

Name of Applicant

Sarah L. Spencer # 10084

Township 7 S. R. 3 W. Boise Quadran

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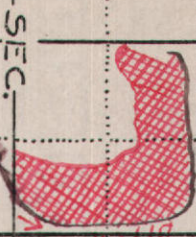
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10084

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 2 p. m., on the 2d day of April, 1915, at Boise, County of Ada, State of Idaho, before C. S. Hunter, notary public 527-28 Idaho Bldg. proof will be submitted of the application to beneficial use of 2.4 cubic feet per second of the waters of Ruby Springs in accordance with the terms and conditions of Permit No. 10084 heretofore issued by the State Engineer of the State of Idaho.

1. The names and postoffice address of the persons or corporations holding said permit are Sarah L. Spencer, Bruneau, Idaho.

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

3. The amount applied to beneficial use is Two and Four Tenth cubic feet per second.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ of the NE $\frac{1}{4}$; NE $\frac{1}{2}$ of the NE $\frac{1}{4}$ Sec. 30, township 7, south, range 3 east 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 Spencer ditch.

6. The right to take the water from such works is based upon Permit No. 10084.

7. The source of supply from which such water is diverted is Ruby Springs located in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ sec. 30, twp. 7 south, range 3 west B. M.

8. The date of priority which said user is prepared to establish is August, 1, 1914.

HERBERT WING,
Acting State Engineer

220—11—First pub. Feb. 25, 9.5
Last pub. Mch. 18, 15.

Affidavit of Publication

STATE OF IDAHO }
County of Owyhee } ss

H. W. Graham

being duly sworn, deposes and says that he is the
publisher of OWYHEE NUGGET, a
weekly newspaper published at Bruneau, Idaho;
that the said newspaper is in general circulation in
Owyhee County; that a copy of the above notice, as
per clipping attached, was published in the regular
and entire issue of said newspaper for 4

consecutive weeks, beginning with the issue of

Feb. 25, 1915, and ending
with the issue of Mar 18 1915

H. W. Graham

Subscribed and sworn to before me this 23^d

day of March 1915

Thos. W. Linn
Notary Public

10084

10084

T. 7 S. 12. 3 W. B. M.

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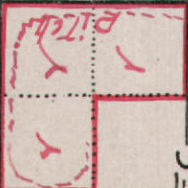
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Painted Division
Study Springs

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County: Owyhee
 Stream: Ruby Spring.
 Amount: 1.2 sec.ft.
 Use: Irrigation
 Priority: 3-28-1914.

STATE OF IDAHO

Water License No. 10084.....
 WATER DISTRICT NO. 54 .

WHEREAS, On the 28th day of March , A. D. 1914, Sarah L. Spencer ,

of Triangle , County of Owyhee State of Idaho , duly made application (No. 14985) to me for a permit to use 2.4 cubic feet per second of the waters of Ruby Spring, located in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 30, T. 7 S., R. 3 W., B.M., in Water District No. 54 County of Owyhee , State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 10th day of April , A. D. 1914, Permit No. 10084 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 10th day of April , A. D. 1916, and for the application to beneficial use of said water on or before the 10th day of April , A. D. 1917, and,

WHEREAS, On the 2nd day of February, A. D. 1915, Sarah L. Spencer ,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 2.4 cubic feet per second of said waters, as evidenced by my Certificate No. 10084 , dated April 29, 1915 , confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2.4 cubic feet per second of said water , with date of priority of March 28, 1914 , and

WHEREAS, On the 2nd day of April , A. D. 1915 , Sarah L. Spencer ,

the holder of said permit, duly made proof of the application to beneficial use of 1.2 cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to

Sarah L. Spencer

of Triangle , County of Owyhee , State of Idaho , the holder and owner of said Permit No. 10084 , a perpetual right, dating from March 28, 1914, to the use of 1.2 cubic feet per second of the waters of Ruby Springs ,

in the County of Owyhee and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 30, T. 7 S., R. 3 W., B. M.,

and conducted to and upon 60 acres, as follows: 25 acres in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, 25 acres in NE $\frac{1}{4}$ of NE $\frac{1}{4}$ and 10 acres in NW $\frac{1}{4}$ of NE $\frac{1}{4}$, all in Sec. 30, T. 7 S., R. 3 W., B.M. ,

for the purpose of irrigation and domestic use , subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 10th day of February , A. D. nineteen hundred and seventeen.

