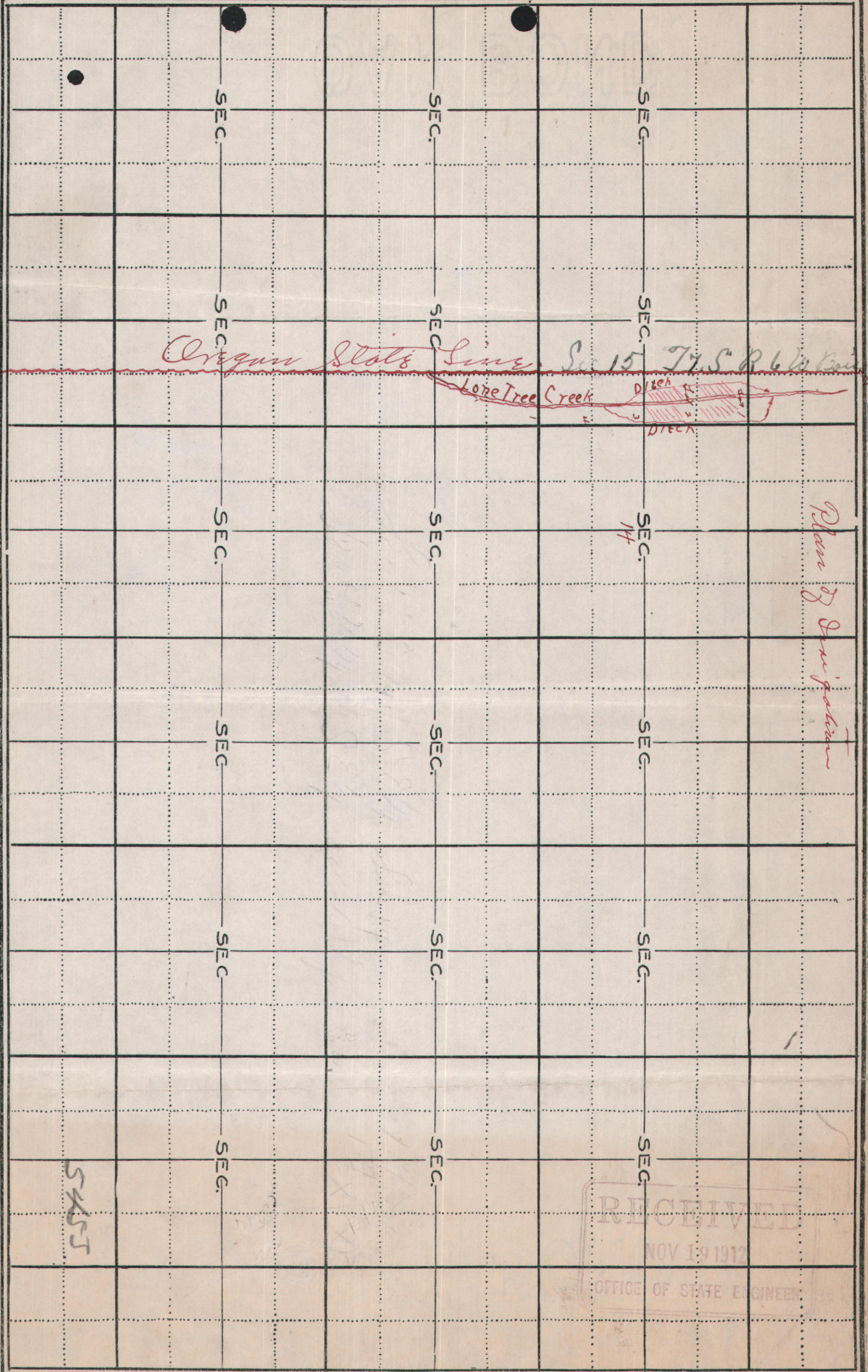




County: Owyhee
Stream: Lone Tree Creek
Amount: 6/10ths second-foot
Use: Irrigation
Priority: 10/1/09

STATE OF IDAHO

Water License No. 5455

WHEREAS, On the 1st day of October, A. D. 1909,

EDWARD M. MAHER,
of Jordan Valley, County of Malheur, State of Oregon, duly made application
(No. 7612) to me for a permit to use 6/10ths of one cubic foot per second of the waters of
LONE TREE CREEK,
County of Owyhee, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 16th day of November, A. D. 1909, Permit No. 5455 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 16th day of November, A. D. 1912, and for the application to ben-
eficial use of said water on or before the 16th day of November, A. D. 1912, and,

WHEREAS, On the 16th day of November, A. D. 1912,

EDWARD M. MAHER,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of
6/10ths of one cubic foot per second of said waters, as evidenced by my Certificate No. 5455
dated November 23rd, 1912, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use 6/10ths of one cubic foot per second of water,
with date of priority of October 1st, 1909, and

WHEREAS, On the 16th day of November, A. D. 1912,

EDWARD M. MAHER,

the holder of said permit, duly made proof of the application to beneficial use of 6/10ths of one cubic
foot 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

EDWARD M. MAHER,

of Jordan Valley, County of Malheur, State of Oregon, the holder and owner
of said Permit No. 5455, a perpetual right, dating from October 1st, 1909,
to the use of 6/10ths of one cubic foot per second of the waters of
LONE TREE 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 at a point about the center of Lot 2, Section
15, Township 7 South, Range 6, West of the Boise Meridian,

and conducted to and upon 30 acres divided as follows: 20 acres in Lot 1, and 10 acres
in Lot 2, Section 15, Township 7 South, Range 6 West of the Boise Meridian,

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 23rd day of November,
A. D., nineteen hundred and twelve.

