

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 12262

This proof is for Beneficial Use

In Water District No. 3-A

1. Name of applicant: David M. Williams
2. Source of water supply: Salmon River + Williams Cr.
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 31
T. 9 N. R. 14 E. B.M. County of Custer

4. Describe works as they exist, giving dimensions and capacities of same: Ditch from Salmon R. approx 6 mi. long capacity at head approx 300", diverts from R. no headgate. Carries part of land Ditches from Williams Cr. capacity each approx 150" cover all of land

5. Water is used for: Irrigation + Domestic use
6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions 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): W $\frac{1}{2}$ of NW $\frac{1}{4}$, W $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and W $\frac{1}{2}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 20, Twp. 9 N., R. 14 E., B.M. Also E $\frac{1}{2}$ of SE of NW $\frac{1}{4}$ and E $\frac{1}{2}$ of NE of SW $\frac{1}{4}$ Sec 20 Twp 9N R14E. B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Salmon R.

Remarks: Ditch from Salmon R. diverts as above except in Twp 8N instead of 9N. Land also includes the 40 Acres written in above. This land was supposed to be included in original permit.

Water from Williams Cr. can water all of the land described. Water from Salmon R. can only water the land as described by type writer. Original ditch from Salmon R. waters home ranch then was extended to take in land above mentioned.

Williams Cr. water is used most of the time, Salmon R. supplements it in shortage. As this is the second time Notice has been printed it seems amended list could be made without further expense.

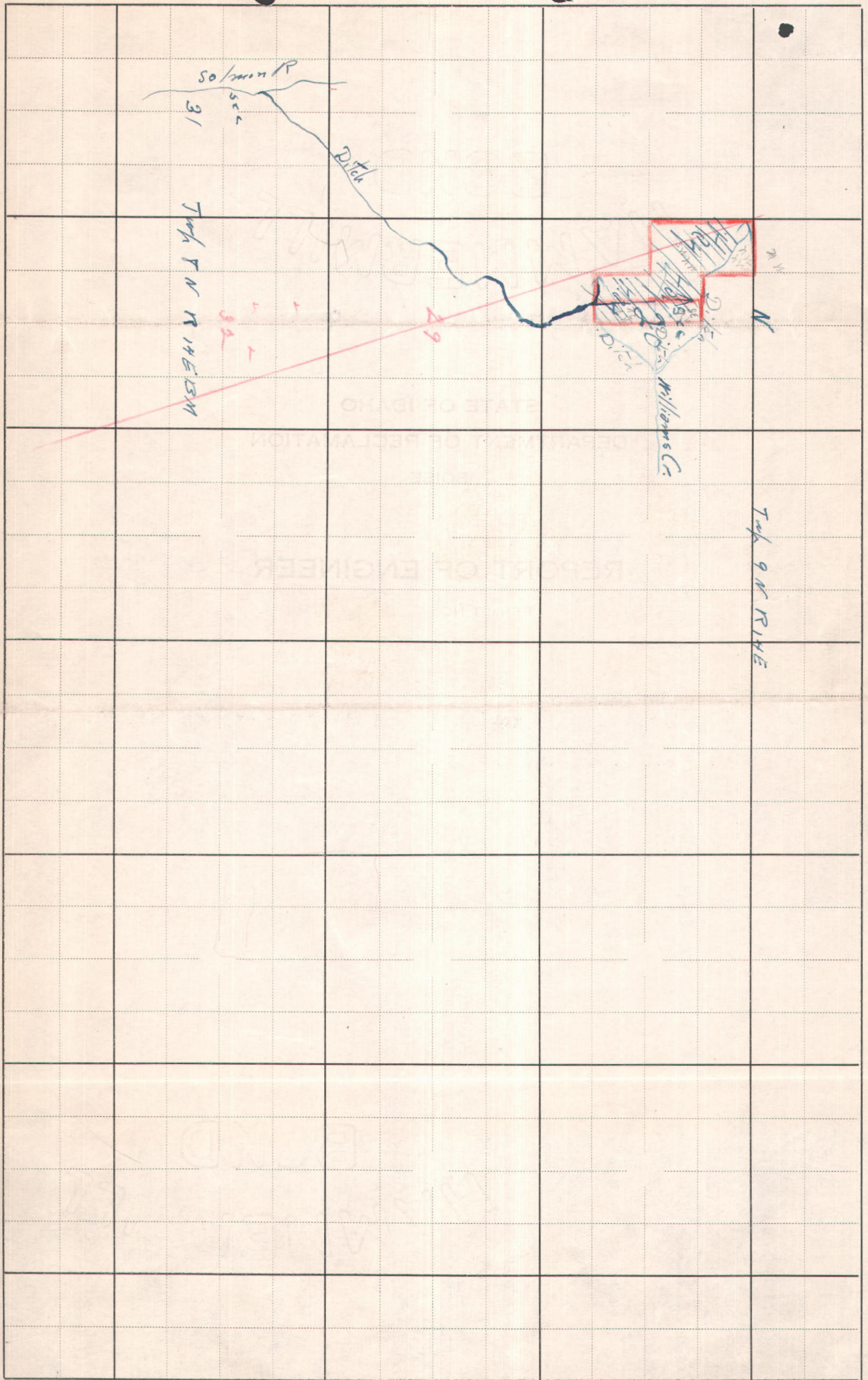
Holds that amended notice includes Williams Cr.

This examination was made on the 20 day of July 19 23

12262

(Signed)

Examiner.



NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 1st day of August, 1923, at Hailey, County of Blaine, State of Idaho, before Jos. G. Hedrick, notary public, proof will be submitted of the application to beneficial use of 3.2 cubic feet per second of the waters of Williams Creek & Salmon River, in accordance with the terms and conditions of Permit No. 12262 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are David M. Williams, Obsidian, Idaho.

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

The amount applied to beneficial use is 3.2 cubic feet per second.

The place where said water is used, $W\frac{1}{2}$ of $NW\frac{1}{4}$, $W\frac{1}{2}$ of $SE\frac{1}{4}$ of $NW\frac{1}{4}$, and $W\frac{1}{2}$ of $NE\frac{1}{4}$ of $SW\frac{1}{4}$, sec. 20, Twp. 9 N., R. 14 E., B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Williams and Perry canal.

The right to take water from such works is based upon Permit No. 12262.

The source of supply from which such water is diverted is Williams Creek and Salmon River.

The date of the priority which said user is prepared to establish is July 17, 1917.

W. G. SWENDSON,
Ju4-25-4t. Commissioner of Reclamation

Affidavit of Publication

State of Idaho }
County of Custer } ss

I, L. E. Dillingham, publisher of the MACKAY MINER, a weekly newspaper of General Circulation published weekly at Mackay, Idaho, continuously since February 16, 1905, do solemnly swear that a copy of the notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated July 4th, 1923, 19___, and ending with the issue dated

July 25th, 19 23

L. E. Dillingham

Subscribed and sworn to before me this 26 day of July, 19 23

W. O. Kegan
Mackay, Idaho. Notary Public

12262

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

Sir:

Receipt of notice that Permit No. 12262 is held
for cancellation under 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.

Dave Williams

BY *J. M. Hedrick*

Attorney or Agent.

Dated at Hailey, Idaho,
this 25th day of August,
1920.

June 27th
1919

In re: Permit: 12262

D. M. Williams
Stanley, Idaho

Dear sir:

Replying to your letter of the 23d, we take it that you refer to the above numbered permit which appropriates 3.2 feet of the waters of Gold Creek and Salmon River, but you are advised that the permit does not refer to Williams Creek.

Under the terms of the permit proof of completion of works, as set out in the permit, were to have been completed on or before June 20th, 1919, and proof of beneficial use is due on or before June 20th, 1922.

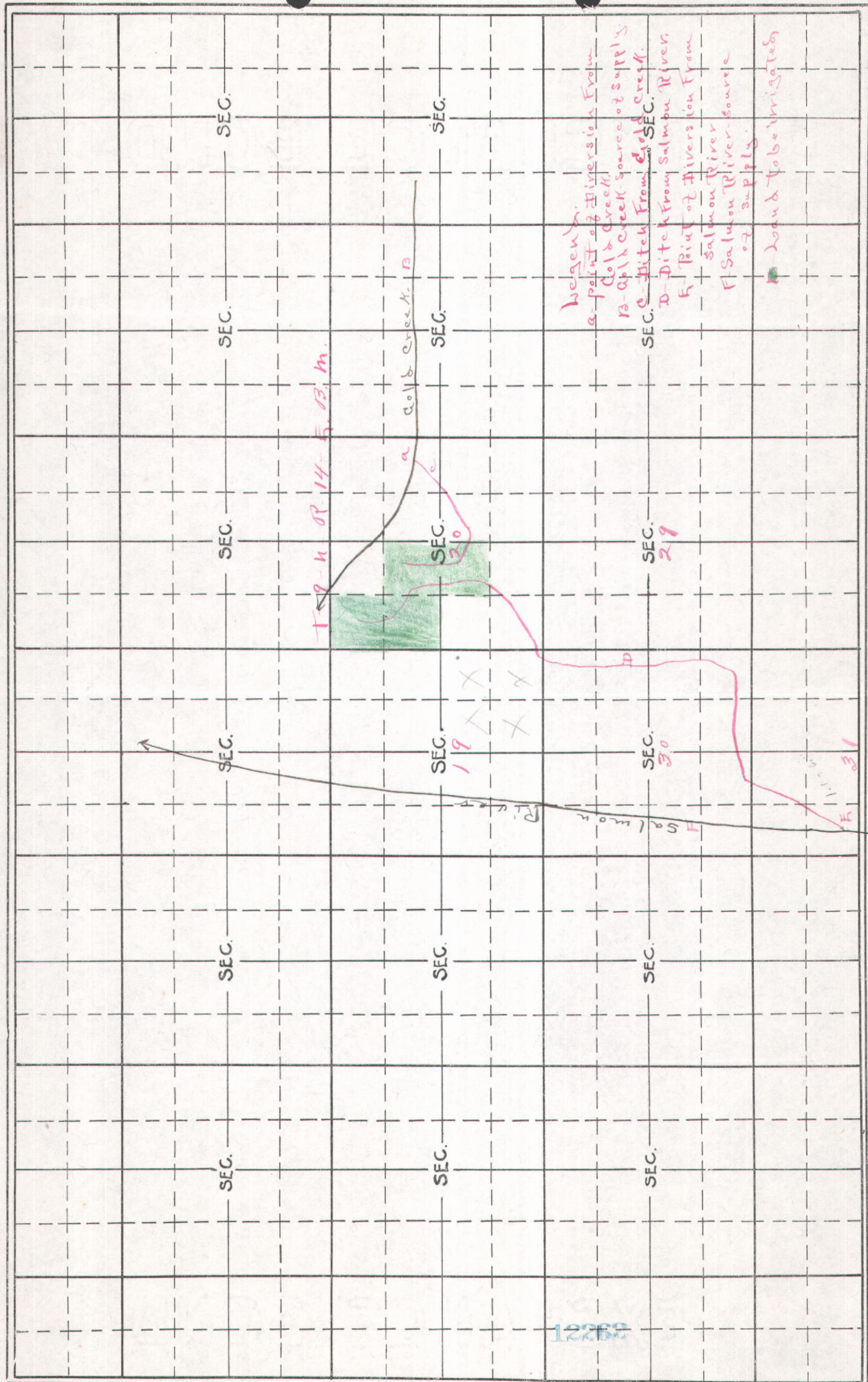
If the works were not completed by the date set out in the permit, application for extension of time should be submitted to this office within thirty days from June 20th, 1919, otherwise, no application for extension of time, and no proof of completion of works having been submitted within ten days after the date for such proof (June 20th, 1919) the permit stands as lapsed on our records.