J. H. SMITH,

(Seal)

State Engineer:

No. 14985

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Sarah L. Spencer

Postoffice address: Flint

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 2 4/10 cubic feet per second.

3. Source of water supply: Ruby Springs located in the NE₄ of the SE₄ of Section 30,
T. 7 S. R. 3 W. B. M.4. Location of point of diversion: NE₄ SE₄ Sec. 30, T. 7 S. R. 3 W. B. M. at the head of
a small canyon.

County of Owyhee

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

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 120

acres.

(b) In the following legal subdivisions: NE₄ NE₄; NE₄ NE₄, Sec. 30, T. 7 S. R.
3 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: \$150.00

7. Description of works for diversion:

I. Kind of works: ditch

II. Dimensions of works:

[a] Height of dam

feet, length of dam at top

feet,

length of dam at bottom

feet. Material used in construction:

[b] Capacity of reservoir

acre feet.

(c) Size of headgate, width

feet,

Height

feet.

(d) Conduit ditch

width at bottom 20 inches

width at water line

2

feet, depth of water

one

feet, diameter of pipe

inches; average grade per mile is

seven feet.

Length of conduit is 5/4

miles,

and it crosses the following quarter sections: NE₄ Sec. 30, T. 7 S. R. 3 W. B. M.

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

Sarah L. Spencer

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 10:00 A. M. March 28, 1914.

Returned to applicant for correction March 30, 1914.

Corrected application received April 4, 1914.

APPROVAL OF STATE ENGINEER

The number of this permit is 10084

Recorded in Book 35 Page 10084 Approved April 10, 1914.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of _____ to be filed on or before _____

Work to begin on or before June 1, 1914. and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before April 10, 1915.

The whole of said work to be completed on or before April 10, 1916.

Beneficial use of water appropriated in accordance herewith, to be made on or before April 10, 1917

Witness my hand this 10th day of April, 1914.

F. P. KING,

State Engineer.

Remarks:

Ruby spring which is filed on in this application is situated on Government land.

Proof of completion of works made February 2, 1915.

Certificate of completion issued April 29, 1915.

Permit No. 10084

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Sarah L. Spencer, of Bruneau, County of Owyhee, and State of Idaho, the holder of Permit No. 10084, issued upon Application No. 14985, bearing date of priority of March 28, 1914, authorizing the diversion of 2.4 second feet of the waters of Ruby springs, located in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 30, T. 7 S., R. 3 W.B.M., 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 2.4 second feet of the waters of Ruby Springs; that the point of diversion of said waters is in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 30, T. 7 S., R. 3 W.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and N $\frac{1}{2}$ of NE $\frac{1}{4}$, Sec. 30, T. 7 S., R. 3 W.B.M., containing 120 acres.

Witness my hand this 29th day of April, A. D. 1915.

J. H. Smith,

State Engineer of the State of Idaho.

Recorded by
Checked by

March 1st, 1917.

Re Permit 10084.

Mrs. Sarah L. Spencer,
Bruneau, Idaho.

Madam:--

Enclosing herewith water license issued under
above permit.

Very truly yours,

J. H. SMITH,

State Engineer.

WL

By _____

10084

REPORT OF ENGINEER

1. State name of applicant and number of permit: Joseph L. Spencer # 10084
2. State source of water supply: Reuby Springs
3. Location of point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 30, Twp 7 S. Range 3. N. B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Yes
5. Describe works as they exist, giving dimensions and capacities of same: Small dam below springs and ditch from thence to land to be irrigated of sufficient capacity to convey 2.4 second feet of water
6. State whether or not water has been turned into works of diversion: Yes
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):
SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec 30 Twp 7 S. R 3 W B.M. - SE $\frac{1}{4}$ NE $\frac{1}{4}$ 25 acres, NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 25 acres - NW $\frac{1}{4}$ NE $\frac{1}{4}$ 10 acres
8. Submit map on enclosed plat, showing location and details of above description.

Remarks:

This examination was made on the 26th day of February 1916.

(Signed) *

Gust Roen

Examiner.

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

STATE OF IDAHO

County of Dwyer

} ss.

