

126-

10993

SEC.

SEC. 24

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SEC. 35

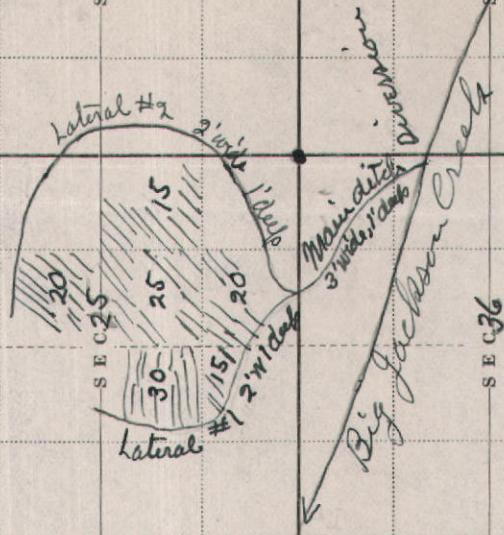
SEC.

SEC.

SEC.

R5W

T3S.



10993

James E. McNeill

NAME OF APPLICANT

Traverse from North 10993

10993

P. 3 S. R. 5 W. B. M.



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

NAME OF APPLICANT

Name of Applicant

10993

SEC.

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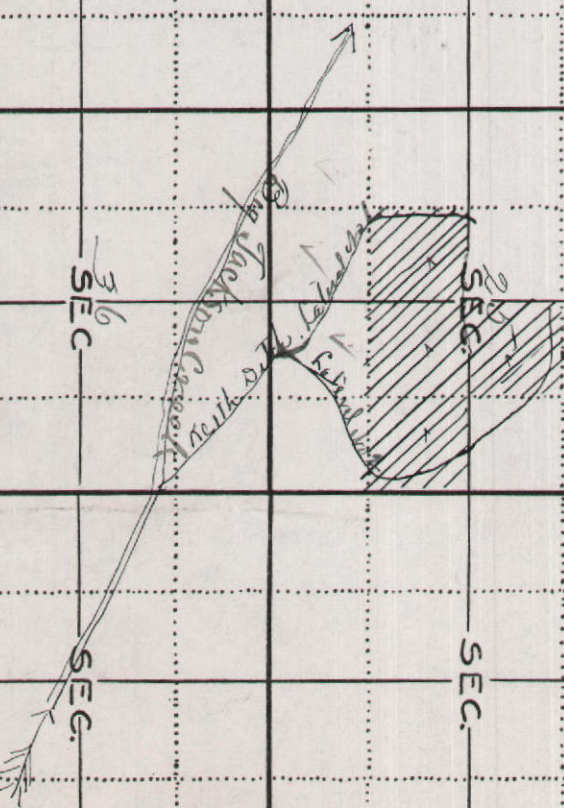
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T.B.S. P.S.M. B.M.



State of Idaho
License and Certificate of Water Right

Water License No. 10993
Water District No. 53

Amount 2.5 sec. ft.
Priority 5-14-17

THIS IS TO CERTIFY that **JENNIE M. KEITH**
of **Enterprise, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **January 26**, 19 **15**; that Permit No. 10993
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.2 second feet, was issued thereunder on **April 20**, 19 **21**, showing that said works
were completed on the **13th** day of **February**, 19 **18**; and that on the **31st**
day of **May**, 19 **21**,

JENNIE M. KEITH
of **Nampa**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of **Big Jackson**
Creek, a tributary of **Snake River**, for the purpose of **irrigation**
& **domestic**, under Use Permit No. 10993 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 **5** of Licenses, at page **2826**, on the **13th** day of **September**, 19 **21**;

The right hereby confirmed dates from **May 14**, 19 **17**;

The Point of Diversion is located
in the **SE 1/4 NE 1/4** Sec. **36**, Tp. **3 S.**, 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 **2.5** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 S.	5 W.	25	SW 1/4 NE 1/4	40	20
			NW 1/4 SE 1/4	40	25
			NE 1/4 SE 1/4	40	15
			NE 1/4 SW 1/4	40	30
			SE 1/4 SW 1/4	40	15
			SW 1/4 SE 1/4	40	20

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 **September**, 19 **21**.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

No. 16066.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Jennie M. Keith.

Postoffice address: Enterprise

County: Owyhee

State: Idaho.

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(c) The amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are: (a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. The quantity of water claimed is 3.2 cubic feet per second.

3. Source of water supply: Big Jackson Creek.

4. Location of point of diversion: Near Northeast corner of SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, Town 3 South Range 5 West B. M.

County of Owyhee

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

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

160

acres.

(b) In the following legal subdivisions: SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, Township 3 South, R. 5 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: \$1000.00

7. Description of works for diversion:

I. Kind of works: dam and ditches.

II. Dimensions of works:

(a) Height of dam 5

feet, length of dam at top 30

feet,

length of dam at bottom 20

feet. Material used in construction: rock, brush and

earth

(b) Capacity of reservoir

acre feet. (c) Size of headgate, width 2

feet,

Height 2

feet. (d) Conduit

ditch

width at bottom 2

feet,

width at water line 3

feet, depth of water

1

feet; diameter of pipe

inches; average grade per mile is

20

feet. Length of conduit is

1 $\frac{1}{2}$

miles,

and it crosses the following quarter sections:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, S $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.