Even if you will have the works under the permit completed by July 15th, you should at once make application for extension of time in which to complete the work; otherwise the records will show that the proof was not submitted within ten days of June 20th, 1919, and your proof submitted July 15th, 1919, will not be acceptable and you will lose your date of priority, by virtue of the permit having lapsed.

Yours very truly
W. G. Swendsen
Commissioner of Reclamation.
By:

12266

Name of Applicant David M. Williams, Stanley, Idaho



71-2016

Lic 12262

10-11-73

The P.D. listed as SW¹/₄ NW¹/₄ Sec. 31,
Twp 8N., Rge. 14E has been platted
in the SE¹/₄ NE¹/₄ Sec. 31, 9N., 14E.

The Twp.-listed as 8N. is wrong
to begin with, and the reason for
the subdivision change is that when
this water right was filed, the
land was not surveyed, but is
now surveyed as shown on USGS
quadrangle map "OBSIDIAN, I.D." (1963)
(V-70-file #)

Check w/ Rex L. Chapman
Bob ^{or} Fleenor

71-2016

State of Idaho
License and Certificate of Water Right

Water License No. 12262
Water District No. 3-A

Amount 1.9 sec. ft.
Priority 7-17-1917

THIS IS TO CERTIFY that David M. Williams
of Stanley, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 12, 1916; that Permit No. 12262
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.2 second feet, was issued thereunder on October 7, 1920, showing that said works
were completed on the 30th day of August, 1920; and that on the 26th
day of July, 1923.

David M. Williams
of Stanley, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of William Creek &
Salmon River, a tributary of _____, for the purpose of irrigation
under Use Permit No. 12262 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 6 of Licenses, at page 3110, on the 30th day of November, 1923;

The right hereby confirmed dates from July 17, 1917;

The Point of Diversion is located
in the (1) SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20 Twp. 9 N. R. 14 E. B. M.
(2) SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 31 Twp. 8 N. County of Custer.

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 1.9 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
9 N.	14 E.	20	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	10
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	10
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	35
					Total 95

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 30th day of November, 1923.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

Application No. 17676

Permit No. 12262

APPLICATION FOR PERMIT

71-2016

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

District No. 3- A.

1. Name of applicant: David M. Williams,

Postoffice address: Stanley

County: Custer

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: .8' from Gold Creek and 2.4' from Salmon River, which is tributary of Salmon River.

4. Location of point of diversion: See Remarks,

County of Custer.

5. To be used for: Irrigation.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 160 acres.
(b) In the following legal subdivisions:

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?
point of return:

(d) If so, name stream and locate

6. Estimated cost of works:

7. Description of works for diversion:

I. Kind of works:

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:

Gold Creek 1' wide, 1' high, Salmon River.

(b) Capacity of reservoir acres feet. (c) Size of headgate/width 3 feet,

Height 2 feet. (d) ~~Conduit~~ Ditch: width at bottom 3 feet,

width at water line 5 feet, depth of water 1 feet; diameter of pipe

inches; average grade per mile is 10 feet. Length of conduit is 2 1/2 miles,
and it crosses the following quarter sections: From Gold Creek, 3/4 miles.

Both ditches would be same dimensions.

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 3 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.

David M. Williams,

Applicant.

By J. G. Hedrick.

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. June 12, 1916.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 12262

Recorded in Book 42 Page 12262 Approved June 20, 1916.

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

Bond in the sum of _____ to be filed on or before
Work to begin on or before August 19, 1916, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before December 20, 1917

The whole of said work to be completed on or before June 20, 1919.

Beneficial use of water appropriated in accordance herewith, to be made on or before June 20, 1922.

Witness my hand this 20th day of June, 1916.

J. H. Smith.

State Engineer.

Remarks:

14. The land to be irrigated is described in the following tabulation:

Twp. Range Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals.
9 N. 14 E. 20					160

Government Land. Total Number of Acres to be irrigated-160

15(a) Is reservoir to be used? No.

Point of Diversion from Gold Creek SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, T. 9 N., R. 14 E.

Point of Diversion from Salmon River SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 31, T. 9 N., R. 14 E.

Upon proper application of the holder of the above numbered permit, I have this 3d day of July, 1919, extended the time for completion of works thereunder to the 20th day of June, 1920.

W. G. Swendsen
Commissioner of Reclamation
By: S. T. Baer, Deputy.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION.

In the Matter of the Reinstatement
of Permit No. 12262, under the Pro-
visions of House Bill 53, 1917 Session
Laws.

ORDER OF REINSTATING PERMIT.

WHEREAS, Permit No. 12262 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit- June 20, 1920: and,

Whereas, On the 20th day of August, 1920, notice to show cause why said permit should not be cancelled, under the provisions of H. B. 53, Session Laws of 1917, was duly served on the holder of said permit; and,

Whereas, On the 25th day of August, 1920, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required, and,

Whereas, On the 8th day of September, 1920, depositions of holder and two witnesses were filed in the office of the Commissioner of Reclamation showing the said works of diversion to have been completed within the time required; and,

WHEREAS, After examination of the said depositions and proof, the Commissioner of Reclamation is fully satisfied that the works of diversion were completed within the time required, and that the holder of said permit has acted in good faith:

IT IS, THEREFORE, Hereby ordered that said Permit No. 12262, be, and the same is, hereby reinstated and that a certificate of completion of works be issued in the usual manner.

IN WITNESS WHEREOF, I have herunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 7th day of October, 1920.

W. G. Swendsen,
Commissioner of Reclamation.
By: S. T. Baer.
Deputy.

Proof Completion of Works made : August 30, 1920.
Certificate issued October 7, 1920.

Permit No. 12262

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that David M. Williams, of Stanley, County of Custer, and State of Idaho, the holder of Permit No. 12262, issued upon Application No. 17676, bearing date of priority of June 12, 1916, authorizing the diversion of 3.2 second feet of the waters of Gold Creek and Salmon River, County of Custer, 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 Gold Creek and Salmon River; that the points of diversion of said waters are as follows: Gold Creek in SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20; Salmon River in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 31, both in T. 9 N., R. 14 E., B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 9 N., R. 14 E., B.M.

Witness my hand this 7th day of October, A. D. 1920.

W. G. Swenson,
Commissioner of Reclamation.
By: S. T. Baer,
Deputy.

STATE OF IDAHO,
SS:
COUNTY OF BLAINE,

David M. Williams on oath deposes and says: That he is the owner and holder of permit No. 12262, issued by the State Engineer under date of June 12, 1916, for 40 inches of water from Gold Creek, in the County of Custer, State of Idaho, on which final proof of completion of works was made and certificate issued under date of October 7, 1920; that at the time he made the application for the said water this creek was named Gold Creek, and was so designated on the maps of the Sawtooth National Forest; but that since that time the said Forest service has changed the name of the said creek to Williams Creek, and that it is now known by the latter name; that affiant has used the water from the said creek and applied it to beneficial use on the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, T. 9 N., R. 14 E., B. M., and that the ditch for conveying the said water has been completed, as shown by the said proof.

Wherefore affiant respectfully requests that the name of the said creek in the said permit and in the certificate of completion of works, be changed to read Williams Creek instead of Gold Creek, and the said certificate is returned herewith for correction.

Subscribed and sworn to before me this 26th day of February, 1921.

David M. Williams.
J. G. Hedrick.
Notary Public
Hailey, Idaho.

(SEAL)

Received and filed for record in the Department of Reclamation, at Boise, Idaho,
at 9:00 A. M. Feb. 28, 1921.

W. G. Swendsen,
Commissioner of Reclamation
By: C.B.

Proof of Completion of Works made: August 30, 1920.
Certificate issued: October 7, 1920.

