

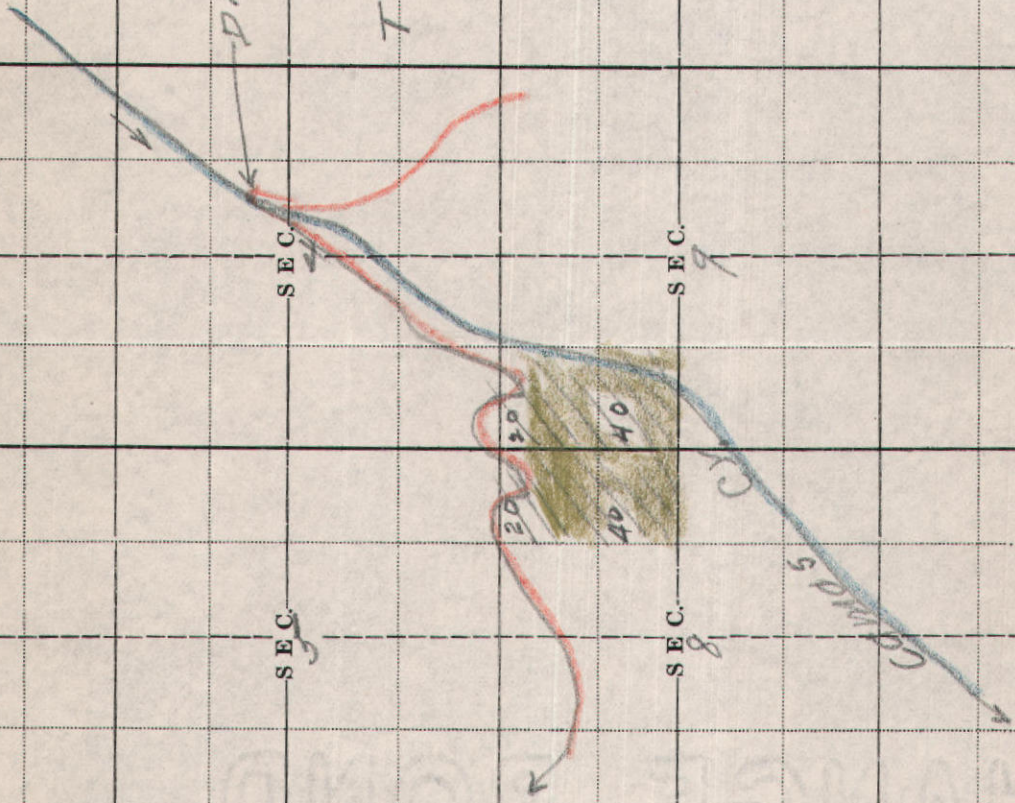
NAME OF APPLICANT *Nellie Wilson Anderson #11243*

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

11243

T 10 S. R 1 W.

Div.



Report Case

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Canyon, } ss.

Jack Keith of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:
1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. I am the Editor of the NAMPA RECORD, a weekly newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been continuously and uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper Four weeks in the regular and entire issue of each and every number of said paper during the period and time of publication, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published in each issue beginning with the issue of June 20th, 1919, and ending with the issue of July 11th, 1919.

Subscribed and sworn to before me this 13th day of April, 1920.

H.A. Ragel
Notary Public.
Residing at Nampa, Idaho.

NOTICE FOR PUBLICATION.
NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10 a. m. on the 4th day of August, 1919, at Boise, county of Ada, state of Idaho, before Harold C. Finch, notary public, proof will be submitted of the application to beneficial use of 2.5 cubic feet per second of the waters of Camas creek in accordance with the terms and conditions of Permit No. 11243 heretofore issued by the state engineer of the state of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Nellie Wilson Anderson, of Boise, Idaho.

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

3. The amount applied to beneficial use is 2.5 sec. ft.

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 8, W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 9, Twp. 10S., R. 1W. B. M.

5. The date of the priority which said user is prepared to establish is May 10, 1915.

W. G. SWENDSEN,
Commissioner of Reclamation.
June 20-4t

11243

Twp 10 South, R. 1 W. BM.

Diversion Dam

Second point of diversion

Diversion

Camp Creek

SEC. SEC. SEC. SEC. SEC.

SEC. SEC. SEC. SEC. SEC.

SEC. SEC. SEC. SEC. SEC.

