RIGHT

STATE OF OREGON       )  
                           ( ss.  
 County of Malheur    )

I, Clara T. Maher of Jordan Valley, (P. O. ) County of Malheur, State of Oregon, for and in consideration of One and no/100ths Dollars, and other valuable considerations, do hereby assign, transfer and set over unto Edward M. Maher of Jordan Valley, County of Malheur, State of Oregon, all my right, title and interest in and to certain waters acquired thru Application No. 16480, Permit No. 11351, issued by the State Engineer of the State of Idaho, and authorize the Commissioner of Reclamation to issue to the said Edward M. Maher or his assigns, water right license upon the completion of the appropriations, and compliance with the terms of the permit.

IN WITNESS WHEREOF, I have hereunto set my hand this 17th day of February, 1922.

Witnessed by:

Clara T. Maher

D. D. Joslyn

Received and filed for record in the Department  
 of Reclamation at Boise, Idaho, at 9:00 A. M.  
 March 31, 1922.

W. G. Swendsen  
 Commissioner of Reclamation.

License issued for 273 acre second feet

*Page 2947*

June 26, 1922.

Re: Permit No. 11351

Mrs. Clara T. Maher,  
Jordan Valley, Oregon.

Dear Madam:

We inclose herewith Water License issued  
under the above numbered Permit, together with re-  
ceipt for fees.

Very truly yours,

W. G. SWENDSEN,  
Commissioner of Reclamation.

Encls.

By                      Chief Clerk.

11351

Jordan Valley Ore  
June 13 1922

SW Swindler —

"has find enclosed

PB Order for \$8.00

Yours truly

Caro T. Swindler

June 5, 1922.

Re: Permit 11351.

Mrs. Clara T. Maher,  
Jordan Valley, Oregon.

Dear Madam:

The report of our examining engineer on beneficial use of water under the above numbered Permit is now on file in this office. Upon receipt of fees in the sum of \$8.00, license will be issued you.

Very truly yours,

W. G. SWENDSEN,  
Commissioner of Reclamation

CB:E

By  
Chief Clerk.

11351

## REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 54

1. State name of applicant and number of permit: Clara T. Maher - Permit 11351
2. State source of water supply: Lonetree Creek
3. Location of point of diversion: S. 70° W. 1280' from the 1/4 Cr. between Secs 23-24-  
T. 5 S., R. 6 W., B.M.
4. Describe works as they exist, giving dimensions and capacities of same:  
Feeder canal, 10' bottom, water depth 2', Capacity  
Reservoir dam 8' high, 985' long on top about 150' long on bottom  
Maximum Capacity of Reservoir about 415 Ac. Ft. - Dam built of  
earth - 2 Distributing ditches, each about 3/4 mile long 3' bottom  
12' water depth, Capacity 150 inches.
5. State whether or not water has been turned into works of diversion: Yes
6. Give exact location 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): NE 1/4 NW 1/4, NW 1/4 NE 1/4 Sec. 14; SW 1/4 SE 1/4 & SE 1/4 SE 1/4 Sec. 11, 6S-6W.  
Sec 14, NE 1/4 NW 1/4 - 14 Ac. cultivated  
" NW 1/4 NE 1/4 - 25 " "  
Sec 11, SW 1/4 SE 1/4 - 26 " "  
" SE 1/4 SE 1/4 - 36 " "
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? One
9. Give names and amount of each right: Clara T. Maher
10. What large stream would the water here appropriated finally reach? Owyhee River
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: Lonetree Cr. To Jordan Cr. To Owyhee River in Oregon.

Remarks:

This examination was made on the 21 day of May 1922

(Signed)

Geo B. Archibald

Examiner.

11351.

Clara T. Maher  
Jordan Valley

Permit 11351

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. 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.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. 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.

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

STATE OF IDAHO,

ss.

