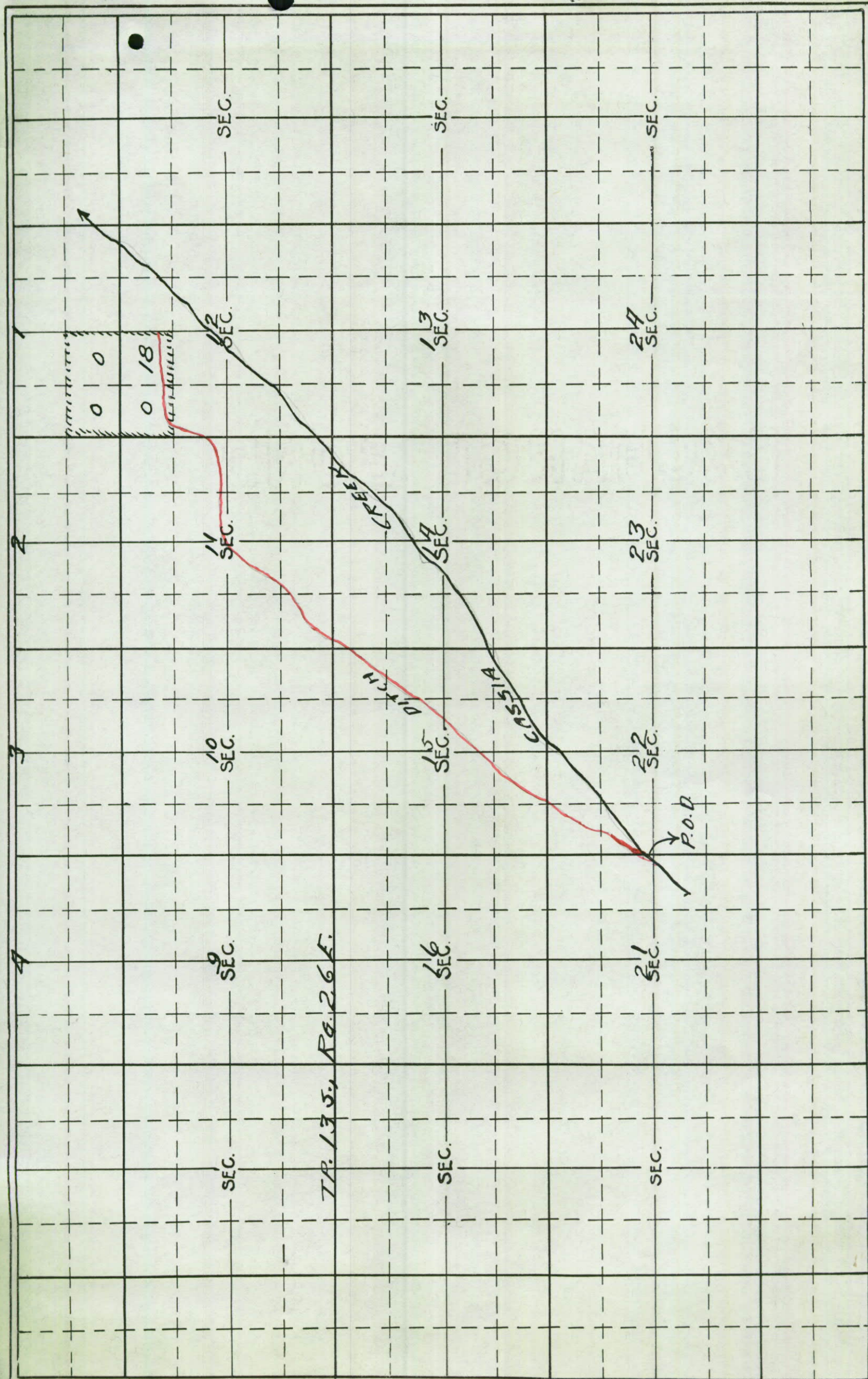


Name of Applicant W. J. HORN — # 1943



TP 135, Rg. 26 E.

NOTICE FOR PUBLICATION.

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 4th day of September, 1916, at Malta, county of Cassia, State of Idaho, before Frank Riblett, a Notary Public, proof will be submitted of the application to beneficial use of 3 1-5 cubic feet per second of the waters of Cassia Creek, in accordance with the terms and conditions of Permit No. 1943 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are William J. Horn, Malta, Idaho.