State of Idaho
License and Certificate of Water Right

Water License No. 11243

Amount 2.4 cfs.

Water District No. 55

Priority 5/10/15

THIS IS TO CERTIFY that **KATE SPENCER**
of **Boise, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **May 10**, 19 **15**; that Permit No. **11243**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of **2.5**
second feet, was issued thereunder on **June 15**, 19 **18**, showing that said works
were completed on the **29th** day of **May**, 19 **18**; and that on the **4th**
day of **August**, 19 **19**,

HELLIE WILSON ANDERSON

of **Boise, Idaho**, State of **Idaho**, made proof to the satisfaction of the
~~Commissioner of Reclamation~~
~~Engineer~~ of Idaho, of a right to the use of the waters of **Gamas Creek**,
a tributary of **Battle Creek**, for the purpose of **Irrigation & Domestic use**,
under Use Permit No. **11243** 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 ~~State~~
~~Commissioner of Reclamation~~
~~Engineer~~ of Idaho and entered of record in Volume **5** of Licenses, at page **2721**, on the **3rd**
day of **December**, 19 **20**;

The right hereby confirmed dates from **May 10**, 19 **15**;

The Point of Diversion is located
in the (1) **SW** $\frac{1}{4}$ **NE** $\frac{1}{4}$, Sec. **4**, Tp. **10 S.**, R. **1 W.**, B. M.
(2) **SW** $\frac{1}{4}$ **NW** $\frac{1}{4}$, Sec. **9**, Tp. **10 S.**, R. **1 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 **2.4** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 S.	1 W.	8	NE$\frac{1}{4}$ NE$\frac{1}{4}$	125	20
			SE$\frac{1}{4}$ NE$\frac{1}{4}$		40
		9	NW$\frac{1}{4}$ NW$\frac{1}{4}$		20
			SW$\frac{1}{4}$ NW$\frac{1}{4}$		40

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**
~~State Engineer~~, affixed at Boise, Idaho, this **3rd**
day of **December**, 19 **20**

W. G. SWENSON
Commissioner of Reclamation ~~State Engineer~~.
By **G. E. Beer**,
Deputy.

(3245)

55 2062

No. 16430

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Kate Spencer

Postoffice address: 300 E. Jefferson St., Boise County: Ada

State: Idaho.

- I. If applicant is a corporation, give
- (a) Date and place of incorporation:
 - (b) The amount of capital stock:
 - (c) The amount paid in:
 - (d) Names and addresses of directors:

- II. The financial resources of the applicant are: (a) Cash on hand:
- (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources:

2. The quantity of water claimed is two and one-half cubic feet per second.

3. Source of water supply: Camas Creek in Owyhee County

4. Location of point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 4, T. 10 South, R. 1 West, B. M. and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9

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 twenty-five acres.
- (b) In the following legal subdivisions:
- SE $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 8 and W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 9 T. 10 South, R. 1 West 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: \$250.00

7. Description of works for diversion:

- I. Kind of works: Small diversion dam and ditch

II. Dimensions of works:

(a) Height of dam 6 feet, length of dam at top 40 feet,

length of dam at bottom 10 feet. Material used in construction: earth

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

Height 2 feet. (d) Conduit Ditch width at bottom 2 $\frac{1}{2}$ feet,

width at water line 3 $\frac{1}{2}$ feet, depth of water 1 feet; diameter of pipe

inches; average grade per mile is 6 feet. Length of conduit is 1 $\frac{1}{4}$ miles,

and it crosses the following quarter sections:

NE $\frac{1}{4}$; SW $\frac{1}{4}$ Sec. 4; NW $\frac{1}{4}$ Sec. 9; NE $\frac{1}{4}$ Sec. 8; SE $\frac{1}{4}$ Sec. 5, all of T. 10 S. R. 1 W. B. M.

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

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

Kate Spencer

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9:00 A. M. May 10, 1915.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 11243

Recorded in Book 38- Page 11243 Approved June 3, 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 August 2, 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 December 3, 1916.

The whole of said work to be completed on or before June 3, 1918.

Beneficial use of water appropriated in accordance herewith, to be made on or before June 3, 1920.

Witness my hand this 3rd day of June, 1915.

J. H. Smith

State Engineer.

Remarks:

At the second point of diversion given there would be required but a rough earth dam about twenty feet long by three feet high and no ditch would be required. This is simply to save some water that could not be used otherwise.