Permit No. 12262

A M E N D E D

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that David M. Williams, of Stanley, County of Custer, and State of Idaho, the holder of Permit No. 12262, issued upon Application No. 17676, bearing date of priority of June 12, 1916, authorizing the diversion of 3.2 second feet of the waters of Gold Creek (now called Williams Creek), and Salmon River, County of Custer, 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 Williams Creek and Salmon River; that the points of diversion of said waters are as follows: Williams Creek in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20; Salmon River in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, both in T. 9 N., R. 14 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, T. 9 N., R. 14 E., B. M.

Witness my hand this 1st day of March, A. D. 1921.

W. G. Swendsen,
Commissioner of Reclamation.
By: Geo. B. Archibald.
Deputy.

License issued for 1.9 second feet
page 2110

WARANTY DEED

THIS INDENTURE, Made the 11th day of August in the year of our Lord one thousand nine hundred and twenty-seven between David M. Williams and Carrie C. Williams, Husband and wife of Obsidian, County of Custer, State of Idaho the parties of the first part, and Elliott E. Williams of Obsidian, County of Custer, State of Idaho, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One (\$1.00) and other valuable considerations ----- DOLLARS, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents grant, bargain, sell and convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all that certain piece or parcel of land situate, lying and being in the County of Custer and State of Idaho, bounded and more particularly described as follows, to-wit: West Half of the Northwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$), Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), and the Northeast quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) all in Section Twenty (20) Township Nine (9) North, Range Fourteen (14) East of the Boise Meridian, Idaho, containing One hundred sixty (160) acres more or less, with all water, water rights, ditch and ditch rights appurtenant thereto. Subject to all incumbrances thereon.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereto.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances and privileges thereunto incident, unto the said party of the second part, and to his heirs and assigns forever. And the said party of the first part, and their heirs, the said premises in the quiet and peaceful possession of the said party of the second part, his heirs and assigns, against the said parties of the first part, and their heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of David M. Williams (Seal)
Carrie C. Williams (Seal)

STATE OF IDAHO,)
County of Custer.) ss.

On this 17th day of April in the year 1927 before me Merle L. Drake, a Notary Public in and for said county, personally appeared David M. Williams and Carrie C. Williams, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Merle L. Drake
Notary Public, Residing at Challis
Idaho.

((Seal))

STATE OF IDAHO,)
County of Custer,) ss.

Recorded at the request of D. M. Williams this 17th day of April, A.D. 1927 at 10 o'clock A.M.

Fees \$1.50

Emmett Donahue, Ex-Officio Recorder
By John Boyd, Deputy

STATE OF IDAHO,)
COUNTY OF CUSTER.) ss.

I, Emmett Donahue, Ex-Officio Recorder in and for the County of Custer, in the State of Idaho, do hereby certify that I have compared the foregoing copy with the record which appears in Volume 20 of Deeds, at pages 336 of the Records of Custer County, Idaho, and the same is a full, true and complete copy of such record.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my Seal this 13th day of May, 1930.

Emmett Donahue
Ex-Officio Recorder

(SEAL)

By John Boyd, Dept.

Received and filed for record in the Department of Reclamation at Boise, Idaho, at 9:00 A.M., May 29, 1930.

GEO. N. CARTER
Commissioner of Reclamation.
CB.

WARRANTY DEED

THIS INDENTURE, Made this 6th day of September in the year of our Lord one thousand nine hundred and twenty-nine between Elliott E. Williams, a single man, the party of the first part, and P. G. Snedecor, the party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of Ten (and other valuable considerations) Dollars lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all the following described real estate, situated in the County of Custer, State of Idaho, to-wit:

The W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 20, T. 9 North Range 14, East Boise Meridian; together with any and all ditches and water rights belonging to the said land or appurtenant thereto.

Except a certain right of way granted to the State of Idaho by the said party of the first part, under date of May 18, 1929, and recorded July 30, 1929, in Book 21 of Deeds of Custer County, Idaho at page 49.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions,

remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity of the said party of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, and sealed and delivered in the presence of: Elliott E. Williams
J. G. Hedrick (Seal)

STATE OF IDAHO,)
: ss.
County of Blaine,)

On this 6th day of September in the year 1929, before me J. G. Hedrick a Notary Public in and for said State, personally appeared Elliott E. Williams a single man known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Seal) J. G. Hedrick
Notary Public, Residing at
Hailey, Idaho

STATE OF IDAHO,)
: ss.
County of Custer,)

I hereby certify that this instrument was filed for record at request of P. G. Snedecor at 1 o'clock P. M. Oct. 14th, A. D. 1929.

Fees \$1.00 Emmett Donahue
Ex-Officio Recorder
By John Boyd, Dept.

STATE OF IDAHO,)
: ss.
COUNTY OF CUSTER.)

I, Emmett Donahue, Ex-Officio Recorder in and for the County of Custer, in the State of Idaho, do hereby certify that I have compared the foregoing copy with the record which appears in Volume 21 of Deeds, at Pages 127-28 of the Records of Custer County, Idaho, and the same is a full, true and complete copy of such record.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Seal this 13th day of May, 1930.

(SEAL) Emmett Donahue
Ex-Officio Recorder
By John Boyd, Dept.

Received and filed for record in the Department of Reclamation at Boise, Idaho, at 9:00 A.M., May 29, 1930.

GEO. N. CARTER
Commissioner of Reclamation
CB.

WARRANTY DEED

THIS INDENTURE, Made this 12th day of October in the year of our Lord one thousand nine hundred and twenty-nine between P. G. Snedecor, a single man, the party of the first part, and The Idaho Rocky Mountain Club, Inc., a corporation, the party of the second part:

WITNESSETH, That the said party of the first part, for and in consideration of the sum of Ten (and other valuable considerations) DOLLARS, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt ~~thereof~~ whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to its heirs and assigns forever, all the following described real estate, situated in the County of Blaine, State of Idaho, to-wit: The $W\frac{1}{2}NW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, and the $NE\frac{1}{4}SW\frac{1}{4}$, Section 20, T. 9 N., R. 14 E., B.M. together with any and all ditches and water rights belonging to the said land or appurtenant thereto.

Except a certain right of way granted to the State of Idaho by the grantor of the said party of the first part under date of May 18, 1929, and recorded July 30, 1929, in Book 21 of Deeds of Custer County, Idaho, at page 49.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part:

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to its heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, its heirs and assigns, against the said party of the first part, and his heirs, and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of: P. G. Snedecor (seal)

STATE OF IDAHO,)
County of Blaine.) ss.

On this 12th day of October, in the year 1929, before me, J. G. Hedrick, a Notary Public for said State, personally appeared P. G. Snedecor, a single man, known to me (or proved to me on the oath of) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(Seal)

J. G. Hedrick
Notary Public in and for the State of
Idaho, residing at Hailey, Idaho

STATE OF IDAHO,)
County of Custer,) ss.

I hereby certify that this instrument was filed for record at request of P. G. Snedecor at 2 o'clock P. M. Oct. 14th, A. D. 1929

Fees \$1.00

Emmett Donahue
Ex-Officio Recorder
By John Boyd, Deputy.

STATE OF IDAHO, }
COUNTY OF CUSTER. } ss.

I, Emmett Donahue, Ex-Officio Recorder in and for the County of Custer, in the State of Idaho, do hereby certify that I have compared the foregoing copy with the record which appears in Volume 21 of Deeds, at Pages 131-32 of the Records of Custer County, Idaho, and the same is a full, true and complete copy of such record.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my Seal
this 13th day of May, 1930.

(SEAL)

Emmett Donahue
Ex-Officio Recorder

By John Boyd, Dept.

Received and filed for record in the Department of Reclamation at Boise, Idaho,
at 9:00 A. M., May 29, 1930.

GEO. N. CARTER
Commissioner of Reclamation
CB.

October 6, 1930.

Re: Permits Nos. 12262, 12264, 17158.

P. G. Snedecor, Manager
The Idaho Rocky Mountain Club
Stanley, Idaho

Dear Sir:-

The enclosed deeds have been recorded under their respective permits in this office and are being returned to you for your own files.

Please remit \$5.25 recording fees.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation.

7 deeds.

By _____
Chief Clerk.

12262

THE IDAHO ROCKY MOUNTAIN CLUB
STANLEY, IDAHO

September 9, 1930.

Department of Reclamation
State House
Boise, Idaho.

Sirs:

Regarding the water filings of the Idaho Rocky Mountain Club, I beg to advise that the filings as made by Snedecor are correct. The original filing on the C. W. ~~Gillispie~~ Homestead had the description incorrect. It should cover the W $\frac{1}{2}$ of S W $\frac{1}{4}$ section 20, S E $\frac{1}{4}$ of S E $\frac{1}{4}$ section 19 and N E $\frac{1}{4}$ of N E $\frac{1}{4}$ Section 30 all in Township 9 North Range 14 East, Boise, Meridian.

With this in view, I think the original filing of Gilispie should be corrected or the new filing made by me substituted.

There is no doubt but that his original filing was intended to cover the property deeded to us and which is described correctly above.

Yours truly,

IDAHO ROCKY MOUNTAIN CLUB



P. G. Snedecor
Manager.

PGS:E

12262, 12264, 17158,

12262

August 22, 1930

Re: Deeds.

Mr. P. G. Snedecor, Manager
Idaho Rocky Mountain Club, Inc.
Stanley, Idaho

Dear Sir:

On July 11 we wrote you relative to deeds filed for record in this office, advising you that two of these deeds could not be placed from the description of the lands given and have therefore not been recorded here. These deeds are being held without further action until more definite information is received as to the permits under which they are to be recorded.

Please give this your attention as soon as possible.

Very truly yours,

GEO. N. CARTER
Commissioner of Reclamation

By

Chief Clerk

CE/co

12262

June 11, 1930.