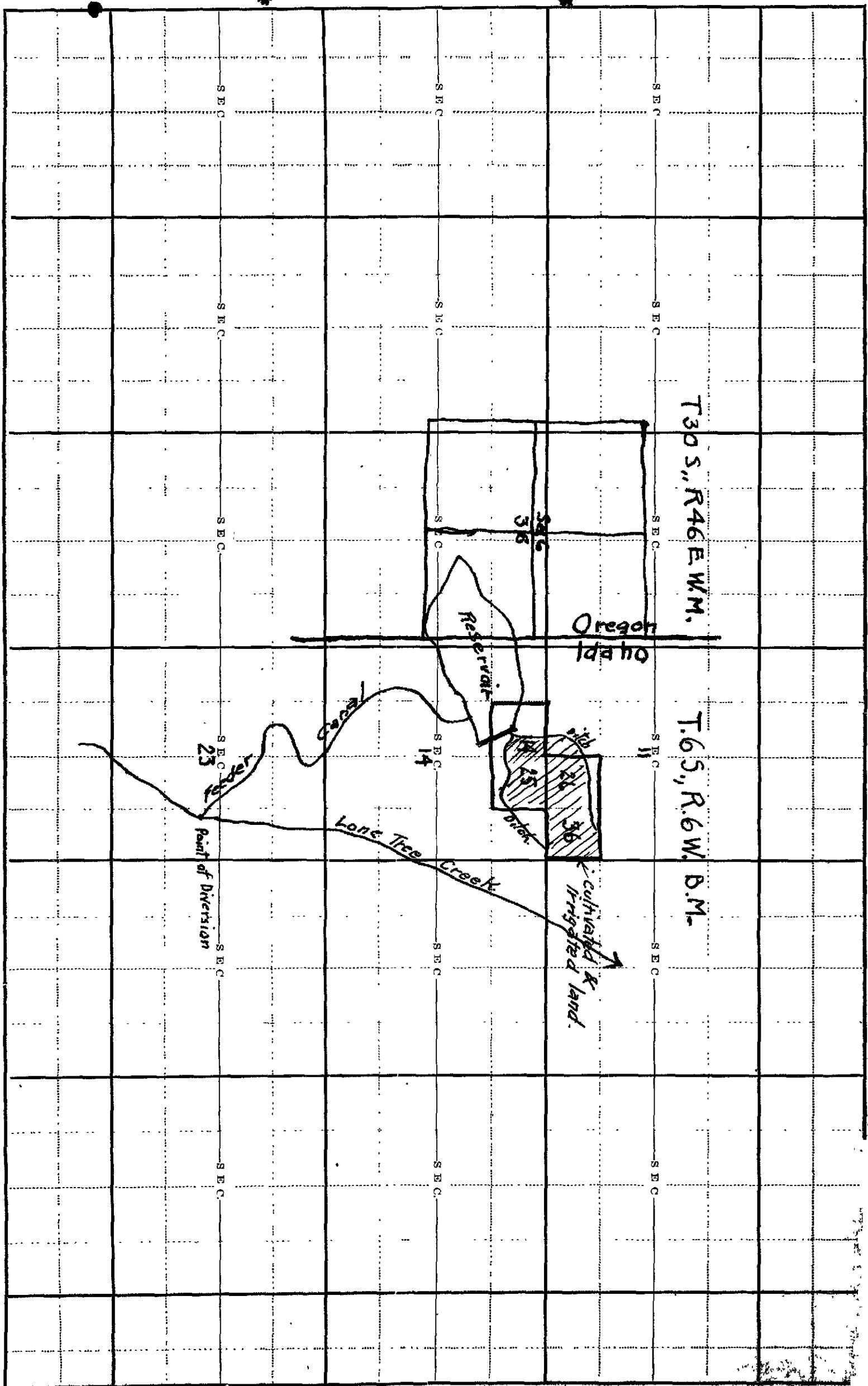
County of \_\_\_\_\_

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

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

My commission expires \_\_\_\_\_ Notary Public.

Clark Maher



April 1, 1922.

Re: Permit 11351-Edw. M. Maher.

Jordan Valley Engineering & Land Co.,

Jordan Valley, Oregon.

Gentlemen:

Referring to your letter of the 28th ult., would say that the assignment of water right under the above numbered Permit has been placed on record in this office and the original is herewith returned to you with receipt for recording fee.

I am also inclosing certified copy of the entire Permit, including the deed, with receipt for fees.

Very truly yours,

W. G. SWENDSEN,  
Commissioner of Reclamation

By

Chief Clerk.

Encls.

11351

Associate Member Portland Realty Board

# JORDAN VALLEY ENGINEERING & LAND CO.

GENERAL ENGINEERING AND SURVEYING, REAL ESTATE BROKERAGE  
RENTALS, LOANS, LAND SCRIP, GENERAL INSURANCE

D. D. JOSLYN, C. E., Manager

Jordan Valley, Oregon March 28th, 1922.

Commissioner of Reclamation,

Boise, Idaho.

Dear Sir:-

At the request of Mr. Edward M. Maher, we are forwarding you his check in the amount of \$2.00 (should same not be sufficient please advise) and ask that you please record the enclosed Assignment of water right (if same be in proper form, otherwise send us the proper blank) and also prepare a certified copy of Permit No. 11351, for us by Mr. Maher in connection with his application for a Right of Way over Public Lands for Reservoir and Canal'.

Please send certified copy to us at earliest possible date.

Very truly yours,

SF.