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

3. The amount applied to beneficial use is 3 1-5 cubic feet per second.

4. The place where said water is used is s $\frac{1}{2}$ sw $\frac{1}{4}$ sec. 1, and n $\frac{1}{2}$ nw $\frac{1}{4}$ sec. 12, twp. 13 S. R. 26 E. B. M.

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

6. The right to take the water from such works is based upon Permit No. 1943.

7. The source of supply from which such water is diverted is Cassia Creek.

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

J. H. SMITH, State Engineer.

First pub Aug. 2, '16.

Last pub Aug. 23, '16.

AFFIDAVIT OF PUBLICATION.

I, F. E. Griswold
Publisher, of the

(Publisher or foreman.)

The Inland Empire

(Name of newspaper.)

published weekly at Malta, Idaho

(Daily or weekly.)

(Place.)

do solemnly swear that a copy of the above notice, as per clipping attached,

was published weekly in the regular and entire issue of said

(Daily or weekly.)

newspaper, and not in any supplement thereof, for four

consecutive issues, commencing with the issue dated

August 2, 1916, and ending with the issue dated

August 23, 1916.

F. E. Griswold

(Signature.)

Subscribed and sworn to before me this 29th day of August, 1916

RECEIVED

SEP 12 1916

Frank Riblett

Notary Public

(Official designation.)

1943

OFFICE OF STATE ENGINEER

1943

P1943

North

Township 13 South Range 26 E. B.M.

SEC. 1

SEC. 2

SEC. 3

SEC. 4

SEC. 5

SEC. 6

SEC. 7

SEC. 8

SEC. 9

SEC. 10

SEC. 11

SEC. 12

SEC. 13

SEC. 14

SEC. 15

SEC. 16

SEC. 17

SEC. 18

SEC. 19

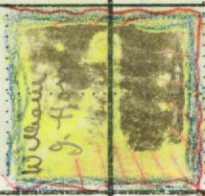
SEC. 20

SEC. 21

SEC. 22

SEC. 23

SEC. 24



East

West

Application No. 2716
PERMIT NO. 1943
William J. Horn
3 1/5 sec. ft. of Cassia Creek
Cassia County
Approved April 21, 1906.

State Engineer

WATER LICENSE

Water License No. 1943/43-2002 Priority March 2, 1914 Amount 0.36 c.f.s.
(late proof)

THIS IS TO CERTIFY, that WILLIAM J. HORN
of Malta, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated April 18, 1906; that Permit 1943/43-2002 was issued pursuant
to said application; that the proposed works were completed on or about 1914,
with a storage/or carrying capacity of 0.36 c.f.s., said works consisting of
dam and ditch; and that on September 6, 1916,

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 72
when combined with all other rights appurtenant to the same land and shall not exceed that amount
acre feet per season/with a maximum rate of diversion of 0.36 cubic feet per second of the waters
of Cassia Creek, tributary of Raft River,
for the purpose of Irrigation from April 1 to October 31;
and for from to; and for
from to; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
Section line near 1/4 corner between Secs. 21-22
located in XXXXXX Sec., T. 13 S, R. 26 E., B.M., and
other additional points, in the County of
Cassia; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 72 acre feet per year. when combined with all other rights
appurtenant to the same land and shall not exceed that amount.

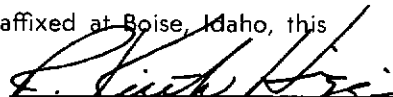
Description and location of place of use:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13 S	26 E	12					18												18

Total number of acres irrigated 18

The right to the use of the water 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 State Reclamation Engineer, affixed at Boise, Idaho, this
29th day of April, 19 69.


