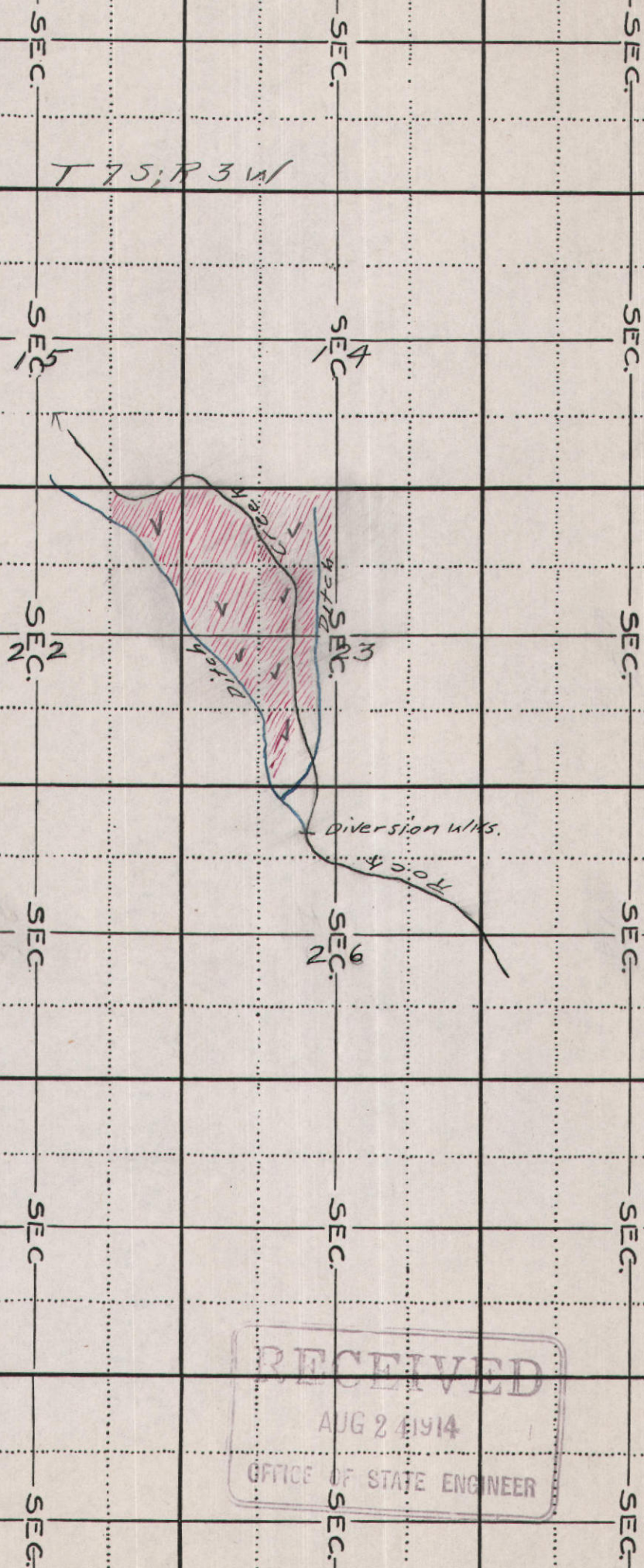


N^o 8176



8176
B/2

Printed and for sale by the Statesman Shop, Boise, Idaho.

County: Owyhee
Stream: Rock Creek
Amount: 3 cubic feet per second
Use: irrigation
Priority: March 30, 1912.

STATE OF IDAHO

Water License No. 8176

WHEREAS, On the 30th day of March, A. D. 1912, Jasper Spencer and Gust Raaen

of Flint, County of Owyhee, State of Idaho, duly made application (No. 12198) to me for a permit to use three (3) cubic feet per second of the waters of Rock Creek

County of Owyhee, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 13th day of April, A. D. 1912, Permit No. 8176 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 13th day of April, A. D. 1914, and for the application to beneficial use of said water on or before the 13th day of April, A. D. 1916, and,

WHEREAS, On the 28th day of March, A. D. 1914, Jasper Spencer and Gust Raaen

the holders of said permit, duly made proof of the completion of adequate works for the diversion of three (3) cubic feet per second of said waters, as evidenced by my Certificate No. 8176 dated March 31st, 1914, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use three (3) cubic feet per second of the said water with date of priority of March 30, 1912, and

WHEREAS, On the 30th day of April, A. D. 1914, Jasper Spencer and Gust Raaen

the holders of said permit, duly made proof of the application to beneficial use of three (3) 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 Jasper Spencer and Gust Raaen

of Flint, County of Owyhee, State of Idaho, the holders and owners of said Permit No. 8176, a perpetual right, dating from March 30, 1912, to the use of three (3) cubic feet per second of the waters of Rock Creek

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 NW $\frac{1}{4}$, Sec. 26, T. 7 S., R. 3 W.B.M.