JORDAN VALLEY ENGINEERING & LAND CO.,

11351

## AFFIDAVIT OF PUBLICATION

### Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10:30 A. M., on the 17th day of February, 1922, at Jordan Valley, County of Malheur, State of Oregon, before D. D. Joslyn, U. S. Commissioner, proof will be submitted of the application to beneficial use of 273 acre-feet of the waters of Lonetree creek in accordance with the terms and conditions of Permit No. 11351 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person holding said permit are, Clara T. Maher, Jordan Valley, Oregon.

The use to which the water is applied is irrigation and domestic.

The amount applied to beneficial use is 273 acre feet.

The place where said water is used is the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 14, SW $\frac{1}{4}$  SE $\frac{1}{4}$ , and the SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 11, Township 6 south, Range 6 west, Boise Meridian.

The date of priority which said user is prepared to establish is June 2, 1918.

W. G. SWENDSON,

Commissioner of Reclamation

First publication January 20  
Last publication February 10

I, Charles A. Hackney, publisher of the  
OWYHEE AVA-LANCHE, a newspaper of general circulation, published  
weekly at Silver City, Owyhee county, Idaho, established, printed and  
issued regularly for more than seventy-eight weeks in said town and  
county before the first insertion of the notice of Proof of  
Application of Water, a copy  
of which is hereto attached, and which was published in the regular and  
entire edition of said newspaper and not in any supplement thereof for  
a period of Four consecutive weeks, beginning with  
the issue of January 20, 1922 and ending with  
the issue of February 10, 1922.

Charles A. Hackney

Subscribed and sworn to before me this 13<sup>th</sup> day  
of February, 1922.

R. A. [Signature]  
Probate Judge.

March 1, 1922.

Re: Permit No. 11351.

Mrs. Clara T. Maher,  
Jordan Valley, Oregon.

Dear Madam:-

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. These will be placed on file pending the examination by our engineer later in the season, at which time you will be further advised as to fees required before issuing license.

There also remains to be filed the affidavit of publication from the Oryssa Avalanche.

Very truly yours,

L. J. SWENSON,

Commissioner of Reclamation.

By  
Chief Clerk.

11351

Associate Member Portland Realty Board

# JORDAN VALLEY ENGINEERING & LAND CO.

GENERAL ENGINEERING AND SURVEYING, REAL ESTATE BROKERAGE  
RENTALS, LOANS, LAND SCRIP, GENERAL INSURANCE

D. D. JOSLYN, C. E., Manager

**Jordan Valley, Oregon**

February 17th, 1928.

Mr. Geo. B. Archibald,  
Assistant Commissioner of Reclamation,  
Boise, Idaho.

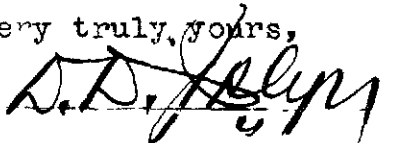
Dear Sir:-

Herewith three depositions in connection with the  
'Proof of Appropriation' to beneficial use by Clara T. Maher  
under Permit No. 11351.

Should it result that I could be of further service  
to your department in making a report on this project, I would be  
pleased to do so.

Very truly, yours,

SF,

  
D. D. Joslyn

11351

PERMIT NO. 11351**Proof of Application of Water to Beneficial Use****Deposition of Holder**

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

Ans. Clara T. Maher, age 28 years, occupation rancher, P. O. 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. No.

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

Ans. Permit No. 11351, date of priority May 16th, 1915.

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

Ans. Source of water supply, Lone Tree Creek, point of diversion within NE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 23, T. 6 S., R. 6 W., B. M. Point of diversion from Reservoir within NE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 14, T. 6 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. Water is diverted from Lone Tree creek by means of a feeder canal of dimensions as follows: 10 ft. wide bottom, 16 ft. wide at water line, 2 ft. deep, .052 ft. fall per 1,000 ft. Water is stored in the reservoir, which has a capacity of 414.54 acre feet. About 250 acre feet are available for actual irrigation, with allowances made for evaporation and seepage.

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 improvement which have been made as a direct result of said use.

Ans. Water is used for irrigation, the following areas having been irrigated: Sec. 11, SE $\frac{1}{4}$ SE $\frac{1}{4}$  36 A., SW $\frac{1}{4}$ SE $\frac{1}{4}$  25 A.; Sec. 14, NW $\frac{1}{4}$ NE $\frac{1}{4}$  25 A., NE $\frac{1}{4}$ NW $\frac{1}{4}$  14 A. All the land has been plowed and cultivated for the past five years and some excellent crops of grain produced. None of the land is in natural meadow and all of same is planted to grain at this time.