25 Town 3 S. R. 5 W. B. M.

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

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

Jennie M. Keith,

Applicant.

By Hilton G. Cage,

Agent.

Date of first receipt at office of State Engineer 12.00 M. January 26, 1915.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 10993

Recorded in Book 37 Page 10993 Approved February 13, 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 April 1, 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 August 13, 1915.

The whole of said work to be completed on or before February 13, 1916.

Beneficial use of water appropriated in accordance herewith, to be made on or before February 13, 1917.

Witness my hand this 13th day of February, 1915.

Herbert Wing,
Acting State Engineer.

Remarks:

Upon proper request of the holders of the above numbered permit, I have this 30th day of November, 1915, extended the time for the completion of construction work thereunder, to February 13th, 1918.

J.H. Smith,
State Engineer.

S T A T E O F I D A H O.

DEPARTMENT OF RECLAMATION.

In the Matter of Reinstatement of)
Permit No. 10993, Under the Pro-)
visions of H. B. 53, Session Laws)
of 1917.)
-----)

ORDER REINSTATING PERMIT.

WHEREAS, Permit No. 10993 lapsed through failure of the holder to make the required proof of completion of works within the time specified in the Permit, to-wit: February 13, 1918; and,

WHEREAS, Notice was duly served on the holder to appear and show cause, if any, why said Permit should not be cancelled, under the provisions of H. B. 53, Session Laws of 1917; and,

WHEREAS, The holder of said permit filed notice of appearance of offer proof to show that the works of diversion were completed within the required time and filed depositions supporting such proof; and,

WHEREAS, From the evidence on file, it appears that the works of diversion were fully completed within the time required in the permit, and that the holder had acted in good faith:

IT IS, THEREFORE, Hereby ordered that said Permit No. 10993, be and the same is, reinstated and that the certificate of completion of works be issued in the usual manner.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department at Boise, Idaho, this 19th day of April, 1921.

W. G. SWENDSEN,
Commissioner of Reclamation.

BY: GEO. B. ARCHIBALD,
Deputy.

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 10993.

Comes now Jennie M. Keith, by E. J. Dockery, her agent, and represents to the Commissioner of Reclamation of the State of Idaho,

That she is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 10993, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 25, Tp. 3 S., R. 5 W., B. M., making a total of 240 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, Idaho, this 20th day of April, 1921.

Jennie M. Keith,

By: E. J. Dockery, her agent.

Date of receipt at Office of Department of Reclamation April 20, 1921.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, W. G. Swendsen, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 10993. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

W. G. SWENDSEN,
Commissioner of Reclamation.

BY: GEO. B. ARCHIBALD,
Deputy.

Proof Completion of Works made: April 16, 1921.
Certificate issued: April 19, 1921.

Permit No. 10993

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that Jennie M. Keith, of Givens Springs, County of Owyhee, and State of Idaho, the holder of Permit No. 10993, issued upon Application No. 16066, bearing date of priority of January 26, 1915, authorizing the diversion of 3.2 second feet of the waters of Big Jackson 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 3.2 second feet of the waters of Big Jackson Creek; that the point of diversion of said waters is at the northeast corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 3 S., R. 5 W., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 25, T. 3 S., R. 5 W., B. M.

Witness my hand this 20th day of April, A. D. 1921.

W. G. SWENDSEN,
Commissioner of Reclamation.

BY: GEO. B. ARCHIBALD,
Deputy.

LESS - 2826
Page 2826

September 23, 1921.

Re: Permit No. 10993 - Jennie M. Keith.

Mr. James R. Keith,
Nampa, Idaho.

Dear Sir:

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

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By _____
Chief Clerk.

CB/E

10993



D. W. DAVIS, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER
BOISE

BUREAU OF WATER RESOURCES
WATER APPROPRIATIONS
CAREY ACT DEVELOPMENT

Aug. 29, 1921

Re Permit 10993

Jennie M. Keith,
Nampa, Idaho.

Dear madam:-

The report of the examining engineer on your proof of beneficial use under the above numbered permit has been filed. Upon the receipt of the sum of \$12.00, and affidavit of publication which will be issued by the publisher of the newspaper in which legal notice was published, license will be granted.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation

By *W. B. Whitaker*

Nampa, Ida.

The fee for publication \$16.00 has been paid for some time you should have it long ago enclosed find check for \$12.00 for license. Notice was published in Homestead Empire News Hazelton Ida. Yrs. Jennie M. Keith

Aug. 29, 1921

Re Permit 10993

Jennie M. Keith,
Hampa, Idaho.