Gust Rosen

, 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.

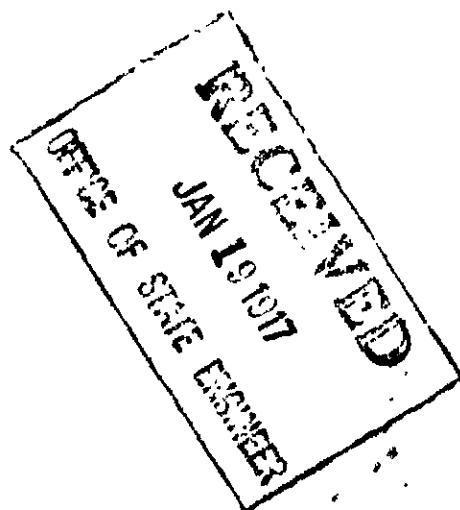
Subscribed and sworn to before me this 26th day of February 1916

McKenzie

Notary Public.

My Commission Expires

Nov 1st 1919.



10084

Name of Applicant

Sarah L. Spencer # 10084.

Township 7 S. R. 3 W. 1st Quadrant

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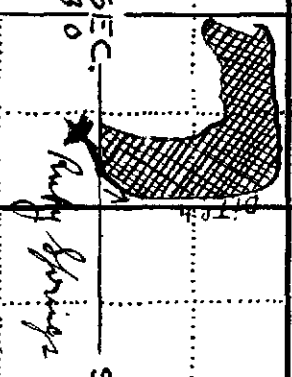
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10084

February 29, 1916.

Re Permit No. 10084.

Mrs. Sarah L. Spencer,
Bruneau, Idaho.

Madam: --

In checking the report and map of Mr. Gust Raasen I find that he has marked the springs on the map in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of section 30 instead of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said section. This should be corrected and map drawn upon the regular form, which is herewith enclosed.

Very truly yours,

J. H. SMITH,

State Engineer.

RM-MF

By _____

10084

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Sarah L. Spencer,

Jan. 13, 1916.

Dear Sir: Bureau, Idaho

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No.---~~10084~~---, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J.H.S Mith

State Engineer

10084

100011

Boise Idaho

Feb 25/1916

Mr J H Smith State
Engineer Boise Idaho
Dear Sir

pleas find enclosed
Report of Engineer
in final proof of
matter as it concerns

Mrs Sarah L Spence

100011

August 27, 1915.

Re Permit No. 10084.

Mrs. Sarah L. Spencer,
Triangle, Idaho.

Madam:--

In looking through the files under your above numbered permit I find that the license is being held pending receipt of report of examining engineer. If you will send us the name of some one near you who can do this work for you, the necessary blanks will be mailed him. A licensed surveyor is not required but some one familiar with such work. I would state that, where the expense of the examination is required to be paid by the permit holder, no additional fees are due at this office on final proof. Am returning herewith check in the sum of \$6.00.

Very truly yours,

J. H. SMITH,

State Engineer.

ChNo.265

By _____

10084

May 14, 1915.

Permit 10084.

Sarah L. Spencer,
Bruneau, Idaho.

Madam:

I am enclosing herewith certificate of completion of works, with receipt for fee.

Yours truly,

J. H. SMITH,

State Engineer.

By _____

CCW-R3216

10084

April 13, 1915.

Permit 10084-Sarah L. Spencer.

C. S. Hunter, Attorney,
Boise, Idaho.

Sir:

Replying to your letter of the 10th would say that the examination can be made at a later date, whenever the holder of the permit is ready. The blanks will be sent to the party making the examination whenever the name is given us.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10084

C.S. HUNTER
ATTORNEY AT LAW
BOISE, IDAHO

April 10th, 1915.

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

Permit No. 10084-
Sarah L. Spencer.

Dear Sir:

In compliance with your letter of the 7th inst.,
I have today written to the permit holder and asked
her to suggest a competent engineer to make the ex-
amining report under the above permit. I would suggest
however, that this be deferred a month or six weeks so
that the roads in Owyhee County may be come more settled.

H/B.

Yours very truly,

C. S. Hunter

April 7, 1915.

Permit 10084. Sarah L. Spencer.