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

Ans. None.

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

Ans. About one miner's inch is required for each acre to be irrigated.

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. I am the original permit holder.

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

Ans. In 1916 I irrigated about 30 acres of land, in 1917- 30 acres, in 1918- 64 acres, in 1919- 100 acres, in 1920- none on account of damage done by flood to my irrigation system, 1921- 100 acres. During each year, I have used at least one miner's inch to the 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 right claimed thereunder.

Ans. No other water has been used on the lands above described, but the overflow and waste water from the said lands have been used on lands below together with a direct water right from Lone Tree Creek.

(Sign) D. D. J. J. J.

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person<sup>er</sup> she represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Jordan Valley County of Malheur State of Oregon ~~1922~~ on this 17th day of February 1922.

D. D. J. J. J.  
UNITED STATES COMMISSIONER  
DISTRICT OF OREGON

11361



Permit No. 11351

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

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

Ans. Edward M. Maher, age 38 years, occupation farmer, R. O.

Jordan Valley, Oregon

Ques. 2. Are you acquainted with Clara T. Maher, the holder of Permit No. 11351? How long have you known him and where does he reside?

Ans. I have known Clara T. Maher 20 years. She resides in

Jordan Valley, Oregon in Winter and in Owyhee Co., Idaho, in summer.

Ques. 3. Have you read or heard read said Permit No. 11351, 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. Source of water supply Lone Tree Creek, point of diversion within NE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 23, T. 6 S., R. 6 W., B. M. Point of diversion from reservoir within NE $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 14, T. 6 S., R. 6 W., B. M. Water is conveyed into reservoir by means of a feeder canal, 10 ft. wide on bottom, 16 feet at water line, 2 feet deep, fall .052 feet per 100 ft. Diverted from reservoir to land by canal 5 ft. wide on bottom, 6.5 ft. at water line, 1.25 feet deep.

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. The supply canal from the reservoir will conduct 2 to 2.5 second feet of water to the land, and I have seen that amount of water used.

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. Water is used for irrigation, in amounts on subdivisions as follows:- Sec. 11, SE $\frac{1}{4}$ SE $\frac{1}{4}$  36 A., SW $\frac{1}{4}$ SE $\frac{1}{4}$  25 A.; Sec. 14, NW $\frac{1}{4}$ NE $\frac{1}{4}$  25 A., NE $\frac{1}{4}$ NW $\frac{1}{4}$  14 A. No natural meadow, all the land has been cultivated and planted to grain and several crops of grain and grain hay produced.

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

Ans. No.

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. The land to be irrigated is fairly level, the soil is a sandy loam containing considerable clay and requires not less than one miner's inch for each acre to be irrigated.

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 a community interest with my wife, Clara T. Maher. I built the irrigation works and own several hundred acres of land adjoining.

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. I have irrigated, cultivated and harvested crops from the land since 1916. In 1916 I first irrigated 30 acres of the land, and in 1919 and 1921 I irrigated over 100 acres from the system.

(Sign) Edward T. Maher

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, Oregon  
State of ~~Kxxx~~ on this 17th day of February A. D. 19 22.

W. D. Kelly  
UNITED STATES COMMISSIONER  
DISTRICT OF OREGON

~~My commission expires~~ X X X

Permit No. 11351

**Proof of Application of Water to Beneficial Use**

## DEPOSITION OF WITNESS

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

Ans. James F. Mills, age 38 years, occupation stockman, P. O.

address Fairylawn, Idaho.

Ques. 2. Are you acquainted with Clara T. Maher, the holder of Permit No. 11351? How long have you known her and where does he reside?

Ans. I have known Clara T. Maher for the last twenty years. She

resides in Section 12, T. 6 S., R. 6 W., B. M.

Ques. 3. Have you read or heard read said Permit No. 11351, 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. Water is diverted from Lone Tree Creek in Section 23, T. 6 S.,

R. 6 W., B. M., into a reservoir in Section 14, where it is stored

during the flood-water season. The reservoir covers an area of about 140 acres and has a capacity of about 400 acre feet. Water is delivered from the reservoir on to the land by means of a canal 5 ft. on bot., 6 ft. at water line, 1 ft. deep.

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. The supply canal from the reservoir has a capacity of about 2½ second feet.

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. Water is used for irrigation in Sections 14 and 11, T. 6 S.,

R. 6 W., B. M. Over 100 acres of land have been irrigated, as follows:

Sec. 11, SE¼SE¼ - 35 A.; SW¼SE¼ - 25 A.; Section 14, NW¼NE¼ - 25 A.; NE¼NW¼ - 15 A. All the land has been plowed and cultivated for several years and several very good crops of grain produced. The land is all under fence and is planted to fall barley and rye at this time.