Dear madam:-

The report of the examining engineer on your proof of beneficial use under the above numbered permit has been filed. Upon the receipt of the sum of \$12.00, and affidavit of publication which will be issued by the publisher of the newspaper in which legal notice was published, license will be granted.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation

By

10993

REPORT OF ENGINEER

53

This proof is for Beneficial UseIn Water District No. 30

1. State name of applicant and number of permit: Jennie M. Keith - Permit 10993
2. State source of water supply: Big Jackson Creek
3. Location of point of diversion: N.E. Cor. ~~SW 1/4~~ Sec. 36. T. 3 S., R. 5 W., B.M.
4. Describe works as they exist, giving dimensions and capacities of same: Main ditch 3' wide, 1' deep diverts from Big Jackson Creek in SE 1/4 NE 1/4 Sec. 36. T. 3 S. R. 5 W. by means rock dam 2' high 10' long. Ditch divides near S. line SW 1/4 SE 1/4 Sec. 25. Lateral #1 runs N.W. and irrigates 15 Acres in SE 1/4 SW 1/4 & 30 Acres in NE 1/4 SW 1/4 Sec. 25. Lateral No. 2 irrigates 20 Acres in SW 1/4 SE 1/4 - 15 Acres in NE 1/4 SE 1/4 - 25 Acres in NW 1/4 SE 1/4 & 20 Acres in SW 1/4 NE 1/4 Sec. 25
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): SW 1/4 NE 1/4, NW 1/4 NE 1/4, SW 1/4 SE 1/4 & E 1/4 SW 1/4 Sec. 25, T. 3 S., R. 5 W., B.M. 15 Acres in SE 1/4 SW 1/4 - 30 Acres in NE 1/4 SW 1/4 - 20 Acres in SW 1/4 SE 1/4 - 15 Acres in NE 1/4 SE 1/4 - 25 Acres in NW 1/4 SE 1/4 - 20 Acres in SW 1/4 NE 1/4 Sec. 25
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: Jennie M. Keith irrigates 125 Acres.
10. What large stream would the water here appropriated finally reach? Snake
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: Big Jackson Creek - Cow Creek, Jordan Creek, Croyhee River, Snake River

Remarks:

This examination was made on the 31 day of July 1921

(Signed)

F. J. Saffley

Examiner.

10993

OVER

STATE OF IDAHO,

County of Ada } ss.

Frank J. Safley, 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 4th day of August 1921

My commission expires 7-6-25

Fleda Reynolds

Notary Public.

10993

53
Dist. 10

Jennie M. Keith,
Kampa

7-3-21

Permit 10993

Instructions to Examiners

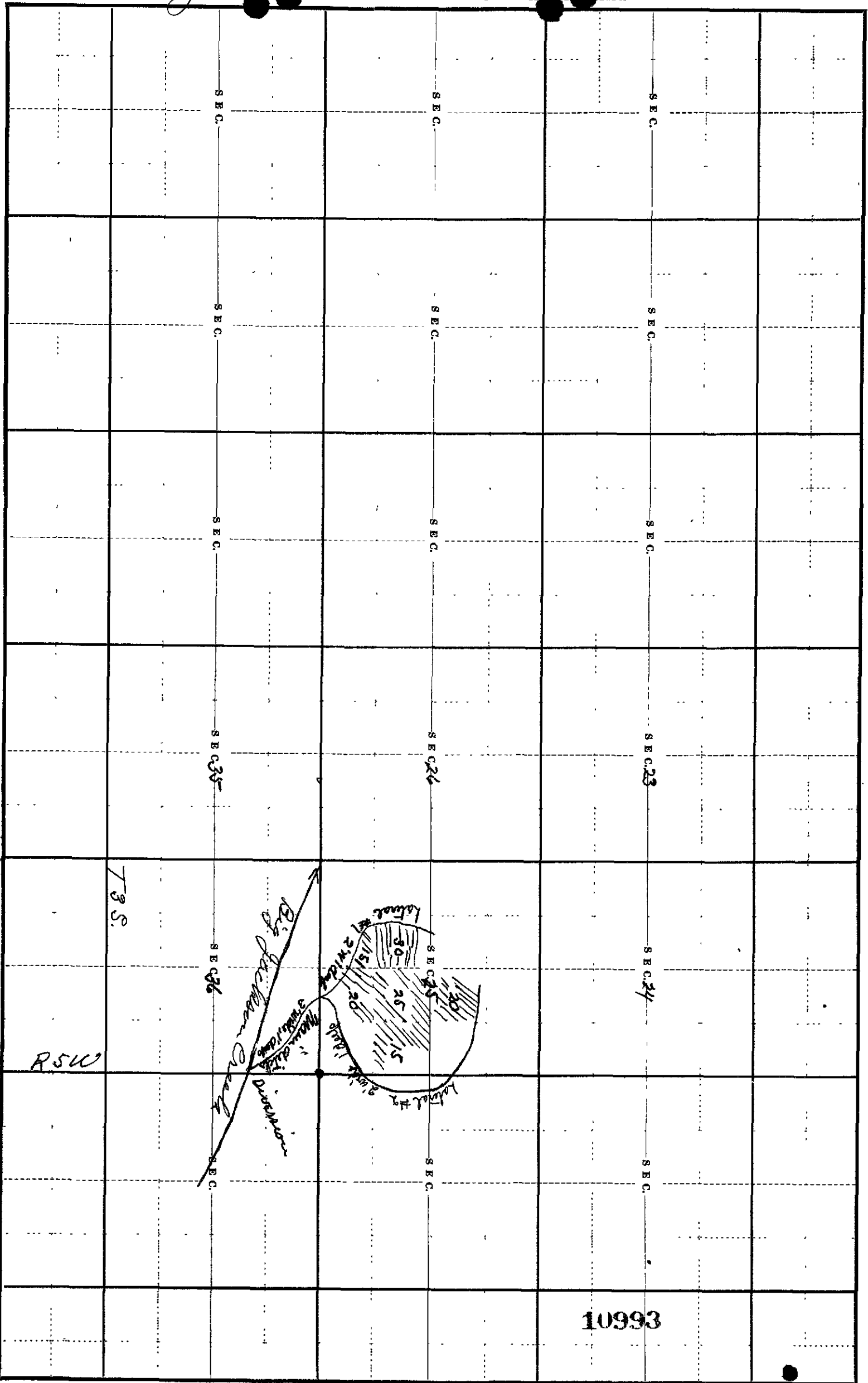
1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately 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