State Reclamation Engineer
43 2002



Water License No. 1943/43-2002

STATE OF IDAHO
office of the
DEPARTMENT OF RECLAMATION



43 2002

WATER LICENSE

Water License No. 1943/43-2002 Priority March 2, 1914 Amount 0.36 c.f.s.
(late proof)

THIS IS TO CERTIFY, that WILLIAM J. HORN
of Malta, Idaho, made application for a permit to appropriate the public waters of
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with a storage/or carrying capacity of 0.36 c.f.s., said works consisting of
dam and ditch; and that on September 6, 1916

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 72
when combined with all other rights appurtenant to the same land and shall not exceed
acre feet per season/with a maximum rate of diversion of 0.36 cubic feet per second of the waters
of Cassia Creek, tributary of Raft River

for the purpose of Irrigation from April 1 to October 31
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use

of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
Section line near 1/4 corner between Secs. 21-22
located in XXXXXX Sec. XXXX, T. 13 S, R. 26 E, B.M., and
other additional points _____, in the County of
Cassia; and that the amount of water to which such right is

entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 72 acre feet per year. when combined with all other rights
appurtenant to the same land and shall not exceed that amount.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13 S	26 E	12					18												18

Total number of acres irrigated 18

The right to the use of the water 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 State Reclamation Engineer, affixed at Boise, Idaho, this

29th day of April, 19 69.

[Signature]
State Reclamation Engineer

1943
43-2002

13-2002

No. 2716

A P P L I C A T I O N F O R P E R M I T

To Appropriate the Public Waters of the State of Idaho.

1. Name of applicant - WILLIAM J. HORN

Postoffice address: P. O. - Malta, Cassia Co., Idaho.

County - Cassia.

2. The quantity of water claimed is three and one fifth cubic feet per second.

3. Source of water supply - Cassia Creek.

County of Cassia.

4. Location of point of diversion - near & north of the half mile or government quarter corner between sections 21 & 22, Tp. 13 S., R. 26 E. B. M. (on section line)

5. To be used for:

I. Irrigation and domestic use:

(a) Number of acres to be irrigated one hundred and sixty acres.

(b) In the following legal subdivisions - $S\frac{1}{2}$ SW $\frac{1}{4}$ of Sec. 1, and N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 12, Tp. 13 S., R. 26 E. B. M.

6. Estimated cost of works - Fifty dollars (\$50.00)

7. Description of Works for Diversion:

I Kinds of works - Dam and ditch.

(a) Height of dam 2 feet, length of dam at top 30 feet, length of dam at bottom 30 feet, material used in construction wood.

(c) Size of headgate, width 4 (four) feet, height three (3) feet.

(d) Ditch (flume or pipe) width at bottom five (5) feet, width at water line seven (7) feet, depth of water two (2) feet. Average grade per mile is 50 feet. Length of ditch is - new ditch to land one fourth mile, and it crosses the following quarter sections - NE $\frac{1}{4}$ Sec. 11, Tp. 13 S. R. 26 E. B. M. (old ditch through which have right of way about three mile long across NW $\frac{1}{4}$ Sec. 22, and sections 15 & 11, said Tp. & Range) to SW corner N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 12, said Tp. & Range, which is the point of intended use.

8. Time required for the completion of the construction of such work is six months.

9. Time required for the complete application of the water to the proposed use is two (2) additional years.

Approval of State Engineer

The number of this permit is 1943.

Date of first receipt of application 9 a. m. April 18, 1906.

Recorded in Book 6, page 1943. Approved April 21, 1906.

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

Work to begin on or before June 20, 1906, and to continue diligently and uninter-

43
ruptedly 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 July 21, 1906.

The whole of said work to be completed on or before October 21, 1906.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to October 21, 1908.

Witness my hand this 21 day of April, 1906.

Jas. Stephenson, Jr.

State Engineer.

Notice of proof of completion of works received June 25, 1906, fixing Albion, Idaho, as the place and August 25, 1906, as the date of proof.

Notice for publication mailed the Cassia County Times July 18, 1906.

Deposition blanks mailed applicant July 18, 1906.

Depositions of holder and witnesses received and affidavit of publication received September 6, 1906.

Mr. Frank Riblett requested to make examination of works Sept. 5, 1906.

Report received February 19, 1907.

Fee of \$5.00 received March 6, 1907.

All papers being in Certificate of Completion was duly issued this 12th day of March, 1907.

Permit No. 1943.

CERTIFICATE OF COMPLETION OF WORKS .

To All Whom it May Concern:

This is to certify that William J. Horn, of Malta, County of Cassia, and State of Idaho, the holder of Permit No. 1943, issued upon Application No. 2716 bearing date of priority of April 18, 1906, authorizing the diversion of 3.2 second feet of the waters of Cassia Creek, County of Cassia, State of Idaho, for irrigation & 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 Cassia Creek; that the point of Diversion of said waters is on section line near quarter corner between sections 21 and 22, Township 13 South, Range 26 East of Boise Meridian and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 1, N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 12, Township 13 South, Range 26 East of Boise Meridian.