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

Ans. None.

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. The soil on the land to be irrigated is a sandy loam containing a small amount of clay. It requires at least one miner's inch to the acre for successful cultivation.

Ans. ... No.

Ans. I have seen about 2 second feet of water running in the supply canal from the reservoir and on to the land during the irrigating season of the past few years and am of the opinion that about 100 acres of the land were irrigated last season, tho I was not over all the land, but saw the crop growing as result of the irrigation.

(Sign)

UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

# State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

## INSTRUCTIONS

### PROOF OF BENEFICIAL USE

BOISE, IDAHO, January 27, 1922.

Elata F. Maher,

c/o D. D. Joslyn,  
U. S. Commissioner,  
Jordan Valley, Ore.

DEAR Sir: Madam:-

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. **11351**.

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 the permit holder's rights:

1. On **February 17, 1922**, 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 **Jordan Valley, before D.D. Joslyn, U. S. Comm.**

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 examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

W. G. SWENDSEN,

Commissioner of Reclamation.

(P. O.)

(Date)

Silver City

Jan 14 - 22

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of 1 - 12 - 22 enclosing notice of proof under Permit No. 11357 which will be published as you request, beginning with our issue of 1-20.

Douglas A. Walenich  
Catt.

11351

**STATE OF IDAHO**  
**DEPARTMENT OF RECLAMATION**

**BOISE**

Owyhee Avalanche,  
Silver City,  
Idaho.

Boise, Idaho, Jan. 12, 1922

Dear Sirs:

Enclosed find Notice for Publication under Permit no. 11351 which please publish once a week for four consecutive weeks in your paper. The expense of this publication will be paid by Clara T. Maher, Jordan Valley, Oregon, to whom you will please furnish proof of publication of this notice on or before date of proof.

Please promptly acknowledge receipt of this notice, and kindly mail me your first issue containing its publication that I may compare it with my records.

Yours truly,

W. G. SWENDSEN,

Commissioner of Reclamation

11351

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) January 12, 1922

(P. O.) Jordan Valley, Ore.

TO THE STATE ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the .....  
Owyhee  
The Avalanche of Silver City, published in  
the county in which the works are situated.

Clara T. Maher  
by Ed M. Maher

(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

# NOTICE FOR PUBLICATION

## NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:30 a. m. on the 17th day of February, 1922,  
 at Jordan Valley, County of Malheur, State of Oregon,  
 before D. D. Joslyn, U. S. Commissioner, proof will be submitted  
 of the application to beneficial use of 273 acre-feet ~~cubic feet per second~~ of the  
 waters of Lonetree creek in accordance with the terms and conditions of  
 Permit No. 11351 heretofore issued by the State Engineer  
 of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....  
Clara T. Maher, Jordan Valley, Oregon.

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

The amount applied to beneficial use is 273 ac. ft.

The place where said water is used (if for irrigation, give full and accurate description of the  
 lands irrigated) NW $\frac{1}{4}$ , NW $\frac{1}{4}$ , Sec. 14; SW $\frac{1}{4}$  & SE $\frac{1}{4}$  Sec. 11, T. 6 S., R. 6 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 .....

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

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

The date of the priority which said user is prepared to establish is June 2, 1918.

W. G. Swendsen,  
 Commissioner of Reclamation.

*S. 70° 22', 1280' turn 1/4 Cor  
 bet Sec - 23-24-65-62  
 54 11351*

July 17-18 dnd

11351

June 19, 1918.

Mrs. Clara T. Maher,  
Jordan Valley, Oregon.

Dear Madam:—

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

Very truly yours,

FRED A. WILKIE.

State Engineer.

CCW-R11351

By \_\_\_\_\_

11351

Permit No. 11351

## OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS J. 1/5/19

OREGON

## AFFIDAVIT OF HOLDER

STATE OF ~~IDAH~~County of Malheur

} SS.

Clara T. Maher

, 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. 11351 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

Lone Tree

Third: That the point of diversion of said water is S. 70° W., 1280 feet from  
the 1/4 section corner between sections 23 & 24, T. 6 S., R. 6 W.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 17th 1918.

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

Sixth: That on the date above mentioned, the works constructed under said permit were ~~not~~ fully completed and consisted of the following:

I. Kind of works: Reservoir, feeder canal and supply ditch

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

II. Dimensions of work:

(a) Height of dam 7.8 feet, length of dam at top 985 feet, length of dam at bottom 150 feet. Material used in construction Earth

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir 273 acre feet.

(c) Size of headgate: Width 1 ft. diameter, corrugated iron pipe. feet, height 1 feet.