and conducted to and upon 155 acres, as follows: 20 acres in SE $\frac{1}{4}$ of NW $\frac{1}{4}$; 20 acres NE $\frac{1}{4}$ of NW $\frac{1}{4}$; 15 acres in NW $\frac{1}{4}$ of SW $\frac{1}{4}$; 40 acres in SW $\frac{1}{4}$ of NW $\frac{1}{4}$; 30 acres in NE $\frac{1}{4}$ of SW $\frac{1}{4}$ and 10 acres in SE $\frac{1}{4}$ of SW $\frac{1}{4}$ all in Sec. 23, and 20 acres in NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 22; all in 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 28th day of July, A. D. nineteen hundred and fifteen

J. H. SMITH.

State Engineer:

(Seal)

No. 12198.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Jasper Spencer and Gust Raaen.

Postoffice address: Oreana.

County: Owyhee State: Idaho.

2. The quantity of water claimed is three (3) cubic feet per second.

3. Source of water supply: Rock Creek.

4. Location of point of diversion: in N $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 26, T. 7 S. R. 3 W. B. M.

County of Owyhee.

5. To be used for: irrigation purposes.

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 150 acres.

(b) In the following legal subdivisions: E $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 23, and NE $\frac{1}{4}$ Sec. 22, Township 7 South, Range 3 West, B. M.

6. Estimated cost of works: \$2000.00

7. Description of works for diversion:

I. Kind of works: Ditch from Creek to the land to be irrigated, with small flume over creek where branch ditches crosses.

II. Dimensions of work:

(c) Size of headgate: Width 3 $\frac{1}{2}$ feet, height 1 $\frac{1}{2}$ feet.(d) Conduit ditch, width at bottom 3 $\frac{1}{2}$ feet, width at water line 4 feet, depth of water 1 foot; average grade per mile is 5 feet. Length of conduit is 2 miles and it crosses the following quarter sections: NW $\frac{1}{4}$ Sec. 26, SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 23, NE $\frac{1}{4}$ Sec. 22, Township 7 South, Range 3 West B. M.

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

9. Time required for the complete application of the water to the proposed use is 2 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.

Jasper Spencer and Gust Raaen,

Applicants.

By.....Garrett & Dunning.....Agents.

Remarks: Attention is called to the fact that the above named applicants on March 31, 1896 filed in the office of the County Recorder of Owyhee County, Idaho, a notice of water right location, claiming 2 cubic feet per second of the waters of the said Rock Creek, which said notice is recorded in Book 3 of Water Rights at pages 487 and 488, Owyhee County Records. The water herein applied for embraces the 2 cubic feet of water described in such notice of water right location, and the applicants herein do not waive their rights under the said water right location, and expressly declare that it is their intention to retain any rights which they may have acquired by reason of such notice of water right location.

APPROVAL OF STATE ENGINEER.

The number of this permit is 8176.

Date of first receipt at office of State Engineer: 10.25 am. March 30, 1912.

Returned to applicant for correction: April 2, 1912.

Corrected application received: April 3, 1912.

Recorded in Book 26 Page 8176 Approved April 13, 1912.

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:

Work to begin on or before June 12, 1912, 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 13, 1913.

The whole of said work to be completed on or before April 13, 1914.

Beneficial use of water appropriated in accordance herewith, to be made on or before April 13, 1916.

Witness my hand this thirteenth day of April, 1912.

A. E. Robinson,

State Engineer.

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Proof of Completion of Works made March 28, 1914.

Certificate of Completion of Works issued March 31, 1914.

PERMIT NO. 8176.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Jasper Spencer and Gust Paaen of Flint, County of Owyhee, and State of Idaho, the holders of Permit No. 8176, issued upon Application No. 12198, bearing date of priority of March 30, 1912, authorizing the diversion of 3 second feet of the waters of Rock Creek, County of Owyhee, State of Idaho, for irrigation and domestic purposes, have 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 second-feet of the waters of Rock Creek; that the point of diversion of said waters is at a point in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, Tp. 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: E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 27, and NE $\frac{1}{4}$ Sec. 28, Tp. 7 S. R. 3 W. B. M., containing 150 acres.

Witness my hand this 31st day of March, A. D. 1914.

P. J. KING,

State Engineer of the State of Idaho.