Witness my hand this 12 day of March, 1907.

Jas. Stephenson, Jr.

State Engineer of the State of Idaho

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

Returned to
Writer

REASON CHECKED

Unclaimed.....

Unknown.....

Moved, Left no address.....

Other.....

Wesley Taylor

Malta

Idaho 83342

43-2002

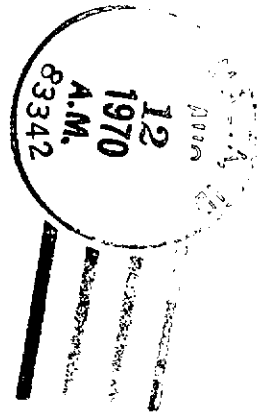


43-2002

RECEIVED

AUG 1980

Department of Water Administration



STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215

August 11, 1970

Re: Permit No. 43-2002



R. Keith Higginson
Director

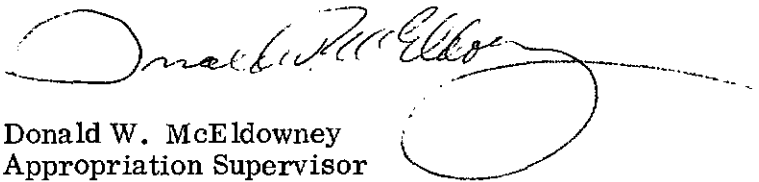
Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

Wesley Taylor
Malta,
Idaho 83342

Dear Mr. Taylor:

On April 29, 1969, we issued a Water License covering 18 acres within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, Twp. 13 S., Rge. 26 E., B.M. This license was issued in the name of William J. Horn. Since Mr. Horn is deceased, we have been unable to locate the present owner of the above described property. If you have any knowledge of who now owns this property, we would appreciate your advising us in order that we may forward the Water License to them.

Very truly yours,



Donald W. McEldowney
Appropriation Supervisor

DWM:kh

43 2002

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

A. Derbyshire
Albion,
Idaho 83311

43 0002

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse — Annex 2
Boise, Idaho 83707

Charles S. Gamble, Sr.

Malta,

Idaho 83342

43 2007

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

Frank Riblett
Malta,
Idaho 83342

43 2002

August 11, 1970

Re: Permit No. 43-2002

C
O
Marion Taylor
Malta,
Idaho 83342

Dear Mr. Taylor:

P
On April 29, 1969, we issued a Water License covering 18 acres within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, Twp. 13 S., Rge. 26 E., B.M. This license was issued in the name of William J. Horn. Since Mr. Horn is deceased, we have been unable to locate the present owner of the above described property. If you have any knowledge of who now owns this property, we would appreciate your advising us in order that we may forward the Water License to them.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Supervisor

DWM:kh

43-2002
1943

August 11, 1970

Re: Permit No. 43-2002

C
S. L. Gamble
Malta,
Idaho 83342

O
Dear Mr. Gamble:

P
On April 29, 1969, we issued a Water License covering 18 acres within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, Twp. 13 S., Rge. 26 E., B.M. This license was issued in the name of William J. Horn. Since Mr. Horn is deceased, we have been unable to locate the present owner of the above described property. If you have any knowledge of who now owns this property, we would appreciate your advising us in order that we may forward the Water License to them.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Supervisor

DWM:kh

43-2002
1943

August 11, 1970

Re: Permit No. 43-2002

C
Wesley Taylor
Malta,
Idaho 83342

Dear Mr. Taylor:

P
On April 29, 1969, we issued a Water License covering 18 acres within the NE¹/₄NW¹/₄ Sec. 12, Twp. 13 S., Rge. 26 E., B.M. This license was issued in the name of William J. Horn. Since Mr. Horn is deceased, we have been unable to locate the present owner of the above described property. If you have any knowledge of who now owns this property, we would appreciate your advising us in order that we may forward the Water License to them.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Supervisor

DWM:kh

43-2002
1943

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

20908

1

Marion Taylor

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Ell Taylor

DATE DELIVERED

3

SHOW WHERE DELIVERED *(only if requested)*

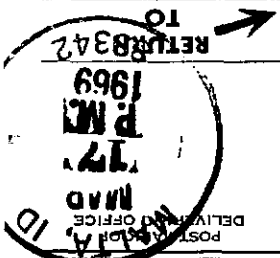
1943

3-17-69

43-2002

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moistened gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