(d) Feeder Conduit ditch width at bottom 10 feet, width at water

(State whether ditch, flume or pipe)

line 12 feet, depth of water 1.5 feet; Supply ditch 3 ft. bottom;  
feeder canal  
average grade per mile is 3 feet. Length of ~~canal~~ conduit is 2.3 miles.

Seventh: That said works are capable of conducting to the place of intended use

4 second feet of water.

Eighth: That water appropriated under said permit is available for 101 acres of land described as follows: 14 A. NE 1/4 NW 1/4, 25 A. NW 1/4 NE 1/4 Section 14, 26 A. SW 1/4 SE 1/4  
& 36 A. SE 1/4 SE 1/4 Section 11, T. 6 S., R. 6 W., B.M.

Ninth: Remarks: That

Clara T. Maher

(Sign here)

Subscribed and sworn to before me this 9th day of May, 1918.

D. A. J. J. J.  
Notary Public.  
For Oregon, residing at  
Jordan Valley, Oregon.

My commission expires Nov. 16th, 1920.

**State of Idaho**  
**ENGINEERING DEPARTMENT**  
**BOISE**

**INSTRUCTIONS**  
**PROOF OF COMPLETION OF WORKS**

**Clara T. Maher,**  
 Dear Sir: **Jordan Valley, Ore.**

Boise, Idaho, **May 1, 1918**

Under the terms of your Permit No. **11351**, 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 **July 17, 1918** 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,  
 FRANK A. ~~ILIE~~ ~~XXXXXXXXXX~~  
 State Engineer.

11351

Permit No. 11351

# Application for Extension of Time

## FOR COMPLETION OF WORKS

Clara T. Maher, of Jordan Valley, Oregon  
residing in  
State of Idaho, being first duly sworn, upon his oath deposes and says:

She is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho  
No. 11351

Under the terms and conditions of said permit, construction work thereunder was required to be completed by July 17th, 1917.

That she has heretofore performed the following work described under said permit:

Constructed dam at cost of \$1,000.00, Constructed one ditch at  
cost of \$40.00 and footer canal to reservoir at cost of about  
\$300.00

Total of work completed to date  
costing \$1,340.00

THAT she is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

The weather conditions as a result of a very late spring and  
severe winter made it impossible for me to complete construction  
work this spring as was anticipated. There remains yet to be con-  
structed only one short ditch, described in permit and on map as  
north ditch.

WHEREFORE she asks that the State Engineer extend the time for the completion of construction  
work under said permit, to July 17th, 1918.

And further, deponent saith not.

Subscribed and sworn to before me this 26th day of July, 1917.

My commission expires Aug. 6, 1919.

Notary Public.

Date of receipt at office of State Engineer July 30th, 1917.

### APPROVAL OF STATE ENGINEER

I, J. H. Smith, State Engineer of the State of Idaho, hereby extend the time for the completion of construction work under  
Permit to Appropriate the Public Waters of the State of Idaho, No. 11351, to July 17th, 1918.

Witness my hand this 30th day of July, 1917.

11351

J. H. Smith  
Engineer.

July 7th, 1917.

Re Permit 11351. Clara T. Maher.

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

Gentlemen:--

Replying to yours of the 29th ult, which has been forwarded to this office from the State Engineer of Oregon, would say that the holder of above permit should make application for extension of time upon the enclosed form.

Very truly yours,

J. H. SMITH,

State Engineer.

By \_\_\_\_\_

P4

11351

# JORDAN VALLEY ENGINEERING AND LAND CO.

D. D. JOSLYN, C. E.  
MANAGER

JORDAN VALLEY, OREGON, June 29th, 1917.

OFFICE OF  
U. S. COMMISSIONER  
NOTARY PUBLIC

Mr. J. H. Smith, State Engr.

Boise, Idaho.

Dear Sir:-

With reference to your letter of May 1, 1917, to Clara T. Maher, holder of Permit No. 11351, will state that said Clara T. Maher has this day requested that we write you, asking whether it will be possible for you to grant her an extension of time of one year within which time she will be able to fully complete the construction work described in aforesaid permit.

This party states that the late spring has made it impossible for her to complete construction work this year.

We request that you please address reply in reference to this matter to us.

Very truly yours,

DDJ/EE.

JORDAN VALLEY ENGINEERING & LAND CO.

By D. D. Joslyn Mgr.

Forwarded to Mr. J. H. Smith, State Engineer,  
Boise, Idaho.