Jessie M Keith

53

10993



RSW

73 S.

10993

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

June 30, 1921.

Re: Permit No. 10993.

Jennie M. Keith,
Nampa, Idaho.

Dear Madam:

This will acknowledge receipt of the proofs in the matter of your application. Before license can issue it is necessary that you file Affidavit of Publication. Will you kindly see that this is duly filed?

After the report of our examining engineer has been made, you will be notified further in regard to the fees.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation,

By

Chief Clerk.

MB/E

10993

PERMIT NO. _____

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

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

Ans. Ernest M Keith age 33 of Nampa
Idaho Occupation Housewife

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. _____

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

Ans. No 10993 issued upon application No 16066
bearing date of priority January 26th 1915

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

Ans. Big Jackson Creek. Point of diversion is at
the northeast corner of the SE 1/4 NE 1/4 Sec 36 T38. R5W. B7N

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

Ans. Dam five feet high 30 feet on top 20 feet
on bottom fixed gate two feet wide two feet
high. Main ditch 3/4 mile in length 3 feet on bottom
4 1/2 feet on water line. East branch ditch 1 1/2 miles long
west branch ditch 1/2 mile long Branch ditches 2 feet on bottom
three feet on water line

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. Irrigation SW 1/4 NE 1/4 15.0 NE 1/4 SE 1/4 5.0 NW 1/4 SE 1/4 8.0
SW 1/4 SE 1/4 15.0 NE 1/4 SW 1/4 25 16 1/4 NW 1/4 10.0 Approx 25 Acres 30 R. 5 W. B. 7 N.
Some of land
Natural meadow that has been disced and seeded
To tame grasses and is used entirely for Pasture
Other portion containing no vegetation was cultivated and seeded

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

Ans. _____

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

Ans. 3.2 Second feet

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

Ans. _____

10993

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

Ans.

1917, 1918, 1919, 1920 for irrigation, as much as 2 second feet have been carried through the ditches on the land

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.

The ~~first~~ branch ditch is crossing Little Jackson Creek near the east line of the W¹/₄ SE¹/₄ Sec 20 T. 38 R. 5W Picks up the waters of that stream which flows about 2 second feet June 1st and 700 ¹/₂ of an second foot average first this has been cut since 1917

(Sign)

Jessie M. Keith

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe ^{him} ~~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

Nampa

County of

Canyon

State of

Idaho, on this

31st

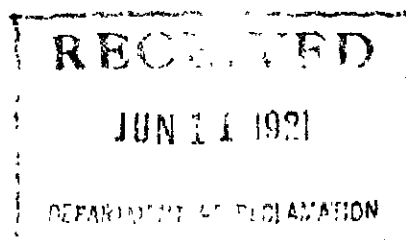
day of

May

A. D. 1921

George W. Lamson
Notary Public

10993



Permit No.

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

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

Ans. James R Keith 49 Givens Springs La. La.
Occupation Stockman and Ranchman

Ques. 2. Are you acquainted with James M Keith, the holder of Permit No. 1993? How long have you known him and where does he reside?

Ans. 28 years resides at Nampa, La.

Ques. 3. Have you read or heard read said Permit No. Yes, 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. Big Jackson Creek diversion from N.E. corner of the S.E. $\frac{1}{4}$ N.E. $\frac{1}{4}$ Sec 36 T3S R5W B.M.

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. 4 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. Irrigation. N.W. $\frac{1}{4}$ N.E. $\frac{1}{4}$ 15 acres N.E. $\frac{1}{4}$ S.E. $\frac{1}{4}$ 5 acres
N.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$ 8 acres N.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$ 15 acres N.E. $\frac{1}{4}$ N.W. $\frac{1}{4}$ 25 acres
S.E. $\frac{1}{4}$ N.W. $\frac{1}{4}$ 10 acres Sec 25 T3S R5W B.M.
Cultivated natural meadow by disking and sowing tame grass. Cultivated hay brush lands by disking and seeding to tame grass.