NAME OF SENDER

~~Department of Reclamation~~
STREET AND NO. OR P.O. BOX

Annex # 2 Statehouse

POST OFFICE, STATE, AND ZIP CODE Boise, Idaho 83707

POD Form 3811 Apr. 1967

GPO—16—71548-10

June 25, 1969

County Assessor
Cassia County
Burley, Idaho 83318

Dear Sir:

We sent a Water License to Mr. William J. Horn,
land description: Sec. 12, T. 13 S, R. 26 E, NE 1/4, NW 1/4,
12 acres. This was returned to us marked unclaimed.
Would you please send us the information as to who
now owns this property.

We would appreciate your helpfulness in getting
this information to us.

Very truly yours,

Donald W. McElDowney
Appropriation Examiner

DWM/mh

1943
43-2002

43-2002

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

June 25, 1969

RECEIVED
JUN 27 1969
Department of Reclamation

R. KEITH HIGGINSON
State Reclamation Engineer

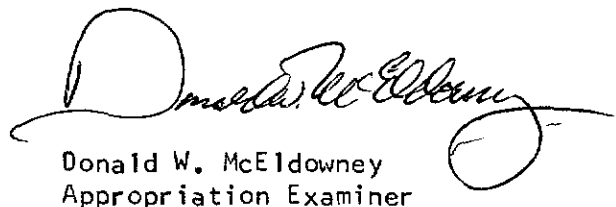
County Assessor
Cassia County
Burley, Idaho 83318

Dear Sir:

We sent a Water License to Mr. William J. Horn,
land description: Sec. 12, T. 13 S, R. 26 E, NE $\frac{1}{4}$ NW $\frac{1}{4}$,
18 acres. This was returned to us marked unclaimed.
Would you please send us the information as to who
now owns this property.

We would appreciate your helpfulness in getting
this information to us.

Very truly yours,



Donald W. McEldowney
Appropriation Examiner

DWM/mh

Please send us a more detailed description of the above parcel of land.
We cannot identify this parcel on our plat books. This 40 acres is divided
into several tax numbers. Thank you.

Assessor's Office
Alma C Clark, Assessor

1943
43-2002

STATE OF IDAHO

Department of Reclamation

No

2954

Boise, Idaho,

4-25

196

9

RECEIVED
FROM

William J. Hansen of Malta

DOLLARS

FOR

Lic fee \$ 2.00
43-2002

TOTAL

\$

2.00

E. J. Woods
STATE RECLAMATION DEPARTMENT

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE — ANNEX 2
BOISE, IDAHO 83707

January 28, 1969

Re: Permit No. 1943/43-2002

Mr. William J. Horn
Malta, Idaho

Dear Mr. Horn:

Attached is a copy of the results of the field examination conducted by our department on the above referenced permit.

You are requested to submit the fees indicated within 30 days of the date of this letter.

Very truly yours,

A handwritten signature in black ink, reading 'Donald W. McEldowney'. The signature is stylized with a large 'D' and a long, sweeping underline.

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: fee letter

1943
43-2002

Sept. 24, 1917.

Re: Permit 1943.

Mr. Wm. J. Born,
Malta, Idaho.

Dear Sir:

The report of our engineer on proof
of beneficial use of water under above permit
shows that of only one 40 acre tract under
cultivation. Upon receipt of fees in the
sum of \$2.00, license will be issued.

Very truly yours,

C. C. Smith,

State Engineer.

by

CB/ML

1943

43-2002

April 29, 1969

Re: Permit No. 1943/43-2002

Mr. William J. Horn
Malta,
Idaho 83342

Dear Mr. Horn:

Enclosed you will find your Water License issued on the
above numbered permit.