Re: Deeds

Mr. P. G. Snedecor
Manager, The Idaho Rocky Mountain Club, Inc.
Stanley, Idaho

Dear Sir:-

Referring to your letter of the 26th inst., with which you enclosed certified copies of deeds to certain properties, would say that we have been unable to place some of these with permits for water rights here, as

The deed from Claude W. Gillespie and wife to P. G. Snedecor does not cover the land described in Permit No. 17158 issued to Claude W. Gillespie for 1.6 second feet of the waters of Salmon river, application for which was made September 9, 1929. This permit covers the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19 and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 30, Twp. 9 N., R. 14 E., B.M. while the deed gives the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19 and the W $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 20, said township and range. Before the deeds covering these lands can be recorded here, it will be necessary for us to know to just which permits they belong. As soon as you can give us this information, the matter of recording will be attended to.

The other deeds we have been able to place and the same are now being recorded.

Very truly yours ,
GEO. M. CARTER
Commissioner of Reclamation.

By _____
Chief Clerk.

12262

WINSTON PAUL
PRESIDENT

P. G. SNEDECOR
MANAGER

THE IDAHO ROCKY MOUNTAIN CLUB, INC.
STANLEY, IDAHO
May 26th. 1930.

Department of Reclamation.
Boise, Idaho.

Gentlemen,

Am enclosing certified copies of
deeds, for recording in your department, and
showing title to lands in this corporation, on
which I recently got water permits. for same
corporation.

This in accordance with instructions
given me by Mr. Lane.

Yours truly,

The Idaho Rocky Mountain Club, Inc.

By P. G. Snedecor Treas.

December 3, 1923.

Re: Permit No. 12262
David M. Williams

Mr. J. G. Hedrick,
Attorney at Law,
Hailey, Idaho.

Dear Sir:

We are enclosing herewith Water License, issued
under the above numbered Permit, together with receipt for
fees.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation

By
Chief Clerk.

12262

JOSEPH G HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

Nov. 24, 1923.

Department of Reclamation,
Boise, Idaho.

Gentlemen:-

Inclosed please find check for \$8 of
Dave Williams for Water license Permit No. 12262.

Kindly send the same to me and I will
forward it to Mr. Williams.

Truly yours,

J. G. Hedrick.

12262

STATE OF IDAHO DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 12262

This proof is for Beneficial Use

In Water District No. 5-A

1. Name of applicant: David M. Williams

2. Source of water supply: Salmon River + Williams Cr.

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 31

T. 9 N. R. 14 E. B.M. County of Custer

4. Describe works as they exist, giving dimensions and capacities of same: Ditch from Salmon R. approx 1000' long capacity at head approx 300", directs from R. no headgate. Carries water to Ditches from Williams Cr. capacity each approx 150" capacity.

5. Water is used for: Irrigation + Domestic use

6. State whether or not water has been turned into works of diversion: Yes

List legal subdivisions 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): W $\frac{1}{2}$ of NW $\frac{1}{4}$, W $\frac{1}{2}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ and W $\frac{1}{2}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 20,

Twp. 9 N. R. 14 E. B.M. Also E $\frac{1}{2}$ of SE of NW $\frac{1}{4}$, and E $\frac{1}{2}$ of NE of SW $\frac{1}{4}$, Sec 20 Twp 9N R14 E. B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Salmon R.

Remarks: Ditch from Salmon R. directs as above except in Twp 8N instead of 9N. Land also includes the 40 Acres written in prior. This land was supposed to be included in original permit.

Water from Williams Cr. can water all of the land described. Water from Salmon R. can only water the land as described by typewriter. Original ditch from Salmon R. waters home ranch then was extended to take in land above mentioned.

Williams Cr. water is used most of the time, Salmon R. supplements it in shortage. As this is the second time Notice has been printed it seems amended list could be made without further expense.

Note that amended notice includes Williams Cr.

This examination was made on the 20 day of July 19 23

12262

(Signed)

Examiner.

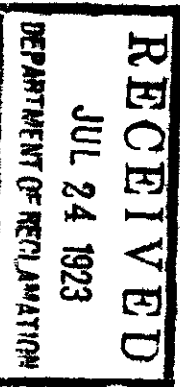
Permit No. **13262**

Examination for **Beneficial Use**

County **CUSTER**

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion, and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. 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.
4. If any unusual conditions are discovered, make a plain statement of them under remarks.
5. 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.



*only to be made
June 20 - at Harley*

RECEIVED
JUL 24 1923
DEPARTMENT OF RECLAMATION

RECEIVED
JUL 24 1923
DEPARTMENT OF RECLAMATION

RECEIVED
JUL 24 1923
DEPARTMENT OF RECLAMATION

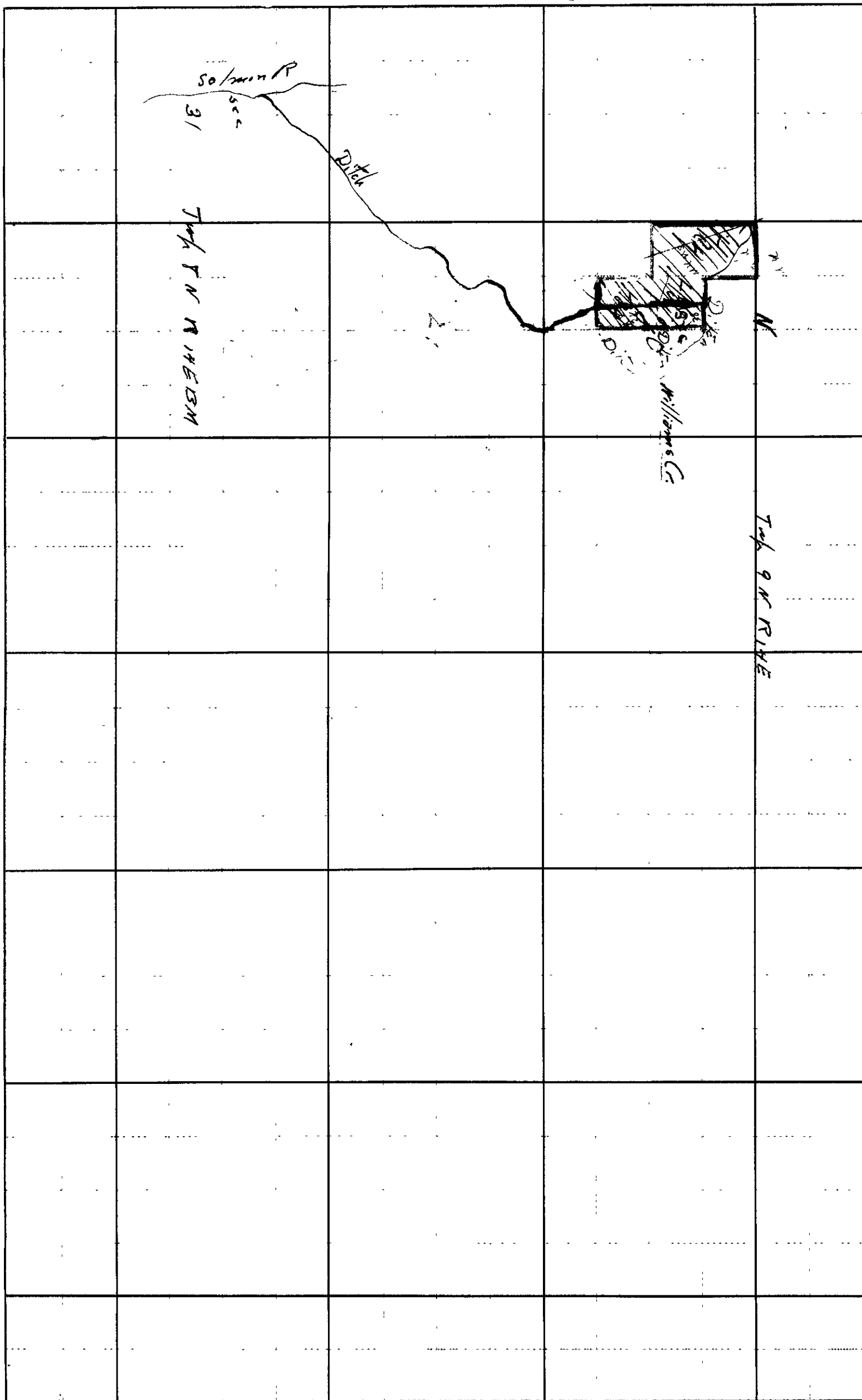
RECEIVED
JUL 24 1923
DEPARTMENT OF RECLAMATION

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO._____

REPORT ON PROOF OF_____



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

12262

August 14, 1923.

Re: Permit #12262.

Mr. David M. Williams,
Stanley, Idaho.

Dear Sir:-

The report of our engineer for proof of use of water under the above permit is now on file in this office. Upon receipt of fees in the sum of \$8.00, water license will be issued you.

Very truly yours,
W. G. SWENDBERG,
Commissioner of Reclamation.

By
Chief Clerk.

12262

Affidavit of Publication

State of Idaho }
County of Custer } ss

I, L. E. Dillingham, publisher of the MACKAY MINER, a weekly newspaper of General Circulation published weekly at Mackay, Idaho, continuously since February 16, 1905, do solemnly swear that a copy of the notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated July 4th, 1923, 1923, and ending with the issue dated July 25th, 1923

L. E. Dillingham

Subscribed and sworn to before me this 26 day of July, 1923

W. O. Kellogg
Mackay, Idaho. Notary Public

1923

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

PERMIT No. 12262

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

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

Ans. David M. Williams, Age 43, Stanley, Idaho, Farmer.

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. None.

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

Ans. Permit No. 12262. July 17, 1917.