ASSIGNMENT OF PERMIT NO. 11243

For Value received, I hereby assign all of my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. 11243, to Nellie Wilson Anderson of Boise, Ada County, Idaho.

Dated this 26th day of September, 1916

Kate Spencer

Witness:

Jas. H. Garrett.

Received and filed for record in the office of the State Engineer at Boise, Idaho at 3:30 P.M. Sep. 27, 1916.

J.H: SMITH,

State Engineer.

Proof C.W. made 5-29-18

Permit No. 11243

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that NELLIE WILSON ANDERSON of Boise, County of Ada, and State of Idaho, the holder of Permit No. 11243, issued upon Application No. 16430, bearing date of priority of May 10, 1915, authorizing the diversion of 2.5 second feet of the waters of Camas Creek, County of Owyhee, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.5 second feet of the waters of Camas Creek; that the point of diversion of said waters is in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 4, T. 10 S. R. 1 W.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 8 and W $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 9, T. 10 S. R. 1 W.B.M.

WITNESS my hand this 15th day of June, A. D. 1918.

FRED A. WILKIE

State Engineer of the State of Idaho

License issued for 2 second feet

Page 2721

December 10, 1920

Re. Permit No. 11243- Nellie Wilson Anderson

Mr. W. Scott Anderson,
Boise, Idaho

Dear Sir:

Inclosed herewith is Water License issued under the
above numbered permit, with receipt for fees paid.

Yours very truly,

W. G. SWENDSEN.
Commissioner of Reclamation

By _____

WL. R-6001

11243

September 17,
1920

Re Permit No. 11243 -
Hollis Wilson Anderson

W. Scott Anderson
Boise, Idaho

Dear Sir:

Upon receipt of fees in the sum of \$8.00
water license will be issued under the above numbered
permit.

Very truly yours,

W. G. SWENDSEN

Commissioner of Reclamation

By _____

11243

REPORT OF ENGINEER

This proof is for Beneficial Use.

In Water District No. 25.

1. State name of applicant and number of permit: Nellie Wilson Anderson, Permit 11243

2. State source of water supply: Camas Creek.

3. Location of point of diversion: SW⁴ NE⁴ Sec. 4, T. 10 S. R. 1 W. B.M.

4. Describe works as they exist, giving dimensions and capacities of same:

Earth dam, 5' H. 60' L. No H.G.

Ditch, 2' B. 1.5 D. Cap. 10 S.F.

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):

E² NE⁴ Sec. 3, W² NE⁴ Sec. 9, T. 10 S. R. 1 W. B.M.

NE⁴ NE⁴ Sec. 3, 20 A. cult. SE⁴ NE⁴, 40 A. cult.

NW⁴ NE⁴ Sec. 9, 20 A. cult. SW⁴ NE⁴, 40 A. cult.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? Three.

9. Give names and amount of each right: Nellie Wilson Anderson,

Scott Anderson,

Crawford Moore,

10. What large stream would the water here appropriated finally reach? Snake River.

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: From land to Camas Creek, to Battle Creek, to Owyhee River, to Snake River.

Remarks:

This examination was made on the 6th day of August 19 20.

(Signed)

L. P. Annett.
L.R. Annett.

Examiner.

11243

STATE OF IDAHO,

County of

ss.

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

Subscribed and sworn to before me this..... day of..... 19.....

My commission expires.....

Notary Public.

11243

DIST. 55.