C. S. Hunter, Attorney,
Boise, Idaho.

Sir:

We are just in receipt of your letter enclosing depositions and affidavit of publication for final proof under above permit, together with check for fees in the sum of \$6.00. The license will be issued as soon as the report of the examining is made.

As it will be some time before an engineer from this office will be able to make this trip, I would suggest that the holder give us the name of some competent person nearer her land who could do this work for her. Some engineer from Jordan Valley, Oregon, or any one whom she knows to be competent to do the work would be satisfactory to us. Where the examination is made the expense of the holder, no fees are charged by this office and it expedites matters. I am herewith returning you the check until farther information is received from the holder.

Very truly yours,

J. H. SMITH,

State Engineer.

Ch\$6

B _____

10084

File
C.S. HUNTER
ATTORNEY AT LAW
BOISE, IDAHO

April 6th, 1915.

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

Dear Sir:

Enclosed herewith find Deposition of holder
of Permit No. 10084 and Depositions of two witnesses
in support of proof of application of water to
beneficial use which was taken before me a few
days ago. I am also enclosing herewith affidavit
of publication of notice of such proof together
with a check for \$6.00 filing fees.

H/B

Very truly yours,

C. S. Hunter

NOTICE FOR PUBLICATION

Notice is hereby given that at 2 p. m., on the 24 day of April, 1916, at Boise, County of Ada, State of Idaho, before C. S. Hunter, notary public 527-28 Idaho B'g. J. W. McMillan submitted his application to beneficial use of 24 cubic feet per second of the waters of Ruby Springs in accordance with the terms and conditions of Permit No. 10081 heretofore issued by the State Engineer of the State of Idaho.

1. The names and postoffice address of the persons or corporations holding said permit are Sarah L. Spencer, Brunson, Idaho.
2. The use to which said water has been applied is irrigation.
- 3 The amount applied to beneficial use is Two and Four Tenth cubic feet per second.
- 4 The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ of the N E $\frac{1}{4}$; N $\frac{1}{2}$ of the NE $\frac{1}{4}$ Sec 30, township 7, south, range 8 east 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 Spencer ditch.
6. The right to take the water from such works is based upon Permit No 10034.
7. The source of supply from which such water is diverted is Ruby Springs located in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ sec. 80, twp-7 south, range 8 west B M
8. The date of priority which said user is prepared to establish is August, 1, 1914.

HERBERT WING,
Acting State Engineer

220—41—First pub. Feb 25, 9.5
Last pub. Mch, 18, 15.

STATE OF IDAHO } ss
County of Owyhee }

being duly sworn, deposes and says that he is the ~~author~~ of OWYHEE NUGGET, a weekly newspaper published at Bruneau, Idaho; that the said newspaper is in general circulation in Owyhee County; that a copy of the above notice, as per clipping attached, was published in the regular and entire issue of said newspaper for 4 consecutive weeks, beginning with the issue of Nov. 20, 1913, and ending with the issue of Dec 18, 1913.

Subscribed and sworn to before me this

day of

of March 1915
Thos. W. Simmons
Notary Public

PERMIT No. 10084

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Sarah L. Spencer. Residence Triangle Flat, Owyhee County, Idaho.

Post Office Address, Triangle, Owyhee County, Idaho.

Occupation, Housekeeper.

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. Permit No. 10084; Date of Priority August 1st, 1914.

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

Ans. Ruby Springs located in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Sec. 30, Twp. 7 South, Range 3 West, Boise Meridian. Point of diversion at head of small canyon in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 30, Twp. 7 South, Range 3 West, Boise Meridian.

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. A ditch commencing about 200 yards below Ruby Springs at a point where the flow from both springs joined, continues ^{to} point of use - ditch capable of conveying from point of diversion to place of use 120 inches, known as the Ruby Ditch.

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.

Water is used for irrigation. Water has been used on the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and 20 acres of the same has been actually irrigated; Water used on the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and 7 acres of the same has been actually irrigated; Water used on the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and from five to ten acres of the same has actually been irrigated, besides that which sub-irrigates. The NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ is almost entirely natural meadow, and irrigation increased the crop therefrom 75%. On the NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ timothy and clover was sown with the result of a fair seeding. No hay or grass of any nature grew on this tract prior to irrigation except ordinary range grass.

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. Land requires at least one inch per acre for proper irrigation.

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.