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

Ans. Williams Creek, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, T. 9 N. R. 14 E. B.M.,
Salmon River, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T. 8 N. R. 14 E. B.M.

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. Ditch from Salmon River: 7 $\frac{1}{2}$ miles long, 7' at the top; 6' at the bottom, 1' deep. will carry 6 cu. feet of water. Known as the Williams and Perry ditch. Williams owns half interest in ditch for use on this land.Two ditches from Williams creek. Each ditch $\frac{1}{2}$ mile long; 2 feet wide and 1 foot deep. Will carry 2 cu. feet of water. Known as the Williams ditches.

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 improvements which have been made as a direct result of said use.

Ans. Water to be used for irrigation and domestic purposes.

Irrigated from Williams Creek:- E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, 20 acres.
E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, 15 acres.Irrigated from Salmon River:- W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 20, 20 acres (about 10 acres in each forty); W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, 20 acres; W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, 20 acres. All in T. 9 N. R. 14 E. B.M.

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 purpose specified above?

Ans. 2 inches per acre.

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

Ans.

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

Ans. Water has been used on the land above described for irrigation purposes every year since 1917, to the full extent of the ditches, during the irrigation season of each year.

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.

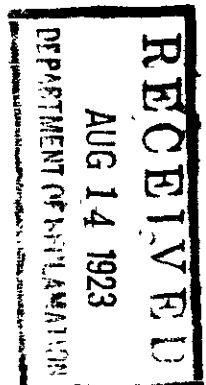
Ans. None.

(Sign) David M. Williams

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Hailey, County of Blaine State of Idaho, on this 1st day of August A. D. 19 23

J. M. Hedrick
Notary Public,
Hailey, Idaho.

12762



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

PERMIT No. 12262

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. George Wilcox, Age 49, Residence Stanley, Idaho, Farmer

Ques. 2. Are you acquainted with David M. Williams, the

holder of Permit No. 12262? How long have you known him and where does he reside?

Ans. Five years, Custer County, Idaho,

Ques. 3. Have you read or heard read said Permit No. 12262, 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. Williams creek, in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, T. 9 N. R. 14 E. B.M.

Salmon River, in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T. 8 N. R. 14 E. 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. Salmon River 6 cubic feet. Have seen the ditch full.
Williams Creek, each ditch about 2 cu. feet. Have seen the
ditches full.

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

Ans. Water used for irrigation purposes, on the W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, T. 9 N. R. 14 E. B.M.. Land irrigated as follows: From Williams Creek:- E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, 20 acres; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, 15 acres. From Salmon River:- W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 20, 20 acres--about 10 acres in each forty; W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, 20 acres; W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, 20 acres. Land has been cultivated and seeded to timothy and red top and other tame hay. Hay has been cut on the land ever year since 1917.

12262

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 irrigation.

Ans. Land is desert in character and requires about 2 inches per acre to properly irrigate it.

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

Ans. None.

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. Have seen water on the land during the irrigation season each year during the years 1917 to 23 inclusive. Water used to the full extent of the ditches.

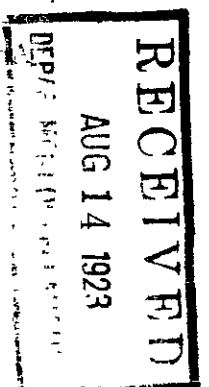
(Sign) George Anderson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Hailey, County of Blaine, State of Idaho, on this 1st day of August, A. D. 1925.

J. H. Durick
Notary Public.
Hailey, Idaho.

My commission expires Aug. 5, 1926.

12262



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 12262

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. William Wilcox, 21, Farmer, Stanley, Idaho.

Ques. 2. Are you acquainted with David M. Williams, the holder of Permit No. 12262? How long have you known him and where does he reside?

Ans. Five years, Custer County, Idaho.

Ques. 3. Have you read or heard read said Permit No. 12262, 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. Williams creek, in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, T. 9 N. R. 14 E. B.M.

Salmon River in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 8, T. 8 N. R. 14 E. 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. Salmon River 6 cubic feet. Have seen the ditch full. Williams Creek, each ditch about 2 cu. feet. Have seen the ditches full.

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

Ans. Water used for irrigation purposes, on the W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, T. 9 N. R. 14 E. B.M.. Land irrigated as follows: From Williams Creek:- E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, 20 acres; E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, 15 acres. From Salmon River:- W $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 20, 20 acres--about 10 acres in each forty; W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, 20 acres; W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, 20 acres. Land has been cultivated and seeded to timothy and red top and other tame hay. Hay has been cut on the land ever year since 1917.

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 is desert i character and requires about 2 inches per acre to properly irrigate it.**

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

Ans. **None.**

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. **Have seen water on the land during the irrigation season each year during the years 1917 to 23 inclusive. Water used to the full extent of the ditches.**

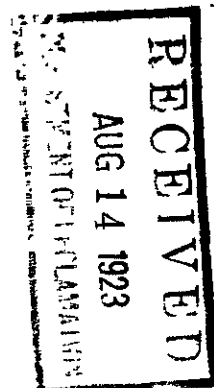
(Sign) *William Wilcox*

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 **Hailey,** County of **Blaine**, State of Idaho, on this **1st** day of **August** A. D. 19**23.**

J. H. H. H.
Notary Public.
Hailey, Idaho.

My commission expires **Aug. 5, 1926.**

12262



July 3. 1923.

Re: Permit No. 12262.
David M. Williams.

Mr. J. G. Hedrick,
Attorney at law,
Hailey, Idaho.

Dear Sir:-

We are just in receipt of a letter today from the publisher of the Mackay Miner advising us that it was necessary to set the date for making proof under the above permit to August 1st in order to allow for the four weeks publication. Mr. Williams should, therefore, appear before you on that date and fill out the deposition blanks.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation .

By
Chief Clerk.



Printing

of Every Description

COMMERCIAL
INDUSTRIAL
PROFESSIONAL
AND SOCIETY

"THE BEST BACKER OF CENTRAL IDAHO'S PEOPLE AND INDUSTRIES"

The I. E. Dillingham Offices

REAL ESTATE : LOANS : INSURANCE

PUBLISHER OF

THE MACKAY MINER

MACKAY, IDAHO

July 2, 1923.

State Engineer's Office,
Boise, Idaho;

Re: Permit No.12262.

This is to advise that the date we have set for the proof of D. M. Williams, in this case, is August 1st. This gives time for the four weeks publication.

Yours very truly,

LED*HE

Copy to D. M. Williams.

June 26, 1923.

Re: Permit #12262.- D. M. Williams.

Mr. Jos. G. Hedrick,
Attorney at law,
Hailey, Idaho.

Dear Sir:-

Replying to your letter of the 25th inst. relative proof under the above permit would say that the notice was mailed to the paper just as it was sent in by the holder. However, the changes proposed in your letter have been made and a new notice mailed to the paper. The date for making proof, July 26th, was not changed, inasmuch as there is still time for the required four weeks publication if the notice is published this week. We have asked the publisher to advise us if any change in date is necessary in order to have the required four weeks publication and we will advise you of any change in date made.

Deposition blanks for holder and witnesses are herewith enclosed. Am also enclosing copy of notice.

Very truly yours,
W. G. SWENDSEN,
Commissioner of
Reclamation.

By

DBU

Chief Clerk.

12262

June 26, 1923.

Re: Permit #12262.

Publisher, The Miner,
Mackay, Idaho.

Dear Sir:-

We have just been advised by Mr. J. G. Hedrick, attorney for Mr. D. M. Williams, holder of the above numbered permit, that the notice should include the waters from Williams creek as well as Salmon river and also that Mr. Ben Gray is not a notary, hence it would be necessary to have a new notice published. I am, therefore, enclosing a new notice with the corrections necessary. I have left the date for proof the same inasmuch as there will still be time for the required four weeks publication of the new notice if the first issue appears in this week's paper. If this cannot be done, please set the date for proof ahead and advise us of the change.

We are today writing Mr. Hedrick, at Hailey, that the new notice has been mailed you.

Very truly yours,
W. G. SWENDSEN,
Commissioner of
Reclamation.

By
Chief Clerk.

Notice.

12262

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

AND

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

June 26, 1923.

David M. Williams.
c/o Mr. J. G. Hedrick.
Hailey, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of completion of works and beneficial use of water under Permit No. -----
12262.

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 rights.

1. On August 1, 1923, the date set for proof, the enclosed forms (two for permit holder and two each for two disinterested witnesses) should be filled out and sworn to, ~~one~~
one

----- before -----
Hailey **J. G. Hedrick, 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 the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued

Yours truly,

W. G. SWENDSEN, State Engineer.
Commissioner of Reclamation.

J. G. Hedrick

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

June 25, 1925.

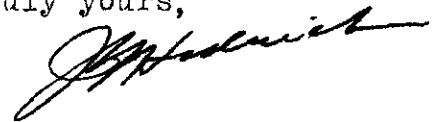
Department of Reclamation,
Boise, Idaho.

Gentlemen:-

In regard the proof of beneficial use under Permit No. 12262, of David M. Williams, the notice which sets this proof for hearing before "Ben R. Gray a notary Public" at Hailey, does not include the water from Williams creek, which is also a part of this permit, and irrigates the E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the E $\frac{1}{2}$ NE $\frac{1}{4}$ S $\frac{1}{4}$ Sec. 20. This should be included in the same proof, and the proof should be taken before some other person as Ben R. Gray is not a notary and has no commission. If there is no objection kindly correct the notice and have a new date set for the hearing and have it set before myself as a Notary and I will take the proof for you.

Thanking you in advance for the kindness
I beg to remain,

Truly yours,



12262

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 26th day of July, 1923,
at Hailey, County of Blaine, State of Idaho,
before Jos. G. Hedrick, notary public, proof will be submitted
of the application to beneficial use of 3.2 cubic feet per second of the
waters of Williams Creek and Salmon River, in accordance with the terms and conditions of
Permit No. 12262 heretofore issued by the State Engineer
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....