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. Land underlain with gravel of a loose nature require from one inch of water per acre

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

Ans. *Am the Husband of Emma M. Keith and have charge of land*

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. *1917 1918 1919 1920 Irrigation as much as 4 second feet has been carried in ditches and delivered on land from June to October*

(Sign) *James R Keith*

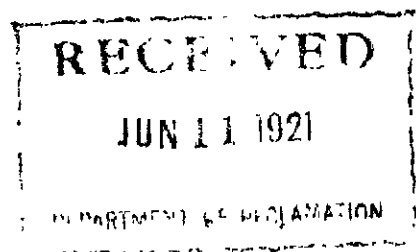
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in *Nampa*, County of *Laramie*,

State of Idaho, on this *24th* day of *May*, A. D. 19*21*

George W. Lawrence
Notary Public.

My commission expires *June 1924*

10993



Permit No.

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

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

Ans. E. A. Lanning 60 Geneva Springs, Idaho
Ranch hand Roadway Geneva Springs, IdahoQues. 2. Are you acquainted with James M. Keith, the holder of Permit No. 10993? How long have you known him and where does he reside?Ans. 10 years now atampa IdahoQues. 3. Have you read or heard read said Permit No. yes, 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. Big Jackson Creek Point of diversion
The N.E. corner of the S.E. $\frac{1}{4}$ N.E. $\frac{1}{4}$ Sec 36 T31
R5W B3N.

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. 4 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. Irrigation SW $\frac{1}{4}$ N.E. $\frac{1}{4}$ 15 ac N.E. $\frac{1}{4}$ N.E. $\frac{1}{4}$ 5 ac
NW $\frac{1}{4}$ N.E. $\frac{1}{4}$ 8 ac SW $\frac{1}{4}$ N.E. $\frac{1}{4}$ 15 ac N.E. $\frac{1}{4}$ NW $\frac{1}{4}$ 25 ac
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 10 ac Sec 25 T31 R5W B3N
both natural meadow and land on which sage
brush grows by discing and seeding to tim

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. Low gravelly soil requires just
one minus inch 45 ac

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

Ans. no

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

Ans. 1917 1918 1919 1920 About 4 second
feet applied to land as before mentioned
during months of June July August Sept Oct

(Sign) E. A. Looming

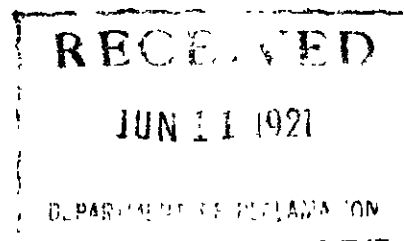
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Nampa Canyon, County Idaho,

State of Idaho, on this 24 day of May A. D. 1921.

George W. Hansen
Notary Public.

My commission expires June 1924

10993



State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO,

May 5, 1921.

Mrs. Jennie M. Keith,

c/o G. W. Lappson,

Notary Public,

Hampan, 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. 10993.

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 May 31 1921, 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 Hampan before G. W. Lappson, notary public.

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.

April 21, 1921.

Re: Permit 10993-Jennie M. Keith.

Mr. E. J. Dockery,
Attorney at law,
Boise, Idaho.

Dear Sir:-

Am enclosing herewith approved application for amendment of the above permit, the same having been placed on record in this office.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

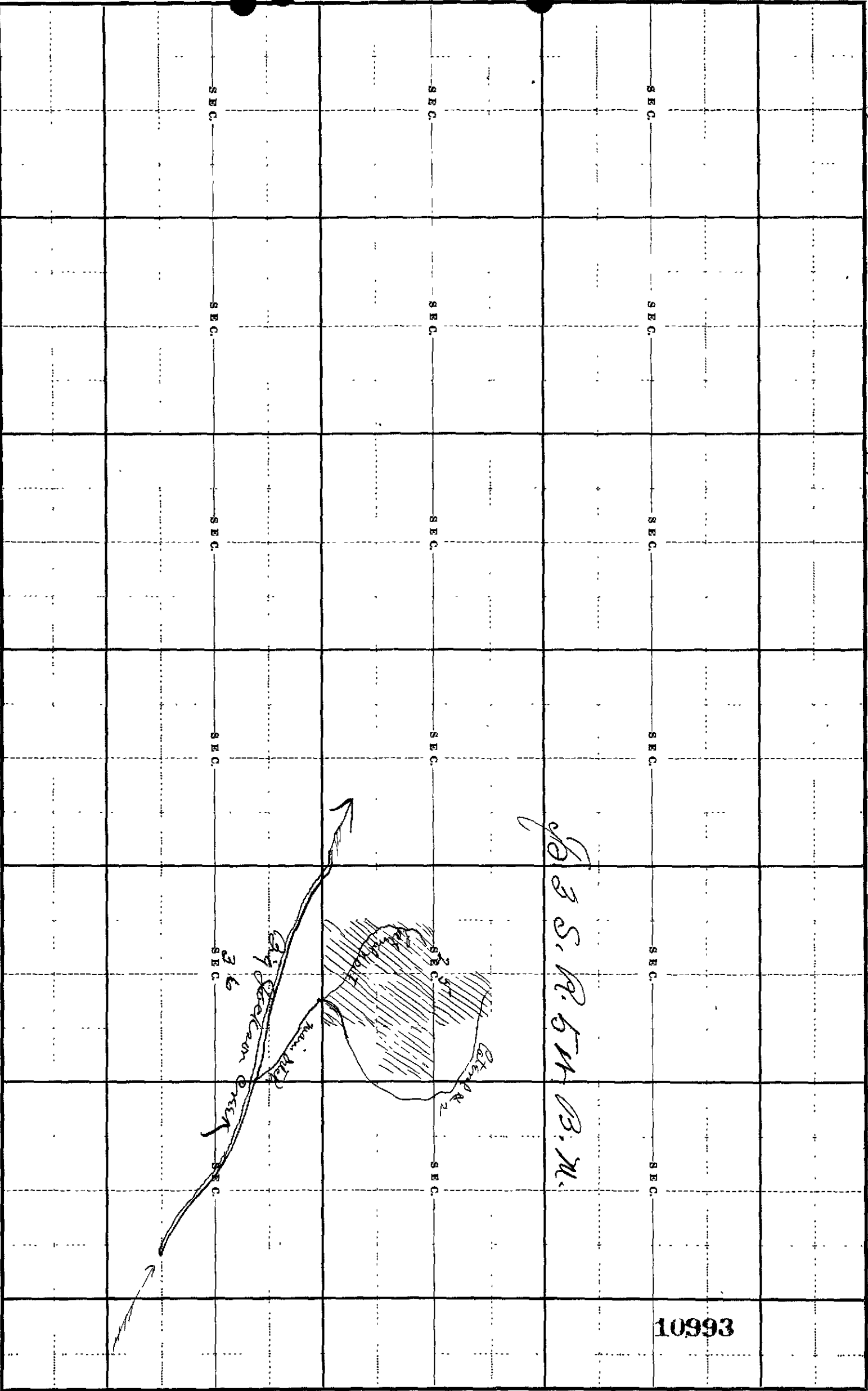
By _____
Chief Clerk.