10084

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

Ans. Entire flow of Ruby Springs used during the season of 1914, on above described land for irrigation purposes.

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

Ans. No water other than that above described has been diverted and applied to beneficial use on these lands.

(Sign) Sarah L. Spencer

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 No. 527-528 Idaho Building, Boise, County of

Ada, State of Idaho, on this 2nd day of April
A. D. 1915.

C. S. Hunter
Notary Public

1915

Permit No. 10084.....

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

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

Ans. Gust Raaen, Age 40; Occupation Farmer; Residence and Post Office Address, Triangle, Owyhee County, Idaho.

Ques. 2. Are you acquainted with Sarah L. Spencer, the holder of Permit No. 10084? How long have you known her and where does she reside?

Ans. I have known Mrs. Spencer for seven years, and she resides at Triangle, Owyhee County, Idaho.

Ques. 3. Have you read or heard read said Permit No. 14985, and are you familiar with its provisions and conditions?

Ans. I have read said permit and know the provisions and conditions.

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-Ruby Springs; place of diversion NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 30, Twp. 7 South, Range 3 West, Boise Meridian. A ditch conveys the water from this point to place of use. The ditch I should judge to be about 2300 feet long, about 16 or 18 inches wide at the bottom and about two feet wide at the top and an average of about one foot 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. Ditch will carry over 2 ft. and I have the entire flow of Ruby Springs conveyed through the ditch during the irrigation season of 1914.

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 the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 30, Twp. 7 South, Range 3 West, Boise Meridian. There is a flat on the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 30, which is a natural meadow and irrigation increased the crop fully $\frac{1}{2}$ during the season of 1914. The land under the ditch in the other 80 acres was seeded to timothy and clover and now has a fair seeding on the same. No hay of any character except range grass grew on this land before irrigation.

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. The land is volcanic-ash in character and usually requires about one inch of water per acre for profitable cultivation.

10084

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 no interest in the works, water, or lands above mentioned.

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 assisted in the irrigation of the land under the ditch during 1914, and saw water from the ditch on each of the 40 acre tracts in a total of probably 30 acres or more.

(Sign) Gust Raen

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 #527-8 Idaho Bldg., Boise. County of Ada, State of Idaho, on this 2nd day of April, A. D. 1915.

C. S. Hunt

Notary Public.

MY COMMISSION EXPIRES MAY 1916.

My Commission Expires

1915

Permit No. 10084

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Jasper Spencer; Age 49; Occupation, Farmer;

Residence and Post Office Address; Triangle, Owyhee County, Idaho.

Ques. 2. Are you acquainted with Sarah L. Spencer, the holder of Permit No. 10084? How long have you known ~~him~~ ^{her} and where does ~~he~~ ^{she} reside?

Ans. Have known holder of Permit No. 14985 eight (8) years.

She resides at Triangle, Owyhee County, Idaho.

Ques. 3. Have you read or heard read said Permit No. 14985, and are you familiar with its provisions and conditions?

Ans. Have read same and am familiar with provisions and conditions.

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-Ruby Springs; Place of diversion-200 yards below springs in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 30, Twp. 7 South, Range 3 West, Boise Meridian. Water is conducted from this point to place of use by a ditch averaging 16 inches in width at bottom and 24 inches in width at water line and approximately one foot 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. Ditch will convey at least 3 $\frac{1}{2}$ second feet of water; Have seen entire flow of Ruby Springs conveyed in ditch during 1914, which was approximately 50 cfs.

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.

Water used for irrigation on the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 30, Twp. 7 South, Range 3 West, Boise Meridian, and about 20 acres was irrigated on the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, 7 or 8 acres of the NE $\frac{1}{4}$, and about 7 acres of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$; the last named sub-division is partly natural meadow, the rest necessitating cultivation. Irrigation increased the crop of natural hay and a seeding of tame hay was procured on the balance.

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 is of a volcanic ash character, and requires one inch of water to the acre under ordinary circumstances.

10084

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 am the husband of the permit holder but both the land irrigated and the works are her own separate property.

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 witnessed the application of the water during the entire season of 1914, turning the water onto the land myself.

(Sign) Jasper Spencer

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 ~~#537-538~~ Idaho Bldg. Boise County of Ada State of Idaho, on this 2nd day of April A. D. 1915

C. S. Hunter

Notary Public.