David M. Williams, Obsidian, Idaho.

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

The amount applied to beneficial use is 3.2 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) W $\frac{1}{2}$ of NW $\frac{1}{4}$, W $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and W $\frac{1}{2}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 20,
Twp. 9 N., R. 14 E., B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is Williams and Perry canal

The right to take water from such works is based upon Permit No. 12262

The source of supply from which such water is diverted is Williams Creek and Salmon River,

The date of the priority which said user is prepared to establish is July 17, 1917.

W. G. Swanson.
Commissioner of Reclamation.

12262

July 26

Printing

of Every Description
COMMERCIAL
INDUSTRIAL
PROFESSIONAL
AND SOCIETY

"THE BEST BACKER OF CENTRAL IDAHO'S PEOPLE AND INDUSTRIES"

The A. E. Dillingham Offices
REAL ESTATE : LOANS : INSURANCE

PUBLISHER OF
THE MACKAY MINER
MACKAY, IDAHO

June 8th, 1923.

Re. Permit No. 12262
David M. Williams, Obsidian.

Honorable Warren G. Swendsen,
State Commissioner of Reclamation,
Boise, Idaho;

Dear Sir:

This is to acknowledge the receipt
of your order to publish the corrected notice of
David M. Williams, under above mentioned permit,
with date of proof set for July 26th.

The papers Mr. Williams sent this office
are now being returned.

Yours very truly,

LED*HH

A. E. Dillingham 74,76.

Copy of letter to Mr. Williams.

12262

June 7, 1923.

Re: Permit No. 12262.
David M. Williams.

Mr. L. E. Dillingham,
Mackay, Idaho.

Dear Sir:-

Referring to yours of the 6th inst.
would say that on May 11th we mailed to the
Mackay Miner notice for publication, a copy of
which is herewith enclosed. The date for making
proof has been changed to July 26th, in order to
allow for the required four weeks publication.
We will advise Mr. Williams of this change in dates.

Kindly acknowledge receipt of the notice and
advise us as to the date of the first publication.

Very truly yours,
W. G. SWENDSEN,
Commissioner of Reclamation.

By
Chief Clerk.

Encl.

12262

June 7, 1923.

Re: Permit No. 12262.

Mr. D. M. Williams,
Stanley, Idaho.

Dear Sir:-

Referring to your notice of proof under the above permit would say that on the 14th day of May we mailed a copy to the Mackay Miner for publication but we are just in receipt of a letter from the publisher advising us that our letter was never received there. It will, therefore, be necessary to set a new date for proof and send a new notice to the paper. We have accordingly set July 26 as the date and have written Mr. Dillingham, publisher of the Mackay Miner, enclosing a copy of the notice.

Deposition blanks will be mailed to Mr. Gray for proof on July 26 instead of June 30th.

Very truly yours,

W. G. SWENDSEN,

Commissioner of
Reclamation.

By
Chief Clerk.

12262



Printing

of Every Description
COMMERCIAL
INDUSTRIAL
PROFESSIONAL
AND SOCIETY

"THE BEST BACKER OF CENTRAL IDAHO'S PEOPLE AND INDUSTRIES"

The A. E. Dillingham Office
REAL ESTATE : LOANS : INSURANCE

PUBLISHER OF
THE MACKAY MINER
MACKAY, IDAHO

June 6th, 1923.

Mr. W. G. Swensen,
State Commissioner of Reclamation,
Boise,
Idaho;

Dear Sir:

Mr. D. M. Williams of Obsedien, writes me that you sent this office a publication concerning the notice of proof of application of water to beneficial use, under date of May 11th. This office did not receive this notice for publication. Mr. Williams has sent us a copy of the notice and we are holding it for your order, as we could not now give the notice four publications before the date of proof. Please supply us with the proper date to allow for this publication for the four issues.

Yours very truly,

LED*EH

12262

Stanley, Idaho.

June 1, 1923.

Mr. W. H. Swendsen,

Boise, Idaho,

Dear Sir,

I understood from your letter of May 11, that you had sent a copy of my Proof application of water to the Mackay Miner for publication. As yet it has not been published. I am writing to the miner this mail.

Can I make proof June 20th or will I have to wait for the notice to be published four weeks.

Very truly,

L. M. Williams

Stanley

Idaho.

1226

May 11, 1923.

Re: Permit No. 12262.

Mr. David M. Williams,
Obsidian, Idaho.

Dear Sir:-

Your notice of proof of beneficial use of water under the above permit received today. A copy has been mailed to the Mackay Miner for the required four weeks publication prior to June 20th, the date set for proof. Deposition blanks, one for the holder and one each for two witnesses, will be mailed to Mr. Ben R. Gray, the notary public before whom proof is to be made, at Hailey.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By
Chief Clerk.

12262

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

DATE.....**May 11, 1923.**.....

Publisher, The Miner,
Mackay, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to
.....**June 20, 1923,**....., the date set for proof, the expense of the publication to be paid
by the applicant,.....**David M . Williams, of Obsidian, Idaho**....., to whom you should
furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of the notice and furnish this office with a copy of the first publication.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

1923

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 7 1923
(P. O.) Obisidian Idaho

TO THE STATE ENGINEER:

Boise, Idaho.

Dear Sir:

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

(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
If papers do not arrive in time
please give me an extension of time
to make proof
yours Truly 12262
David M. Williams

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 20 day of June, 1923,
at Hailey, County of Blaine, State of Idaho,
before Ben R. Gray, Hailey, proof will be submitted
of the application to beneficial use of ~~120~~ ^{2.4} cubic feet per second of the
waters of Salmon River in accordance with the terms and conditions of
Permit No. 12262 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

David M. Williams, Obaidian

The use to which said water has been applied is Irrigation

The amount applied to beneficial use is ~~120~~ ^{2.4} cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) West half of north West quarter, West
half of South East quarter of North West
quarter and West half of North East quarter
of South West quarter of Section 20-9N-14E

The name of the canal or ditch or other works by which said water is conducted to such place of use
is Williams and Perry Canal from Salmon River

The right to take water from such works is based upon Permit No. 12262

The source of supply from which such water is diverted is Salmon river

The date of the priority which said user is prepared to establish is

~~June 12-1922~~
June 12-1916

Salmon R - 9N 14W - 21-9N-14E
3-a

Conf. Co

Commissioner of Reclamation.

12262

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 26th day of July, 1923,
 at Hailey, County of Blaine, State of Idaho,
 before J. B. Hedrick, notary public, proof will be submitted
 of the application to beneficial use of 2.4 cubic feet per second of the
 waters of Salmon River in accordance with the terms and conditions of
 Permit No. 12262 heretofore issued by the State Engineer
 of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
David M. Williams, Obsidian, Idaho.

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

The amount applied to beneficial use is 2.4 cubic feet per second.

The place where said water is used (if for irrigation give full and accurate description of the
 lands irrigated) W $\frac{1}{2}$ of NW $\frac{1}{4}$, W $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, and W $\frac{1}{2}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 20,
 Twp. 9 N., R. 14 E., B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use
 is Williams and Perry canal from Salmon River.

The right to take water from such works is based upon Permit No. 12262.

The source of supply from which such water is diverted is Salmon river.

The date of the priority which said user is prepared to establish is June 12, 1916.

W. G. Swendsen,
 Commissioner of Reclamation.

12262

April 14, 1923.

Re: Permit No. 12262.
David M. Williams.

Mr. J. G. Hedrick.
Attorney at law.
Hailey, Idaho.

Dear Sir:-

Replying to your letter of the 13th would
say proof of beneficial use of water under the above
permit is required June 20, 1923. Blank notices are
herewith enclosed.

Very truly yours,

W. G. SWENDSEN,

Commissioner of
Reclamation.

2F10-11

By
Chief Clerk.

12262

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

April 13, 1926.

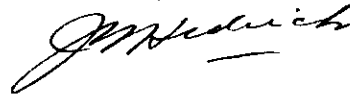
Department of Reclamation,

Boise, Idaho.

Gentlemen:-

Please advise me when proof of beneficial use has to be made under permit No. 12262, David M. Williams, so that I can give the necessary notice, etc., for him.

Truly yours,



rec 20-1926

12262

Form No. 9.

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Mr. David M. Williams,
Stanley, Idaho.

March 5, 1923.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **12262**, 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 date it is submitted.

Yours truly,

W. G. SWENDSEN.

Commissioner of Reclamation.

March 1. 1921.

Re: Permit 12262. - David M. Williams.

Mr. J. G. Hedrick,
Attorney at law,
Hailey, Idaho.

Dear Sir:--

Replying to yours of the 26th ult. would say that the affidavit of Mr. Williams has been placed on record under his permit in this office and an AMENDED Certificate issued, which is herewith enclosed.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By _____

CCW

12262

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

Feb. 26, 1921.

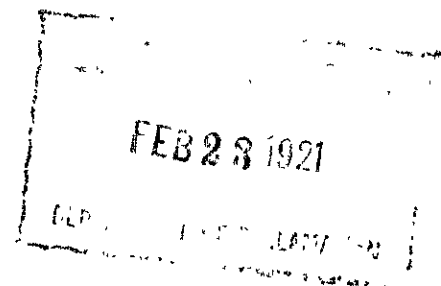
Department of Reclamation,
Boise, Idaho.

Gentlemen:

Inclosed please find affidavit and certificate of completion of works on permit No. 12262, issued to David M. Williams, for a correction in the name of the stream. If you can correct this and return the certificate to me will appreciate the kindness so that I can file it in the land office here in connection with his final proof on his desert claim.