License No. 1000 3 second feet
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REPORT OF ENGINEER

Per. No 8176

1. State name of applicant and number of permit: *Jasper Spencer - Gust Ragen*
2. State source of water supply: *Rock Creek*
3. Location of point of diversion: *NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec 26 T. 7. S. R. 3 E. B.M.*
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit:
They Are
5. Describe works as they exist, giving dimensions of same as follows:
Earth Dam 12' Long 2' High - H.G. 12' x 32'
- (a) Width of conduit at bottom: *4.0'*
- (b) Width at water line: *5.0'*
- (c) Depth of water: *1.0'*
- (d) Grade per mile: *10.5'*
- (e) Capacity of ditch: *6* second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent:
Water has been turned in to extent of about 4 sec. ft.
Works are now dry.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: *20^a SE $\frac{1}{4}$ NW $\frac{1}{4}$; 20^a NE $\frac{1}{4}$ NW $\frac{1}{4}$; 15^a NW $\frac{1}{4}$ of SW $\frac{1}{4}$ 40^a SW $\frac{1}{4}$ NW $\frac{1}{4}$; 30^a NE $\frac{1}{4}$ SW $\frac{1}{4}$; 10^a SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 23 20^a NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 22 T. 7. S. R. 3 W*
Total 155 acres
8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:

RECEIVED

AUG 21 1914

OFFICE OF STATE ENGINEER

Ex. Aug 21 - 1914

J. G. Bantz

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.

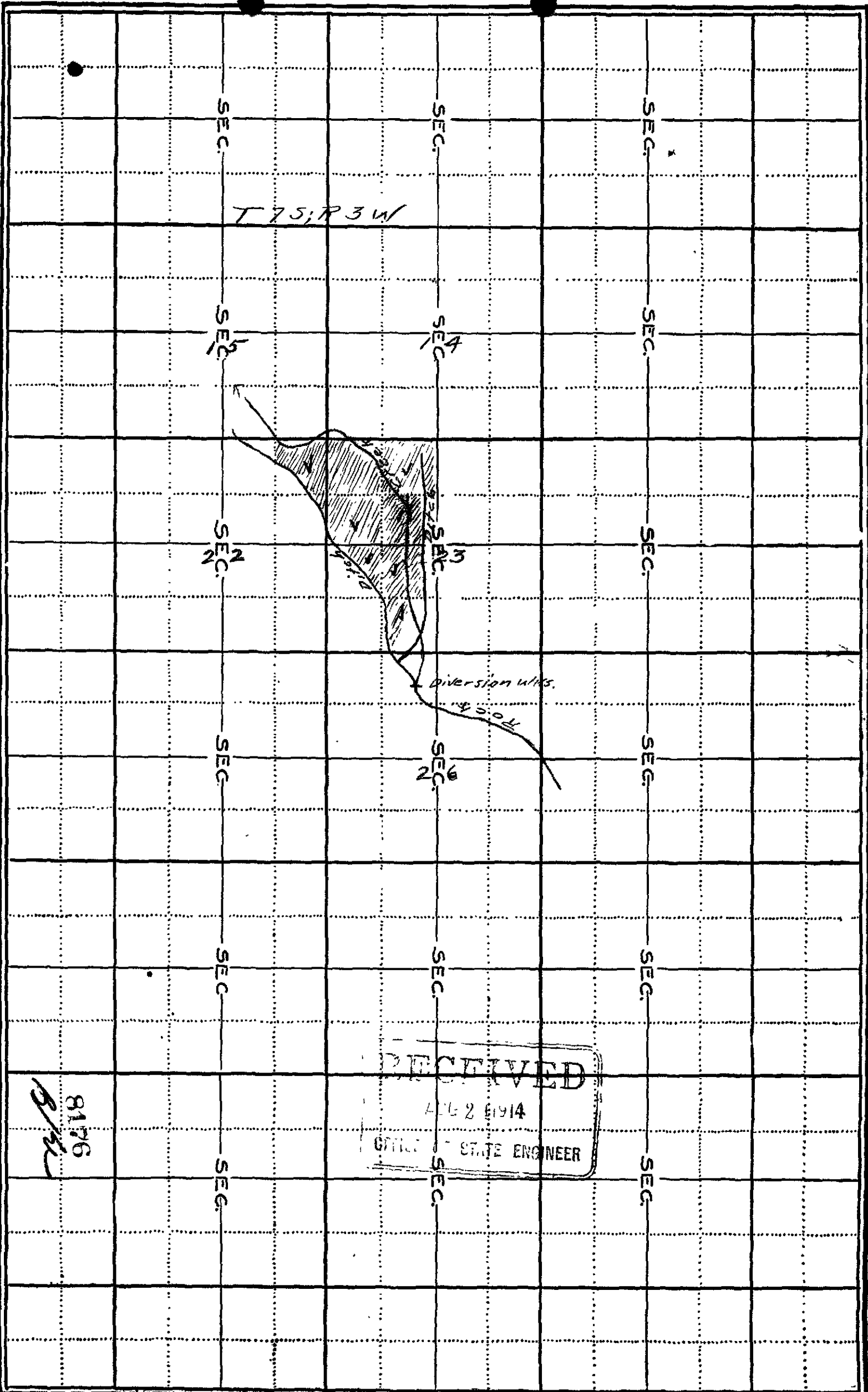
Subscribed and sworn to before me this _____ day of _____

8176

My Commission Expires _____

Name of Applicant Jasper Spencer - Gust Haen

No 8176



RECEIVED

APR 2 1914

OFFICE OF STATE ENGINEER

8176
B/SL