MY COMMISSION EXPIRES APR

My Commission Expires

1915-1

STATE OF IDAHO
ENGINEERING DEPARTMENT

F. P. KING,
STATE ENGINEER

BOISE

INSTRUCTIONS
PROOF OF BENEFICIAL USE

Sarah L. Spencer,
c/o C. S. Hunter,
Boise, Idaho. Idaho Blg. BOISE, IDAHO, Mar. 29, 1915.

DEAR ~~SAR~~ Madam:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. 10084.

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On April 2nd, 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 Boise, before C.S. Hunter.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,

J. H. Smith, ~~Permit Holder~~

State Engineer.

10084

Apr 2

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Jan. 28, 1915

(P. O.) Bruneau, Idaho.

To the State Engineer,
Boise, Idaho.

(P. O.)

(Date)

State Engineer, Boise.

Dear Sir:

I have your letter of *Feb 24* enclosing Notice of Proof
of Beneficial Use of Water under Permit No. *10084* which will be published
as you request, beginning with our issue of *Feb 26*

J. W. Graham

10084

STATE ENGINEER

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 2 P. m. on the 2nd day of April, 1915,
 at Boise, County of Ada, State of Idaho,
 before C. S. Hunter, Notary Public, 527- 28, Idaho Bldg., proof will be submitted
 of the application to beneficial use of 2-4/10 cubic feet per second of the waters of
Ruby Springs in accordance with the terms and conditions of Permit No. 14985
10084
 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
Sarah L. Spencer, Bruneau, Idaho.
- 2 The use to which said water has been applied is irrigation
- 3 The amount applied to beneficial use is 2-4/10 cubic feet per second
- 4 The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
SE $\frac{1}{4}$ of the NE $\frac{1}{4}$; NE $\frac{1}{2}$ of the NE $\frac{1}{4}$ Sec. 30, T. 7 S., R. 3 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
Spencer Ditch.
- 6 The right to take the water from such works is based upon Permit No. 14985-10084
- 7 The source of supply from which such water is diverted is Ruby Springs, located in the
NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ Sec. 30, T. 7 S., R. 3 W., B. M.
- 8 The date of the priority which said user is prepared to establish is August 1st. 1914.

Herbert Wing,

XXXXXX
 Acting State Engineer.

Permit No. 10084

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Owyhee

ss.

Sarah L. Spencer

, being first duly sworn upon ^{her} oath deposes and says:

First: That ^she is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 10084 and that ^{her} postoffice address is TrunEAU, Owyhee County, State of Idaho.

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by April 10, 1916

Third: That the use for which said water is intended is irrigation

Fourth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Ditch (Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir acre feet.

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

(d) Conduit Ditch width at bottom 20 inches, width at water (State whether ditch, flume or pipe)

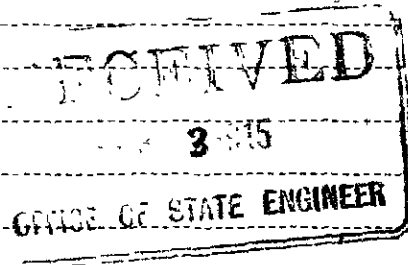
line 2 feet, depth of water 1 feet; diameter of pipe inches;

average grade per mile is 7 feet. Length of conduit is 3/4 miles.

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

Sixth. That water appropriated under said permit is available for 120 acres of land described as follows: The N. 1/2 of the N. E. 1/4 and the SE 1/4 of the NE 1/4 of section 30 Township 7 S R 3 W. Boise Meridian

Seventh. Remarks: That



Sarah L. Spencer (Sign here)

Subscribed and sworn to before me this 2nd day of February 1915

My commission expires

March 1, 1915

Notary Public.

10084

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

Name of Applicant.

John A. Jones

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657 Point Pleasant
Ruby Springs

	
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Boise, Idaho, March 30, 1914.

App. 14985. - Spencer.

Mr. C. S. Hunter,
Boise, Idaho.

Sir:--

Above application returned herewith
for completion in the following particular:
Comply with general rule III of the Rules
and Regulations, relative to filing on springs.

Very truly yours,

F. P. KING,

State Engineer,

By _____

Enc. A14985, FFR 9038 and RR.
W/L.

10084