A. E. Robinson

(Seal)

State Engineer.

No. 7622 55-2014

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Edward M. Maher

Postoffice address: Jordan Valley

County : Malheur State: Oregon

2. The quantity of water claimed is 6/10 of one cubic foot per second.

3. Source of water supply: Lone Tree Creek

County of Owyhee

4. Location of point of diversion: About center of Lot No. 3, Sec. 15, T. 7 S.R. 6 W.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 30 acres

(b) In the following legal subdivisions: Lots No. 1 and 2, Sec. 15, T. 7 S.R. 6 W.

6. Estimated cost of works: One thousand dollars

7. Description of works for diversion:

I. Kind of works: Ditches and dams

II. Dimensions of works:

(a) Height of dam 5 feet, length of dam at top 12 feet, length of dam at bottom 6 feet. Material used in construction: Earth and stone

(b) Capacity of reservoir: No reservoir, dam built merely to turn water into ditches

(c) Conduit 2 ditches, width at bottom $1\frac{1}{2}$ feet, width at water line $2\frac{1}{2}$ feet, depth of water 1 foot. Average grade per mile is 6 feet. Length of conduit is $5\frac{1}{8}$ mile, and it crosses the following quarter sections: Lots 2 and part of Lot 1, Sec. 15, T. 7 S.R. 6 W., to land described in 5 I (b) above which is the point of intended use.

8. The time required for the completion of the construction of such work is 3 years.

9. Time required for the complete application of the water to the proposed use is no 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.

Ed. M. Maher,

Applicant

APPROVAL OF STATE ENGINEER

The number of this permit is 5455.

Date of first receipt of application: 9.00 a.m. October 1, 1909

Returned to applicant for correction: October 1, 1909

Corrected application received: November 16, 1909

Recorded in Book 16. Page 5455. Approved November 16, 1909

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 grant the same, subject, to the following limitations and conditions;

Work to begin on or before January 15, 1910, 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 May 16, 1911.

The whole of said work to be completed on or before November 16, 1912

The time for proof of beneficial use of water appropriated in accordance herewith, extended to November 16, 1912.

Witness my hand this sixteenth day of November, 1909.

Jas. Stephenson, Jr.

State Engineer

Both Notices received September 10th, 1912, fixing November 16th, 1912, as date, and Silver City, as place of proof.

Publication Notice mailed October 8th, 1912, to the Owyhee Avalanche Publishing Co..

Deposition blanks mailed October 15th, 1912, to Probate Judge Heer.

J. C. Driscoll of Jordan Valley authorized October 15th, 1912, to make the required examination.

Depositions, affidavit, report and fee received November 19th, 1912.

Certificate and License issued November 23rd, 1912.

License issued for 6/10ths second-foot.

Permit No. 5455.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that EDWARD M. MAHER, of Jordan Valley, County of Malheur, and State of Oregon, the holder of Permit No. 5455, issued upon Application No. 7622, bearing date of priority of October 1st, 1909, authorizing the diversion of 6/10ths of one second-foot of the waters of LONE TREE 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 6/10ths of one second-foot of the waters of Lone Tree Creek; that the point of diversion of said waters is at a point about the center of Lot #3, Section 15, Township 7 South, Range 6, West of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lots 1 and 2, Section 15, Township 7 South, Range 6, West of the Boise Meridian.

Witness my hand this 23rd day of November, A. D. 1912.

A. E. Robinson,

State Engineer.

License issued for ⁶/₁₀ second fee

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REPORT OF ENGINEER.

1. State name of applicant and number of permit: *Edward M. Maher No. 5453*
2. State source of water supply: *San Juan River*
3. Location of point of diversion: *On Lat. 3. Sec. 15, T. 8 S. R. 6 W.*
4. State whether or not the works of diversion are fully completed and in accordance with the terms of permit: *Yes*
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: *One 1 1/2 ft. Other 2 feet*
 - (b) Width at water line: *One 3 ft. Other 2 1/2 "*
 - (c) Depth of water: *One 1 ft. Other 9 in.*
 - (d) Grade per mile: *8 feet per mile*
 - (e) Capacity of ditch: *Two ditches 60 second feet.*
6. State whether or not water has been turned into works of diversion, and if so, to what extent: *Yes. 40 second feet.*
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract: *Lat One & Two, Sec 15, T. 8 S. R. 6 W. & 3 m. Lat One 20 acres Lat 2. 10 acres*
8. Submit map on enclosed plat, showing source of supply, point of diversion, route of ditch or ditches and cross-hatch lands to be irrigated.

Remarks:

STATE OF IDAHO,

County of *Canyon* } ss.*J. C. Driscoll*

J. C. Driscoll, 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 *16th* day of *January*

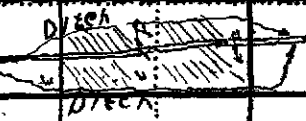
My Commission Expires

RECEIVED

NOV 19 1912

STATE ENGINEER

Oregon State Line Sec 15 T7.5 R6 W2
Lone Tree Creek



Please to be paid

RECEIVED

NOV 19 1917

OFFICE OF STATE

5455

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