AA

10993

NAME OF APPLICANT

Securities and Health 10993 T



10993

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

April 20, 1921.

Re Permit 10993-Jennie M. Keith.

Publisher The Empire Press,
Homedale, Idaho.

Dear Sir:-

Relative to notice of proof under the above permit, copy of which was mailed to you yesterday, would say that it has become necessary to amend the list of lands to be irrigated and I am accordingly sending herewith a new notice showing the corrections to be made in the lands. The name of the applicant should also be corrected to read "Jennie M. Keith", and not E.

Very truly yours,

W. G. SWEDSEN,

Commissioner of Reclamation.

By _____
Chief Clerk.

N-

April ²⁰ 1921.

Re: Permit 10993- Jennie M. Keith.

Mr. E. J. Dockery,
Attorney at law,
Boise, Idaho.

Dear Sir:--

Am herewith enclosing you certificate of completion of
works, with order reinstating the above numbered permit; also,
certified copy of the certificate, with receipts for fees paid.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation .

By _____
Chief Clerk.

Enc.

10993

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of Reinstatement of
Permit No. 10993, Under the Pro-
visions of H.B. 53, Session Laws
of 1917.

ORDER REINSTATING PERMIT.

WHEREAS, Permit No. 10993 lapsed through failure of the holder to make the required proof of completion of works within the time specified in the Permit, to-wit: February 13, 1918; and,

WHEREAS, Notice was duly served on the holder to appear and show cause, if any, why said Permit should not be cancelled, under the provisions of H. B. 53, Session Laws of 1917; and,

WHEREAS, The holder of said permit filed notice of appearance to offer proof to show that the works of diversion were completed within the required time and filed depositions supporting such proof; and,

WHEREAS, From the evidence on file, it appears that the works of diversion were fully completed within the time required in the permit, and that the holder had acted in good faith;

IT IS, THEREFORE, Hereby ordered that said Permit, No. 10993, be and the same is, reinstated and that the certificate of completion of works be issued in the usual manner.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 19th day of April, 1921.

W. G. SWENDSEN.
Commissioner of Reclamation.

By Geo B Auchbald
Deputy.

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

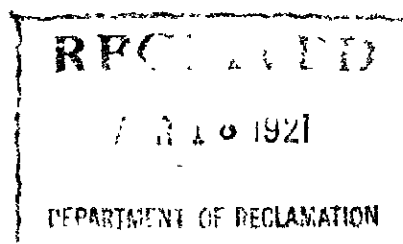
Dear Sir:-

Receipt of notice that Permit No. 10993 is held for
cancellation, under the provisions of H. B. 53, Session Laws of 1917,
is acknowledged. I hereby enter an appearance and will offer proof
to show that the works required thereunder were fully completed on the
date proof of completion of works was due.

Dated at Boise, Idaho, this 16th day
of April, 1921.

James R. Keith
Applicant.

By James R. Keith
Attorney or Agent.



10993

PERMIT No. _____

Proof of Completion of Works

DEPOSITION OF HOLDER

Under Terms of H. B. 53, Laws 1917.

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

Ans. James R Keith, Age 49, Residence, Givens Springs Owyhee Co.,
Idaho, Occupation, ranching and livestock business,

Ques. 2. If acting in behalf of ~~another person, state for whom~~
~~with reference to a person named you, state for whom you are acting in behalf~~

Ans. I am acting in behalf of Jennie M Keith, as her agent, In
submitting the proof herein:

Ques. 3. State number and date of permit, amount of water ~~you are~~ ^{she is} authorized to divert, source, and point of diversion.