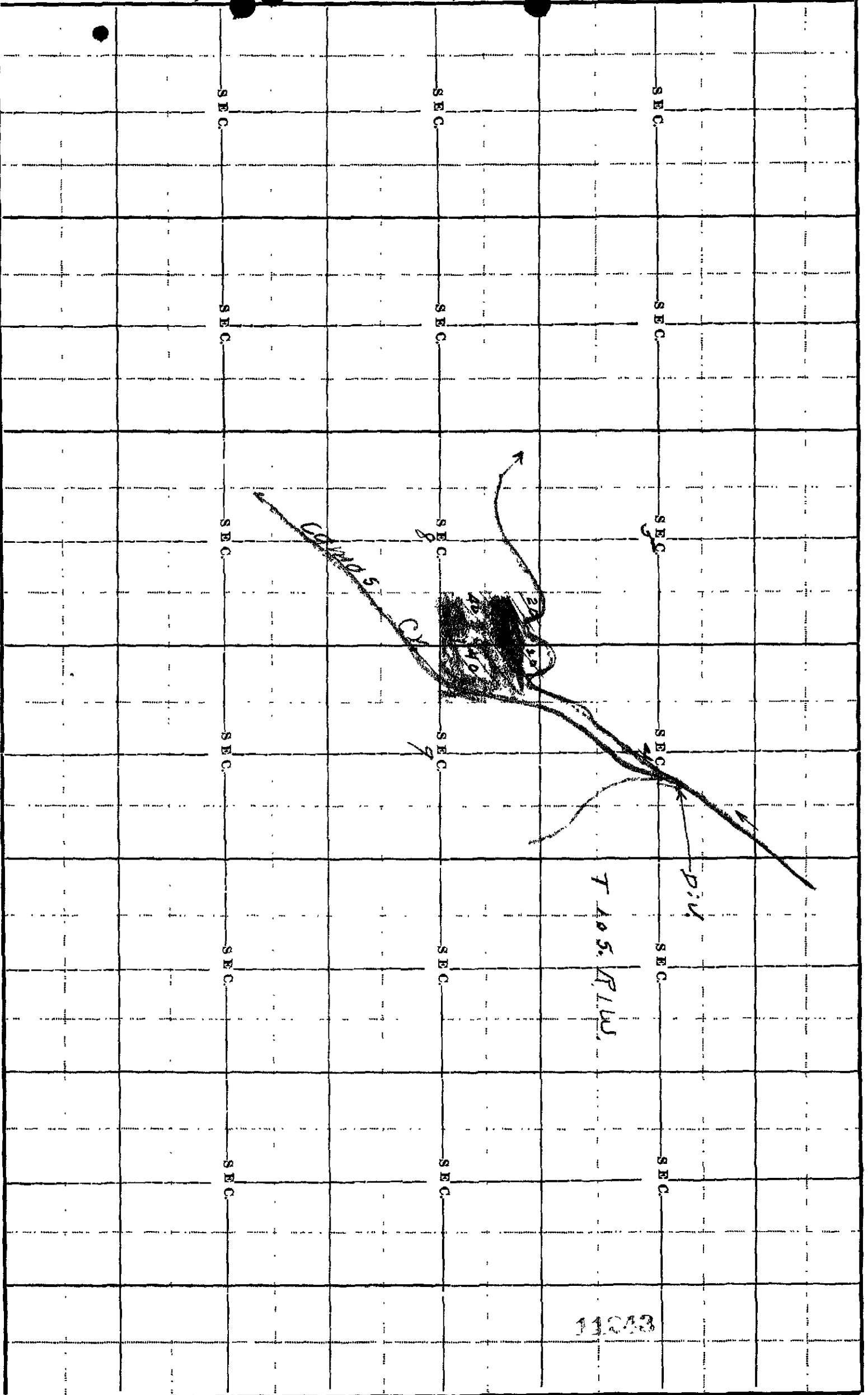
Nellie Wilson Anderson,
Boise, Ida,

Permit # 11243.

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

NAME OF APPLICANT *Nellie Wilson Anderson #11243,*



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

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Canyon, ss.

John R. Keith of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:
1 That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. I am the Editor of the NAMPA RECORD, a weekly newspaper published in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been continuously and uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached

NOTICE FOR PUBLICATION. NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10 a. m. on the 4th day of August, 1919, at Boise, county of Ada, State of Idaho, before Harold C. Finch, Notary public, proof will be submitted of the application to beneficial use of 2.5 cubic feet per second of waters of Camias creek in accordance with the terms and conditions of Permit No. 11243 heretofore issued by the state engineer of the state, of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Nellie Wilson Anderson, of Boise, Idaho.

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

3. The amount applied to beneficial use is 2.5 sec. ft.

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE 1/4, Sec. 8, W 1/2 NE 1/4, Sec. 9, Twp. 10S., R. 1W. B. M.

5. The date of the priority which said user is prepared to establish is May 10, 1918.

W. G. SWENDSEN,

Commissioner of Reclamation.