J. H. Lewis, State Engineer,  
Salem, Oregon.

GENERAL SURVEYING  
ENGINEERING AND  
CONTRACTING

ESTIMATES AND SPECIFICATIONS FOR CONCRETE

LAND SCRIP

REAL ESTATE  
TRANSFERRED

LAND AND WATER MATTERS ADJUSTED

DRAUGHTING  
MAPS  
BLUEPRINTS

WE MAKE A SPECIALTY  
OF SMALL IRRIGATION  
PROJECTS AND DAMS

LET US BID ON YOUR  
CONCRETE OR EARTH  
WORKS

FAIRBANKS-MORSE GAS  
AND OIL ENGINES  
CENTRIFUGAL PUMPS

EASTERN OREGON DISTRIBUTORS OF FAMOUS  
PHILLIPS HYDRAULIC  
RAM

"WATER WITHOUT WORK"

HESS METALLIC FLUME  
HEADGATES

WOOD PIPE  
IRRIGATION SUPPLIES

**State of Idaho**  
**ENGINEERING DEPARTMENT**  
**BOISE**

**INSTRUCTIONS**  
**PROOF OF COMPLETION OF WORKS**

**Clara T. Maher,**  
**Jordan Valley, Oregon.**

Boise, Idaho,

Dear Sir:—

**May 1, 1917.**

Under the terms of your permit No. ~~11351~~-----, you are required to complete your diversion works on or before-----~~July 17, 1917~~ 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.*

State of Idaho  
ENGINEERING DEPARTMENT  
BOISE

Permit # 11351 - Maher.

Jordan Valley Engineering & Land Co.,

Jordan, Valley, Ore.

Boise, Idaho,

July 22, 1915.

Dear Sir:

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.

J.H. Smith,

State Engineer

11351

June 10, 1915.

16480. Mohr.

Jordan Valley Engineering Co.,  
Jordan Valley, Oregon.

The amount claimed is in excess of the amount allowed by law. See paragraph 2, page 1 of the rules and regulations regarding maximum amount allowed and reduce amount claimed accordingly. We will hold the check here until the amount is reduced in order that we may know just what filing fee to charge.

Ver

August 10, 1915

11351

16480--RR.

CR.



# JORDAN VALLEY ENGINEERING & LAND CO.

D. D. JOSLYN  
ENGINEER & SURVEYOR  
OFFICES JORDAN VALLEY HOTEL BLDG.

0127091  
500

JORDAN VALLEY, ORE.

May 30, 1915.

GENERAL SURVEYING  
ENGINEERING AND  
CONTRACTING

ESTIMATES AND SPECIFI-  
CATIONS FOR CONCRETE

LAND LOCATED  
HOMESTEADS  
"WET OR DRY"

REAL ESTATE  
TRANSFERRED

LAND AND WATER MAT-  
TERS ADJUSTED

-DRAUGHTING-  
HOUSE PLANS  
MACHINE DESIGNS  
MAPS  
BLUE PRINTS

WE MAKE A SPECIALTY  
OF SMALL IRRIGATION  
PROJECTS AND DAMS

LET US BID ON YOUR  
CONCRETE OR EARTH  
WORK

EASTERN OREGON DIS-  
TRIBUTORS OF FAMOUS  
PHILLIPS HYDRAULIC  
RAM

"WATER WITHOUT WORK"



"VISIT US"

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

Dear Sir:-

16480

We are in receipt of your letter of May 26th, in which you state that application is being returned as unacceptable, and advising us that it will be necessary for us to make application to the State Engineer of Oregon for a permit to construct the reservoir.

In connection with same, we wish to advise you that Application has been this day made to the State Engineer of Oregon for a Permit to construct said reservoir and the necessary fees transmitted.

In reference to the Application to your office, which we are herewith returning with maps and fees, wish to state that it is the desire of the Applicant in this case to appropriate sufficient water to fill the reservoir from the flood waters of Lone-tree Creek. The reservoir will have a capacity, when full, of 273 acre feet; and according to our interpretation of the Idaho Law, two and one quarter second feet of water is approximately the amount of water needed for the irrigation of the 1011 acres of land, as long as there is water in the creek with which to irrigate. After the high-water season, the 273 acre feet of water will care for the land during the dry season.

We are enclosing our check in the amount of \$5.00 and request that you return to us any unused portion of same. We are very anxious to see this application accepted, as the applicant has until June 10th, 1915 to show evidence of water right, and provided same is not furnished at that date, her Desert-Land Entry is subject to cancellation.

If there is any information lacking in this application at the present time, we request that you please communicate with us by phone at our expense, if you feel that it will be of material assistance in causing the application to be accepted.

JHS. -2-

We are not as familiar with the Idaho Water Laws as we would like to be, but trust that in the future we will be able to send in applications that will warrant immediate acceptance.

Very truly yours,

DDJ/EE.