Also enclosed is departmental receipt No. 2954 in the
amount of \$2.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosure

1943
43-2002

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

April 29, 1969

Re: Permit No. 1943/43-2002

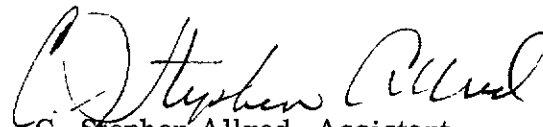
Mr. William J. Horn
Malta,
Idaho 83342

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Very truly yours,


C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosure

1943
43-2002

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

REASON CHECKED
 Returned to writer
 Unknown... Refused
 for better address
 Moved, left no address
 at which post box was

Mr. William J. Horn

~~Malta~~

~~Idaho~~

83342
 1969
 A.M.
 317
 JAN
 MALTA, ID

BOISE
 JAN 30 1969
 A M
 IDAHO
 JAN 30 1969
 IDAHO
 BUSINESS
 06
 1943
 43-2007

RECEIVED

FEB 3 1969

Department of Reclamation

March 12, 1969

Re: Permit No. 1943/43-2002

William J. Horn
Malta, Idaho

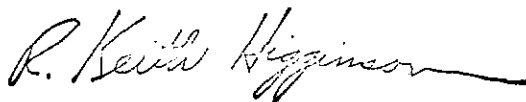
Dear Mr. Horn:

The Department of Reclamation was authorized by Section 42-311, Idaho Code, amended by the 1967 Legislature, to take action on permits upon which there has not been a license issued. The Department is attempting to locate persons who have an interest in and may wish to complete the requirements of these permits.

In researching the file of the above referenced permit, the Department has found that the permit holder failed to submit licensing fees of \$2.00

You are hereby required to show cause on or before April 21, 1969 why Permit No. 1943/43-2002 should not be cancelled for the above cited reason.

Permit No. 1943/43-2002 was issued to William J. Horn, Malta, Idaho on April 21, 1906 for the diversion of 3.2 c.f.s. of water of Cassia Creek with the point of diversion located near the section corner between sections 21 and 22, T. 13 N., R. 26 E., B. M., Cassia County for irrigation and domestic purposes.



State Reclamation Engineer

RKH:tg

CC: S. L. Gamble, Malta, Idaho; A. Derbyshire, Albion, Idaho; Charles S. Gamble, Sr., Malta, Idaho; Marion Taylor, Malta, Idaho; Frank Riblett, Malta, Idaho; Wesley Taylor, Malta, Idaho

1943
43-2002

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED

APR 22 1969

Department of Reclamation

March 12, 1969

Re: Permit No. 1943/43-2002

William J. Horn
Malta, Idaho

Dear Mr. Horn:

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*acceptable
Don L. Orin*

R. Keith Higgins
State Reclamation Engineer

RKH:tg

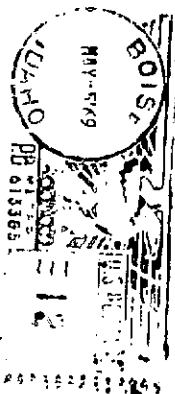
CC: S. L. Gamble, Malta, Idaho; A. Derbyshire, Albion, Idaho; Charles S. Gamble, Sr., Malta, Idaho; Marion Taylor, Malta, Idaho; Frank Riblett, Malta, Idaho; Wesley Taylor, Malta, Idaho

1943
43-2002

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

REASON CHECKED
Returned to writer
Undelivered
Not better address
Moved, left no address
No mail since it was
Refused

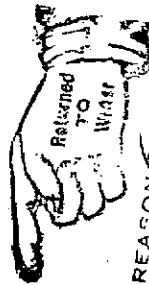
Mr. William J. Horn
Malta,
Idaho 83342



1943

43-2002

• AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

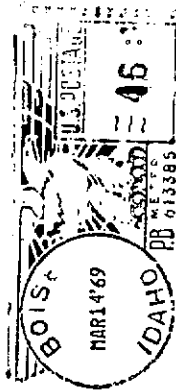


Returned
TO
MAIL

REASONS CHECKED
Undelivered, refused
Unknown, deceased
For better address
Moved, left no address
No such office in state

CERTIFIED MAIL	
NO.	20902
RETURN RECEIPT REQUESTED	

~~A. Derbyshire~~
~~Albion, Idaho~~



INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and address where delivered
☐ Deliver ONLY to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

INSURED NO.