June 20-4t

3. That the notice, of which the annexed is a printed copy, was published in said newspaper Four weeks in the regular and entire issue of each and every number of said paper during the period and time of publication, and was printed in the newspaper proper, and not in a supplement

4. That said notice was published in each issue beginning with the issue of June 20th, 1919, and ending with the issue of July 11th, 1919

Subscribed and sworn to before me this 13th day of April, 1920

H. A. Ragland
Notary Public.
Residing at Nampa, Idaho.

DEPARTMENT OF THE INTERIOR
United States Land Office
BOISE, IDAHO.

In Re Water Permit No. 11243.

State of Idaho)
County of Ada) ss.

Nellie Wilson Anderson, of Boise, Idaho, being duly sworn deposes and says that she is the holder of state permit No. 11243 issued by the State Engineer of the state of Idaho. She further states that on August 4, she submitted proof of application for water of beneficial use.

Appellant further states that in connection with the testimony submitted by her she made an error in the legal description which she wishes to correct herewith. She stated that the second point of diversion was in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, Township 10 South, Range 1 West, when she should have stated the SW $\frac{1}{4}$ NW $\frac{1}{4}$, of said section, township and range, the latter being the correct description of the legal subdivision in which said diversion is made.

Nellie Wilson Anderson

Sworn and subscribed to before me this 16th day of August, 1919.

Harold Finch
Notary Public
In and for the state of Idaho,
Residing at Boise, Idaho.

CORROBORATION.

Walter Scott Anderson and Thomas B. Wilson, both of Boise, Idaho, being first duly sworn each for himself deposes and says that

he is personally acquainted with Nellie Wilson Anderson who subscribed to the foregoing affidavit, and that he is personally acquainted with the irrigation works in connection with state permit No. 11243, and is familiar with the land irrigated under said permit; that he has read the foregoing affidavit and from his knowledge of the facts is able to say that the statements made therein are true and correct.

Robert W. Anderson
George B. Wilson

Sworn and subscribed to before me this 16th day of
August, 1919.

Jay M. Garrison
Notary Public
In and for the state of Idaho,
Residing at Boise, Idaho.

August 8, 1919

In re: Permits #12551 and #11243

Nellie Wilson Anderson,
1101 Washington St.,
Boise, Idaho.

Dear Madam:

This will acknowledge receipt of depositions showing proof of application of water to beneficial use under the above numbered permit.

In the proof submitted under permit #12551, you locate the second point of diversion as being in the SE¹/₄NE¹/₄, Sec. 9, T. 10 S., R. 1 W. Our records show that the point of diversion No. 2, is located in the SE¹/₄NE¹/₄, Sec. 8, said township and range. If our records are incorrect on this particular point, it will be necessary for you to forward an application for change of point of diversion on a blank furnished by this Department on request. If our records are correct, and the proof is in error, it will be necessary for you to submit to this Department an affidavit, corroborated by two witnesses, to the effect that the proof is in error and setting out in the affidavit the correct point of diversion.

In describing the lands to be irrigated, among others, you described the SE¹/₄NE¹/₄, Sec. 8. Our records show instead of SE¹/₄NE¹/₄, the SE¹/₄NE¹/₄, Sec. 9. If our records are incorrect in this particular, it will be necessary for you to make application for an amendment on a blank furnished by this Department upon request. If our records are correct and your proof is in error, it will be necessary for you to submit an affidavit, corroborated by two witnesses, stating that the proof was in error and setting out the correct description of the lands to be irrigated.

Under permit #11243, you describe the second point of diversion as being in the SE¹/₄NE¹/₄, Sec. 9, T. 10 S. R. 1 W. Our records show that the second point of diversion is in the SE¹/₄NE¹/₄, said section, township and range. Either an affidavit of correction or an application for change of point of diversion will be required to clear the records in this particular. Also you describe as part of the lands to be irrigated, the SE¹/₄NE¹/₄, Sec. 9. Our records show the SE¹/₄NE¹/₄, Sec. 9. Either an affidavit of correction or an amendment will be required covering this particular.

Yours very truly,

W. J. S. HEDGECOCK

Commissioner of Reclamation

By

L:M

11243

wrong also in T.C.M.

PERMIT NO 11243

38

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

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

Ans. Nellie Wilson Anderson (Assignee Kate Spencer), age 43,
Boise, 1101 Washington St. Housewife.

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

Ans. _____

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

Ans. No. 11243, approved June 3, 1915. Priority date May 10, 1915.

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

Ans. Camas Creek, Owyhee County. Points of diversion SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec.
4, and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9, 10 South, 1 West.