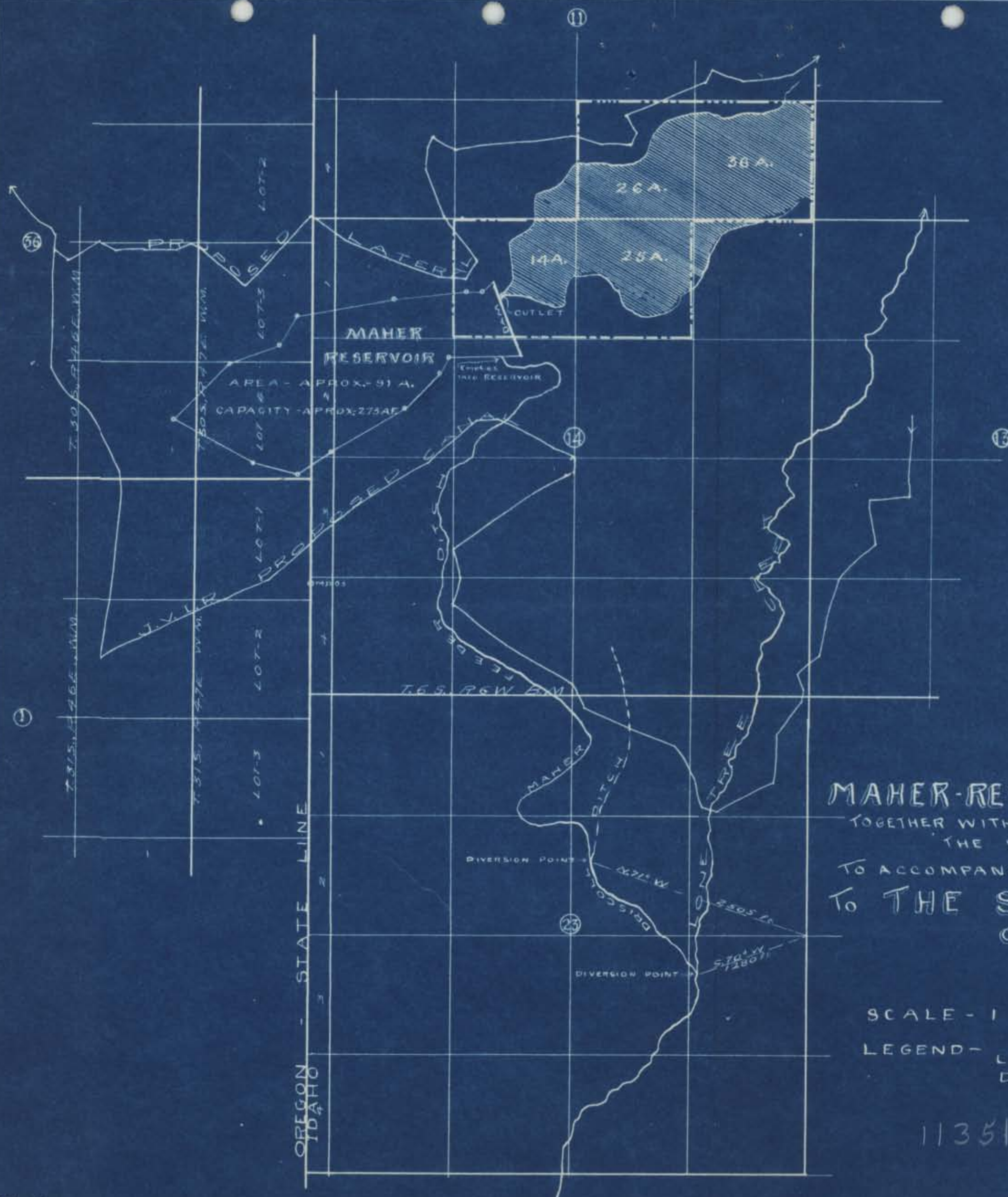
Enclosures-

appl.  
maps.  
ck. \$5.00.

JORDAN VALLEY ENGINEERING & LAND CO.

By 

*Please send us some applications  
Blank. We have other cases pending  
W. J. Kelly*



MAP OF  
**MAHER-RESERVOIR & IRRIGATION WORKS**  
 TOGETHER WITH STREAMS & OTHER DITCHES IN  
 THE IMMEDIATE VICINITY  
 TO ACCOMPANY APPLICATION FOR A PERMIT  
**TO THE STATE ENGINEER**  
**OF IDAHO**

MAY 8<sup>TH</sup> 1915

SCALE - 1 INCH = 1000 FT.

LEGEND - LAND TO BE IRRIGATED   
 DESERT LAND ENTRY

11351