Truly yours,

J. Hedrick



12262

1. Fee to the State of New York, \$10.00

David M. Williams on oath deposes and says: That he is the owner and holder of permit No. 12262, issued by the State Engineer under date of June 12, 1916, for 40 inches of water from Gold Creek, in the County of Custer, State of Idaho, on which final proof of completion of works was made and certificate issued under date of October 7, 1920; that at the time he made the application for the said water this creek was named Gold creek, and was so designated on the maps of the Sawtooth National Forest; but that since that time the said Forest service has changed the name of the said creek to Williams Creek, and that it is now known by the latter name; that affiant has used the water from the said creek and applied it to beneficial use on the SE¹NE¹ Sec. 20, T. 9N., R. 14 E. B.M., and that the ditch for conveying the said water has been completed, as shown by the said proof.

Wherefore applicant respectfully requests that the name of the said creek in the said permit and in the certificate of completion of works, be changed to read Williams Creek instead of Gold Creek, and the said certificate is returned herewith for correction.

David M. Williams

Subscribed and sworn to before me this 26th day of
February, 1921.

Medisch
Notary Public.
Hailey, Idaho.

Recorded in the Dept. of Recl.
at Boise, Idaho, on Feb; 28, 1921.
in Book 42 of Permits at Page 12262.

Approved for record in the Department
of Reclamation at Boise, Idaho, at 9:00
A.M. Feb. 28, 1921
W. H. Anderson
Chief Clerk of Reclamation
By S. H. J.

RECEIVED
FEB 28 1921
CLERK

Permit No. 12262**Certificate of Completion of Works**

To All Whom It May Concern:

This is to certify that David H. Williams
 of Stanley County of Custer, and State of
Idaho, the holder of Permit No. 12262, issued upon Application
 No. 17676, bearing date of priority of June 12, 1916, authorizing the diversion of
3.2 second feet of the waters of Gold Creek and Salmon River,

County of Custer, 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 Gold Creek and Salmon River;

that the point of diversion of said waters are as follows: Gold Creek in SE¹NE¹ Sec. 20;
Salmon River in SW¹NW¹ Sec. 31, both in T. 9 N., R. 14 E., B.M.

and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:
NW¹NW¹, SW¹NW¹, SE¹NW¹ and NE¹SW¹, Sec. 20, T. 9 N., R. 14 E., B.M.

Witness my hand this 7th day of October, A. D. 19 20.

M. G. Swendsen
 State Engineer of the State of Idaho.
 Commissioner of Reclamation.

By A. J. Barr Deputy.

12262

Permit No. 12262

**Certificate of Completion
of Works**

Dated Oct. 7, 1920

Stream Gold Creek & Salmon River

County Custer

Amount 3.2 sec.ft.

Date of Priority June 12, 1916

Recorded in Book 42

of Permits, page 12262

October 9, 1920

Re: Permit .- 12262 David M. Williams.

J. G. Hedrich, Attorney,
Heiley, Idaho

Dear Sir:

I am inclosing herewith Certificate of Completion of Works, issued under the above number of permit with receipt for fees paid.

Yours very truly,

J. G. HEDRICH

Commissioner of Reclamation

B

C.W.* R.-5935.

BC/CB.

12262



D. W. DAVIS, GOVERNOR

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

BUREAU OF WATER RESOURCES
WATER APPROPRIATIONS
CAREY ACT DEVELOPMENT

Sept. 8, 1920.

Re: Permit 12262- Dave Williams.

J. G. Hedrick, Attorney,
Hailey, Idaho.

Dear Sir:--

We are in receipt of depositions in the matter of proof of completion of works under the above permit, under the provisions of H. B. 55, Laws of 1917. These have been checked and are satisfactory. Certificate of completion of works will be issued upon receipt of statutory fee in the sum of \$5.00.

Very truly yours,

W. G. SWENDSEN,

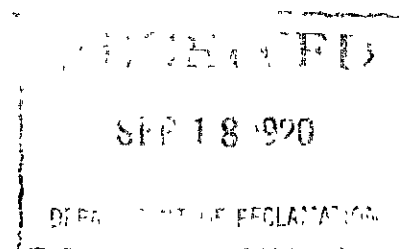
Commissioner of Reclamation.

Enclosed find check enclosed.

By *W. G. Swensen*

J. G. Hedrick

12262



Sept. 8, 1920.

Re: Permit 12262- Dave Williams.

J. O. Hedrick, Attorney,
Hailey, Idaho.

Dear Sir:--

We are in receipt of depositions in the matter of proof of completion of works under the above permit, under the provisions of H. B. 53, Laws of 1917. These have been checked and are satisfactory. Certificate of completion of works will be issued upon receipt of statutory fee in the sum of \$5.00.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By_____.

12262

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

Sept. 4, 1920.

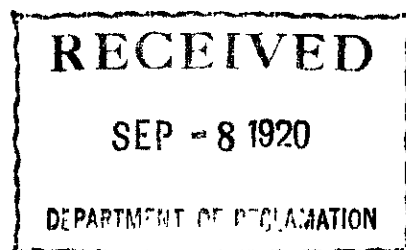
Department of Reclamation,
Boise, Idaho.

Gentlemen:-

I am inclosing herewith proof of completion of
works on Permit No. 12262, David M. Williams.

Truly yours

J. G. Hedrick



12262

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. Dave Williams, 40 Stanley, Idaho.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. No. 12362

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 have reclaimed or intend to reclaim.

Ans. irrigation,

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. Water turned in ditch June 4, 1920. Ditch carried 300 inches. From Salmon River.

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 completed on June 4, 1920.

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. _____

Ques. 8. Give description of works and state dimensions and capacity of each part as they existed on June 4, 1920., 19____, and give cost of same.

Ans. Ditch 6 feet wide on bottom, 8 feet top, 2 feet deep. 7½ miles long. Cost 1000. (same ditch used by Thos. D. Perry)

(Sign here.)

Dave Williams

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 Hailey, County of

Blaine, State of Idaho, on this 30th day of August, A. D. 1920.

My Commission expires Aug. 4, 1922.

J. H. Smith
Notary Public.

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

PERMIT No. 12262

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. Thos. D. Perry, Hailey, Idaho, banker.

Ques. 2. Are you acquainted with David M. Williams, the holder of Permit No. 12262, authorizing the diversion of 2.4 second-feet of the waters of Salmon river domestic, at Stanley, Idaho for irrigation and domestic purposes? How long have you known him, and where does he reside?

Ans. Yes, 5 years, Stanley, Idaho.

Ques. 3. Have you read or heard read said Permit No. 12262, 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. WINDY, SELOW, NEISV. Sec. 20m T 9 N. R. 14 E. E.M.

All of the land is desert in character and will require 1 inch to the acre to irrigate it.

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. They were completed June 4, 1920. and will carry 600 inches of water.

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. Ditch about 7 1/2 miles long, 6 feet wide at the bottom and 8 feet at the top, and 2 feet deep. Will carry 600 inches of water.

(Sign here)

Thos. D. Perry

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 Hailey, County

of Blaine, State of Idaho, on this 7th day of

September A. D. 1920.

My commission expires

Mar. 29, 1924

Notary Public, Residing at Hailey, Idaho.

12262

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

PERMIT No. 12262

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. Joseph G. Hedrick, 45, Hailey, Idaho, Lawyer

Ques. 2. Are you acquainted with Dave Williams, the

holder of Permit No. 12262, authorizing the diversion of 2.4 second-feet of the waters of Salmon River, at S.W. 1/4 Sec. 31, T. 9 N. R. 14 E. for domestic irrigation and purposes? How long have you known him, and where does he reside?

Ans. 10 years, Stanley, Idaho.

Ques. 3. Have you read or heard read said Permit No. 12262, 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. W. 1/4, S. 1/4, Sec. 20, NE 1/4 Sec. 20, T. 9 N. R. 14 E. P. M.

Land is all desert in character and requires about 1 inch to the acre to irrigate it.

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 completed?

Ans. Works completed on June 4, 1920. Joint ditch. Will carry 600 inches.

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. Ditch about 7 1/2 miles long, 6 feet wide at the bottom, 8 feet at top, and about 2 feet deep. would carry about 600 inches.

(Sign here)

Joseph G. Hedrick

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 Hailey, County

of Blaine, State of Idaho, on this 7th day of September A. D. 1920.

My commission expires Mar. 29, 1924

M. W. Angel
Notary Public.

Notary Public, Residing at Hailey, Idaho.

12262

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

Sir:

Receipt of notice that Permit No. 12262 is held
for cancellation under R. R. 35, Reclamation Law 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 1911

BY 

Attorney or Agent.

Dated at Idaho, Idaho,
this 5th day of August,
1911.

OFFICE OF
State Engineer of Idaho

BOISE, IDAHO, August 26 19120

Rules Governing Procedure for Cancellation of Lapsed Permits to Appropriate Water

1. If the Permit holder claims to have completed the works in accordance with the Permit by the date required by the Permit, he must file in the office of the State Engineer his own affidavit setting forth the facts, and also affidavits of several other persons who can testify, from their own knowledge, that the works were so completed.
2. After examination of these affidavits, the State Engineer will determine whether or not a hearing in his office is necessary, and whether or not an examination of the works is to be made.
3. If an examination of the works is to be made, the State Engineer will estimate the cost of making such examination, and the permit holder will be required to deposit with the State Engineer funds to the amount of the estimate. If the cost of examination shall be less than the amount deposited, the surplus will be returned to the permit holder as soon as the State Engineer's decision is rendered.
4. If any other expense is incurred by the State Engineer incident to determining whether or not the Permit should be cancelled, the permit holder will be required to deposit funds in the same manner as provided in Paragraph 3.
5. As soon as practicable after all evidence is collected, the State Engineer will render his decision.
6. If the State Engineer is satisfied that the works were completed in accordance with the terms of the Permit within the required time, Certificate of Completion of Works will be issued.
7. If the State Engineer is not satisfied that the works were completed in accordance with the terms of the Permit and within the required time, he will issue and forward to the permit holder a Notice of Cancellation.
8. House Bill 53, Laws of 1917, upon which this action is based, provides that permit holder may, within 90 days from date of Notice of Cancellation, appeal from the State Engineer's decision to the District Court of the county in which the intended diversion point under the permit is to be located.
9. The affidavits referred to in Paragraph 1 above must be filed in the State Engineer's office within 20 days from date shown above. Blanks for this purpose are enclosed herewith.