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. The first point of diversion mentioned is an earth dam 6 feet
high. The second point of diversion earth dam. Canal from first
named point of diversion has a length of approximately 1 $\frac{1}{2}$ miles,
serving the land in question and carrying water to other land under
other permit.

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

Ans. Water is used for irrigation, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 8, 35 acres,
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, 40 acres, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, 30 acres, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec.
9, 40 acres. Part of the land is in cultivated crop and part in
irrigated meadow.

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

Ans. _____

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

Ans. 145 inches during period of spring flow.

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. _____

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

Ans. For three years water has been used on 80 acres, and this spring was put upon 65 additional acres. Beginning about May 1, irrigation is had about every two weeks until between middle of July and 1st of August when flow of water ceases.

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

Ans.

(Sign) *Nellie Wilson Anderson*

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 Boise County of Ada State of Idaho, on this 4th day of August A. D. 1919

Harold C. Finch
Notary Public.

I, Harold C. Finch, notary public in and for the state of Idaho, residing at Boise, Idaho, do hereby certify as follows: That on this 8th day of August, 1919, here before me Nellie Wilson Anderson to make proof of the application for water for beneficial use in connection with the permit No. 11243.

I further certify that said proof of beneficial use also to have been had before me on August 4, 1919, and was so advertised. I further certify that said Nellie Wilson Anderson the holder of said permit, to the best of my knowledge was unable to appear before me on the date as advertised for the reason that one of her witnesses, W. Scott Anderson, was called away to Grandview in Owyhee County on state business, having to meet by appointment the state land appraiser at that point.

11243

21/10/19

Permit No. 11243

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. W. Scott Anderson, Age 46, Boise, Idaho. Stock grower.

Ques. 2. Are you acquainted with Nellie Wilson Anderson, the holder of Permit No. 11243? How long have you known her and where does she reside?

Ans. Have known her for 27 years, she resides 1101 Washington St., Boise, Idaho.

Ques. 3. Have you read or heard read said Permit No. 11243, 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. Camas Creek. Diversion SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, 10 South, 1 West. Two diversion dams 6 feet high at first point of diversion described above, 4 feet at second point of diversion. The two canals together are capable of carrying approximately 4 cu.ft. per second of flood run-off, part of which is carried to land farther down under another permit.

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 diversion dam is 6 feet high at first point of diversion, described above.~~

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 used for irrigation. NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, 35 acres, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, 40 acres, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, 30 acres, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, 40 acres. Part of the land is in cultivated crop and part in irrigated meadow.

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

Ans.

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

Ans. Soil, mixture gravel and loam, 1 inch to the acre required for irrigating, or 145 inches in all.

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

Ans. Yes. Have borne part of the expense of construction work as same ditches carry water to land belonging to me, lying farther down on the ditch.

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 seen the water applied to 80 acres of this land for 3 years, beginning about May 1 and irrigating every two weeks until middle of July or first of August when water supply ceases.

(Sign) *Scott Anderson*

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 Boise, County of Ada, State of Idaho, on this 4th day of August A. D. 1919

Harold E. Finch
Notary Public.

My commission expires Jan. 11, 1922

10032

ind 31

Permit No. 11243

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Crawford Moore, Age 47, Boise, Idaho. Banker.Ques. 2 Are you acquainted with Nellie Wilson Anderson, the holder of Permit No. 11243? How long have you known him and where does he reside?Ans. 9 years.Ques. 3. Have you read or heard read said Permit No. 11243, 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. Camas Creek. Diversion SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9,10 South, 1 West. Two diversion dams 6 feet high at first point of diversion described above, 4 feet at second point of diversion. The two canals together are capable of carrying approximately 4 cu. ft. per second of flood run-off, part of which is carried to land farther down under another permit.

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. (See above)

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 used for irrigation. NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, 35 acres,SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, 40 acres, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, 30 acres, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, 40 acres. Part of the land is in cultivated crop and part in irrigated meadow.

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

Ans. _____

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

Ans. Soil, mixture gravel and loam, 1 inch to the acre required for irrigating, or 145 inches in all

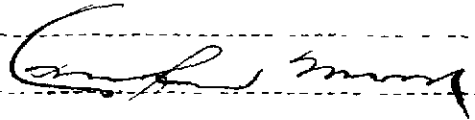
Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. Yes. Have borne part of the expense of construction work as same ditches carry water to land belonging to me, lying farther down on the ditch.