Ans. No. of permit, 10993, date Feb. 13, 1915, Amt. of water,
3.2 cu. ft.

3.2 per minute flow, source, Big Jackson Creek, Owyhee Co. Idaho.
Point of diversion, NE. cor. SE¹/₄ NE¹/₄ Sec. 36, Tp. 3 S. R. 5 W. B M.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land ~~you are~~ ^{she is} reclaimed or intend to reclaim.

Ans. Purpose, irrigation; acreage to irrigate, 240 acres described as
follows: SW¹/₄ NE¹/₄, N¹/₂ SE¹/₄, SW¹/₄ SE¹/₄ & SW¹/₄, Sec. 25, Tp. 3 S.,
5 W. B.M.

Ques 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes, on June 1 1917 to the extent of 160 in., or 3.2 cu. ft.
per second flow.

Ques. 6. State whether or not the works of diversion are fully completed, if so on what date, and whether or not they comply in all respects with the terms of the permit.

Ans. Works were fully completed on June 1, 1917, and comply in all
respects with the terms of the permit.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. There is no variance from the terms of the permit.

Ques. 8. Give description of works and state dimensions and capacity of each part as they existed on June 1, 1917, and give cost of same.

Ans. Diversion dam 5 ft. high, 30 ft. on top and 20 ft. on bottom;
headgate 2ft. x 2ft. main ditch 3/8 mi. in length 3ft. on bottom
and 4 1/2 ft. at water line; one branch ditch 1 1/8 mi. long, 1 branch
ditch 1/2 mi. long, Dimension of each branch
ditch 2ft. at bottom and 8 ft. at water line. Cost, \$1,000.00
 (Sign Here.)

James R Keith

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 16th. day of

April A. D. 19 21

My Commission expires Jan. 20, 1923

J. P. Pope
 Notary Public.

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. _____

Proof of Completion of Works

DEPOSITION OF WITNESS

Under Terms of H. B. 53, Laws 1917.

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

Ans. John E Keith, Age 53. Residence Wilson, Owyhee Co., Idaho.

Occupation, ranching and livestock business, Address Wilson, Idaho.

Ques. 2. Are you acquainted with Jennie M Keith, the holder of Permit No. 10993, authorizing the diversion of 3.2 second-feet of the waters of Big Jackson Creek, at Owyhee Co., Idaho her she for irrigation purposes? How long have you known him, and where does he reside?

Ans. Yes, I have known her for 25 years, at Nampa, Idaho.

Ques. 3. Have you read or heard read said Permit No. 10993, and are you familiar with its terms and conditions?

Ans. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes, this water is to be applied on, SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$, Sec. 25, Tp. 3S. 5W. B. M., and requires 160 in. of water to irrigate the same, 80 acres thereof being rocky and not irrigable.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Yes. The works were completed June 1, 1917.

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5, and give your estimate of their capacity on that date.

Ans. Dam 5ft. high, 30ft. on top and 20ft. on bottom. Headgate 2ft. x 2ft. Length, 3.8 mi., 3ft. on bottom and 4ft at water line; 2nd branch ditch 1 1-8 mi. long, 1 branch ditch $\frac{1}{2}$ mi. long, dimension of each branch, 2ft. at bottom and 3ft. at water line; capacity of ditches on June 1, 1917, 3.2 cu. ft. or 160 in.

(Sign here) _____

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada, State of Idaho, on this 16th. day of April A. D. 1921.

My commission expires Jan. 20, 1923

J. P. Pope Notary Public.

10993

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. _____

Proof of Completion of Works

DEPOSITION OF WITNESS

Under Terms of H. B. 53, Laws 1917.

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

Ans. Granville Givens, Age 37, Residence, Nampa, Idaho, Occupation,
livestock business, Address Nampa, Idaho

Ques. 2. Are you acquainted with Jennie M Keith, the
holder of Permit No. 10993, authorizing the diversion of 3.2 second-feet of the waters of
Big Jackson Creek, at Owyhee Co. Idaho
for irrigation purposes? How long have you known her and where does she reside?

Ans. Yes. I have known her for 12 years at Nampa, Idaho

Ques. 3. Have you read or heard read said Permit No. 10993, and are you familiar with its terms and conditions?

Ans. Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes, this water is to be applied on, SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$
SE $\frac{1}{4}$ and SW $\frac{1}{4}$, Sec. 25, Tp. 38. 5W. B. M., and requires 160 in. of
water to irrigate the same, 80 acres thereof being rocky and not
irrigable.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use? If so, when were they so completed?

Ans. Yes. The works were completed June 1, 1917

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question 5. and give your estimate of their capacity on that date.

Ans. Dam 5ft. high, 30ft. on top and 20ft. on bottom. Headgate
Ditch
2ft. x 2ft. Length 3.8 mi. 3ft. on bottom and 4 $\frac{1}{2}$ ft. at waterline;
1 $\frac{1}{2}$ branch ditch 1-8 mi. long; 1 branch ditch $\frac{1}{2}$ mi. 1 dimension, 2ft.
at bottom and 3ft. at water line; capacity of ditches on June 1, 1917
3.2 cu. ft. or 160 in.