August 20, 1920.

Re: Permit 12262. Dave Williams.

J. G. Hedrick, Attorney,
Bailey, Idaho.

Dear Sir:--

Replying to yours of the 11th we do say that the above numbered permit lapsed through failure to make proof of completion of work by June 20, 1920. If the work were fully completed within the time required, the holder may proceed under the terms of House Bill 53, Laws of 1915, providing for the reinstatement of lapsed permits. The first step under this procedure is notice of cancellation from this office, which is herewith enclosed, together with notice of appearance to be filled out by the holder and returned to this office. Deposition blanks for the holder and two witnesses will then be mailed to him. If the proof is satisfactory, the permit will be reinstated and certificate of completion issued and he may then proceed with his final proof on the water.

Very truly yours,

W. G. STEENSEN,

Commissioner of Reclamation.

By _____

HC-

12262

Office of the State Engineer
BOISE, IDAHO

----- **August 20, 1920** -----, 191-----

Re. Permit No. **12262** -----

To **Dave Lillies**, -----

----- **Stanley, Idaho** -----

Commissioner of Reclamation

It appearing to the ~~State Engineer~~ that the terms and conditions of Permit No. **12262** -----, to appropriate the Public Waters of the State of Idaho, have not been complied with as to **proof of completion of work by June 20, 1920.** -----

you are hereby notified, in compliance with H. B. 53, approved February 28, 1917, that said Permit No. **12262** ----- is hereby held for cancellation.

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

Said Permit No. **12262** ----- claims the use of **3.2** ----- cubic feet per second of the waters of **Gold Creek and Salmon river** -----, with point of diversion located **in SE 1/4 Sec. 20, and SW 1/4 Sec. 31, 9E-14N.** -----, and was approved **June 20** -----, 19**16**.

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this **20th** ----- day of **August** -----, 19**20**.

Commissioner of Reclamation.
~~State Engineer~~

12262

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

August 11, 1920.

Department of Reclamation,
Boise, Idaho.

Dear Sir:

Kindly send me applications for proof of beneficial use on Permit No. 12262, Dave Williams, and also permit issued to Thomas D. Perry, from Salmon River.

Respectfully,



12953

12262

STATE OF IDAHO

DEPARTMENT OF RECLAMATION.

In the Matter of the Reinstatement
of Permit No. 12262, under the Pro-
visions of House Bill 53, 1917 Session
Laws.

ORDER REINSTATING PERMIT.

WHEREAS, Permit No. 12262 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit- June 20, 1920: and,

WHEREAS, On the 20th day of August, 1920, notice to show cause why said permit should not be cancelled, under the provisions of H. B. 53, Session Laws of 1917, was duly served on the holder of said permit; and,

WHEREAS, On the 25th day of August, 1920, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 8th day of September, 1920, depositions of holder and two witnesses were filed in the office of the Commissioner of Reclamation showing the said works of diversion to have been completed within the time required; and,

WHEREAS, After examination of the said depositions and proof, the Commissioner of Reclamation is fully satisfied that the works of diversion were completed within the time required, and that the holder of said permit has acted in good faith:

IT IS, THEREFORE, Hereby ordered that said Permit No. 12262 be, and the same is, hereby reinstated and that a 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 5th day of October, 1920.

W. G. Swendsen
Commissioner of Reclamation.

By *A. J. [Signature]*
Deputy.

4W

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

July 2, 1919.

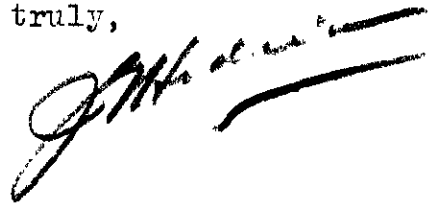
State Engineer,

Boise, Idaho.

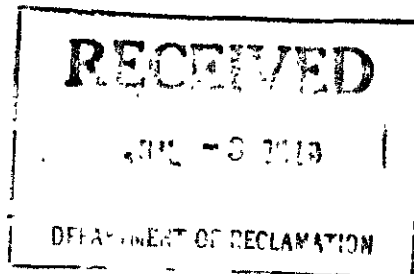
Dear Sir:

Enclosed please find application for
extension of time, permit No. 12262, D. M.
Williams.

Yours truly,



JGH/L



12262

Permit No. 12262

Application for Extension of Time

FOR COMPLETION OF WORKS

D. L. Williams, of Stanley

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. 12262

Under the terms and conditions of said permit, construction work thereunder was required to be completed by June 20, 1919

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

Constructed about 1 mile of ditch from the creek, and
about 7 miles of ditch from Salmon River. Ditch from the creek
2 feet wide on the bottom and 6 in. deep, and from the river
about 6 feet wide on the bottom, and 2 feet deep.

costing \$ 1600

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

Because of the scarcity of labor and the late season he
has been unable to complete the work.

WHEREFORE, He asks that the State Engineer extend the time for the completion of construction work under said permit, to June 20, 1920

And further, deponent saith not.

D. L. Williams

Subscribed and sworn to before me this 2nd day of July, 1919

My commission expires Aug. 4, 1922.

Notary Public.

Date of receipt at office of State Engineer July 3, 1919

APPROVAL OF Comm. of Reclamation

I, W. G. Swendsen, Comm. 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. 12262, to June 20, 1920, 1919

Witness my hand this 3d day of July, 1919, 1919

W. G. Swendsen
 Comm. of Reclamation
 By: *[Signature]* Deputy, State Engineer.

June 27th
1919

In re: Permit: 12262

D. M. Williams
Stanley, Idaho

Dear sir:

Replying to your letter of the 23d, we take it that you refer to the above numbered permit which appropriates 3.2 feet of the waters of Gold Creek and Salmon River, but you are advised that the permit does not refer to Williams Creek.

Under the terms of the permit proof of completion of works, as set out in the permit, were to have been completed on or before June 20th, 1919, and proof of beneficial use is due on or before June 20th, 1922.

If the works were not completed by the date set out in the permit, application for extension of time should be submitted to this office within thirty days from June 20th, 1919, otherwise, no application for extension of time, and no proof of completion of works having been submitted within ten days after the date for such proof (June 20th, 1919) the permit stands as lapsed on our records.

Even if you will have the works under the permit completed by July 15th, you should at once make application for extension of time in which to complete the work; otherwise the records will show that the proof was not submitted within ten days of June 20th 1919, and your proof submitted July 15th of 1919 may be accepted and you will lose your date of priority, by virtue of the permit having lapsed.

Yours very truly
W. G. Swendson
Commissioner of Reclamation.
By:

12266

Stanley, Idaho

June 23/1919.

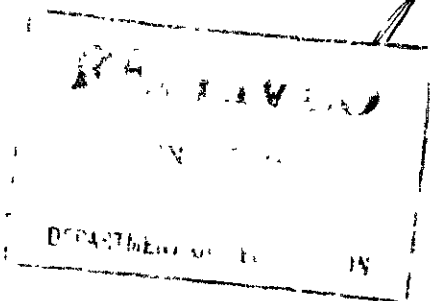
State Engineer
Boise, Idaho.

Dear Sir:-

Received your letter and application. Expect to have work on ditch completed by July 15, at which time I will make beneficial use of water. I have however completed work on ditch and made use ^{40 in. diameter} of water of Williams Creek a few days after filing June 1916. Please advise me if I can make beneficial proof at that date.

Yours very truly,

H. M. Williams



12262

W. G. SWENDSEN,
COMMISSIONER

State of Idaho
Department of Reclamation
CAPITOL BUILDING
Boise

June 16th
1919

D. M. Williams
Stanley, Idaho

Dear sir:

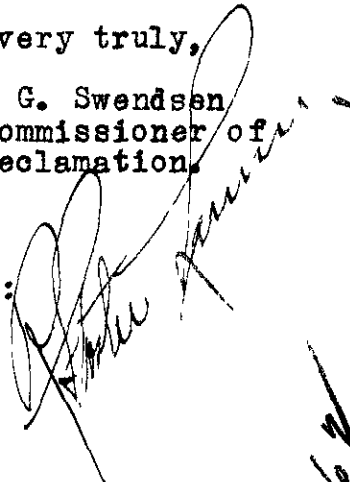
Pursuant to your request under date of June 10th, I am inclosing herewith application for extension of time for completion of works; you are entitled to extend the time within a period of five years from date of approval of said permit.

You are also advised that you may submit proof of beneficial use, provided you are prepared to do so, at the same time you submit proof of beneficial use.

Yours very truly,

W. G. Swendsen
Commissioner of
Reclamation.

By:



12262

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,
March 17, 1919.

David M. Williams,
Stanley, Idaho.

Dear Sir:—

Under the terms of your permit No **12262**-----, you are required to complete your diversion works on or before ~~June 30, 1919~~----- 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,

W. G. SWENDSEN,

State Engineer.

12262

Form No. 18

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit #12262 Williams

Mr. J. G. Hedrick,
Hailey, Idaho.

Boise, Idaho,

June 20, 1916.

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.

J. H. Smith.

State Engineer

12262

Name of Applicant David M. Williams, Stanley, Idaho