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 seen the water applied to 80 acres of this land for 3 years, beginning about May 1 and irrigating every two weeks until middle of July or first of August when water supply ceases.

(Sign)



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 Boise, County of Ada, State of Idaho, on this 4th day of August A. D. 1919

Harold C. Dinck
Notary Public.

My commission expires

Jan., 11th, 1922.

41912

3 p.m.

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO, **July 9, 1919**

Nellie Wilson Anderson,
Boise, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. 11243

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 August 4th, 1919, 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 the office of Harold C. Finch, Notary
Public, Boise, Idaho

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. SEENDSEN

~~Secretary~~
Commissioner of Reclamation

(P. O.)

Murphy, Ida

(Date)

June 16 - 1919

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of June 12 enclosing notice of proof under Permit No. 11243 which will be published as you request, beginning with our issue of

1919

J. P. Keith edr
By P.

NOTICE FOR PUBLICATION

NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 4th day of August, 1919,
at Idaho, County of Ada, State of Idaho,
before Harold C. Finch, Notary Public, proof will be submitted
of the application to beneficial use of 2.5 cubic feet per second of the
waters of Panama Creek in accordance with the terms and conditions of
Permit No. 11243 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are
Keller Wilson Anderson Boise Idaho
2. The use to which said water has been applied is Irrigation
and Domestic purposes
3. The amount applied to beneficial use is 2.5
4. The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) E27164 Sec 5 W27164 Sec 9 Twp 10 S, R1 W, B.M.
5. The name of the canal or ditch or other works by which said water is conducted to such place
of use is _____
6. The right to take water from such works is based upon Permit No. _____
7. The source of supply from which such water is diverted is _____
8. The date of the priority which said user is prepared to establish is
May 10 - 1915

55

State Engineer.

JUNE - 4-10-1919

11243

June 21, 1918.

Re Permit 11243- Nellie W. Andersen.

Roland C. Taylor, Attorney,
Boise, Idaho.

Dear Sir:--

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

Very truly yours,

FRED A. WILKIE,

State Engineer.

By _____

CCW-R2017

Permit No. 11243

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Ada

} SS.

Hellie Nelson Anderson, 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. 11243 and that his postoffice address is Boise, Idaho
State of Idaho

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

Camas Creek, Cuyahue Co

Third: That the point of diversion of said water is

SW 1/4 NE 1/4 Sec. 4, T. 10 S., R. 1 W., B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 3 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 (or were not) fully completed and consisted of the following:

I. Kind of works:

Small Diversion Dam and Ditch

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

II. Dimensions of work:

(a) Height of dam 6 feet, length of dam at top 40 feet, length of dam at bottom 10 feet. Material used in construction Earth & Rocks

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width 4.5 feet, height 2 feet.

(d) Conduit Ditch width at bottom 3 1/2 feet, width at water

(State whether ditch, flume or pipe)

line 4 1/2 feet, depth of water 1 1/2 feet; diameter of pipe _____ inches;

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

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

7 (Seven)

second feet of water.

Eighth: That water appropriated under said permit is available for 125 acres of land described as follows: Located in E 1/2 NE 1/4 Sec. 8,

W 1/2 NE 1/4 Sec. 9, T. 10 S., R. 1 W., B. M.

Ninth: Remarks: That

this is same ditch as Permit # 12551.

Hellie Nelson Anderson

(Sign here)

Subscribed and sworn to before me this

29th

day of

May

1918

Harold C. Smith

Notary Public.

My commission expires

Jan 11 1922

11243

Residing at
Boise, Id.

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Mar. 22 1918

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Nellie Wilson Anderson,
Boise, Idaho

Boise, Idaho,

Dear Sir:—

Under the terms of your Permit No 11243, you are required to complete your diversion works on or before June 2 1918. 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,

Fred A. Wilkie

~~W. H. SMITH,~~

State Engineer.

11243

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

F. P. KING,
STATE ENGINEER

11243
Permit No. ~~16450~~ --Spencer
Allen B. Eaton,
Boise, Idaho

BOISE, IDAHO,

June 7, 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.*

F. P. KING
J. H. Smith
State Engineer.

Name of Applicant

Kate Spencer - Boise, Idaho