(Sign here) Granville Givens

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County
of Ada, State of Idaho, on this 16th day of

April A. D. 1921.

My commission expires Jan 20, 1923

J. P. Pope
Notary Public.

10993

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 18, 1921

(P. O.) Boise, Idaho

TO THE STATE ENGINEER:

Boise, Idaho.

DEAR SIR:

You are hereby authorized to have the attached notice published at my expense in the
Homedale Empire Press of Homedale, Idaho, published
in the county in which the works are situated.

James M. Keith
By J. D. Dickey her attorney in fact

(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.

NE/ or SEC MC-36-38-5-2
-33-

Permit No. 14012

Application for Extension of Time

FOR COMPLETION OF WORKS

L. E. Waldvogel, of Nampa

State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 14012.

Under the terms and conditions of said permit, construction work thereunder was required to
be completed by May 21, 1921.

That he has heretofore performed the following work described under said permit.

Ditch is complete but the land is not all cleared and watered

costing \$ about 300.00.

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

Want to get the land all cleared and under cultivation before making

either proof in order to know the ditches are all right.

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of works under said permit to May 21, 1924.

L. E. Waldvogel.

Subscribed and sworn to before me this 18th day of April, 1921.

Clara M. Brown

Notary Public.

My commission expires April 11- 1924

Date of receipt at office of Department of Reclamation April 18, 1921

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, W. G. Swendsen, Commissioner of Reclamation 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. 14012, to May 21, 1924.

Witness my hand this 18th day of April, 1921.

By Geo. B. Anderson, Deputy

W. G. SWENDSEN

10993

Office of the State Engineer
BOISE, IDAHO

April 16

1911

10993

Re: Permit No. _____

To: **Jennie M. Keith,**

~~Commissioner of Reclamation~~

It appearing to the State Engineer that the terms and conditions of Permit No. **10993**,
to Appropriate the Public Waters of the State of Idaho, have not been complied with as to
proof of completion of works by February 13, 1913,

you are hereby notified, in compliance with H. B. 53, approved February 28, 1917, that said Permit
No. **10993** is hereby held for cancellation.

~~Commissioner of Reclamation~~

You are hereby required to show cause before the State Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. **10993** claims the use of **3.2** cubic feet per second of the
waters of **Big Jackson Creek**, with point of diversion located
Near NW. Corner of SE 1/4 Sec. 36, T. 2 S., R. 5 W, and

was approved **February 13**, **1913**

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho,
this **16th** day of **April**, 19**11**.

W. G. SWENDSEN,
Commissioner of Reclamation.

~~State Engineer.~~

By _____
Chief Clerk.

10993

December 3, 1915.

Re Permit No. 10993.

M. G. Cage, Attorney,
Boise, Idaho.

Sir:--

The application for extension of time under
above permit has been approved and duplicate copy
is herewith returned to you.

Very truly yours,

J. H. SMITH,

State Engineer.

ET

By _____

Recorded

Permit No. 10993

Application For Extension of Time

For Completion of Works

Milton G. Cage, as Agent for

Jennie M. Keith, of Boise

State of Idaho, being first duly sworn, upon his oath deposes and says:

That she

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho

No. 10993.

Under the terms and conditions of said permit, construction work thereunder was required to be completed by February 13th, 1916.

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

All completed with the exception of about 100 feet of rock work, which will have to be blasted

costing \$ 423.00

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

Did not have time for the rock work and ask for an additional year,

WHEREFORE, He asks that the State Engineer extend the time for the completion of construction work under said permit, to February 13th, 1918.

And further, deponent saith not

Subscribed and sworn to before me this 30th day of November, 1915.

Milton G. Cage
agent for Jennie M. Keith

Clara M. Brown,

Notary Public

My commission expires Aug. 19, 1919. Residing at Boise, Idaho.

Date of receipt at office of State Engineer November 30, 1915.

APPROVAL OF STATE ENGINEER.

J. H. Smith,

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. 10993, to February 13th, 1918.

Witness my hand this 30th day of November, 1915.

(over)

State Engineer.

10993

Effective April 10, 1911.

STATE ENGINEER'S OFFICE.

*Rules and Regulations for Extension of Time for
Construction of Work Under Permit.*

House Bill No. 123 approved March 9th, 1911, provides that, where the State Engineer has limited time for completion of construction of necessary works under a permit to appropriate the public waters, to less than five years, he may, for good cause shown, extend such time as he may deem necessary.

To obtain such extension of time, the permit holder should fill out and file with the State Engineer two copies of the affidavit found upon the reverse side of this sheet.

(over)

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Jenny M. Keith,
Enterprise, Idaho.

Boise, Idaho,

Nov. 6, 1915.

Dear Sir:

Under the terms of your permit No.-----**10993**-----, you are required to complete your diversion works on or before-----**Feb. 15, 1916**----- 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.

10993

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

F. P. KING,

STATE ENGINEER.

Permit 10993 Keith.
Milton C. Gage,
Boise, Idaho.

February 20, 1915.

BOISE, IDAHO.

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.*

HERBERT WING,

~~ENGINEER~~

Acting State Engineer.

10993

Name of Applicant.....