1

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

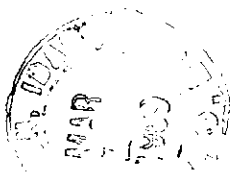
2

DATE DELIVERED

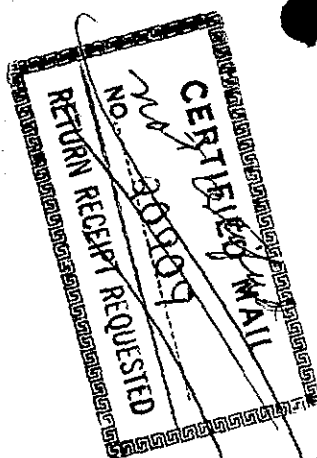
SHOW WHERE DELIVERED (only if requested)

3

GS5-19-71548-10 GPO



AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707



REASON FOR
Unknown
for better
More, L. M. McCall
At each office a mail
turned to
John
McCall

Frank Riblett



INSTRUCTIONS TO DELIVERING EMPLOYEE

Show to whom, date, and address where delivered ☐ to addressee ☐ to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

20909

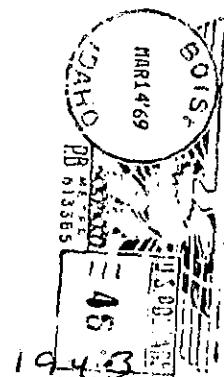
INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

10-59412-81-55



RECEIVED

September 24, 1917.

SEP 18 1917

Department of Reclamation

Re: Permit 1943.

Mr. Wm. J. Corn
Malta, Idaho.

Dear Sir:

The report of our engineer on proof of beneficial use of water under above permit shows part of only one 40 acre tract under cultivation. Upon receipt of fees in the sum of \$2.00, license will be issued.

Very truly yours,

J. E. Smith,

State Engineer.

Ey

CB/ML

1943

43-2002

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

RECEIVED

MAR 18 1969

March 12, 1969

Department of Reclamation

Re: Permit No. 1943/43-2002

William J. Horn
Malta, Idaho

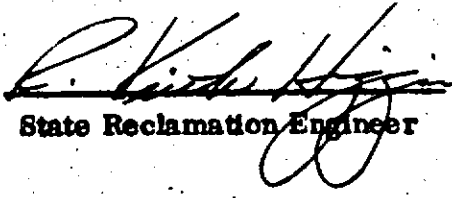
Dear Mr. Horn:

The Department of Reclamation was authorized by Section 42-311, Idaho Code, amended by the 1967 Legislature, to take action on permits upon which there has not been a license issued. The Department is attempting to locate persons who have an interest in and may wish to complete the requirements of these permits.

In researching the file of the above referenced permit, the Department has found that the permit holder failed to submit licensing fees of \$2.00

You are hereby required to show cause on or before April 21, 1969 why Permit No. 1943/43-2002 should not be cancelled for the above cited reason.

Permit No. 1943/43-2002 was issued to William J. Horn, Malta, Idaho on April 21, 1906 for the diversion of 3.2 c.f.s of water of Cassia Creek with the point of diversion located near the section corner between sections 21 and 22, T. 13 S., R. 26 E., B. M., Cassia County for irrigation and domestic purposes.


State Reclamation Engineer

RKH:tg

CC: S. L. Gamble, Malta, Idaho; A. Derbyshire, Albion, Idaho; Charles S. Gamble, Sr., Malta, Idaho; Marion Taylor, Malta, Idaho; Frank Riblett, Malta, Idaho; Wesley Taylor, Malta, Idaho

1943
43-2002

September 24, 1917.

Re: Permit 1917.

Mr. Wm. J. Horn,
Malta, Idaho.

Dear Sir:

The report of our engineer on proof
of beneficial use of water under above permit
shows that of only one 40 acre tract under
cultivation. Upon receipt of fees in the
sum of \$2.00, license will be issued.

Very truly, ours,

J. H. Smith,

State Engineer.

By

CB/MB

1943

H. 3-200

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

RECEIVED

MAR 27 1969

Department of Reclamation

March 12, 1969

Re: Permit No. 1943/43-2002

William J. Horn
Malta, Idaho

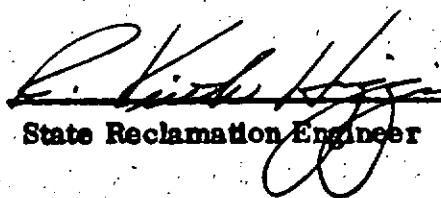
Dear Mr. Horn:

The Department of Reclamation was authorized by Section 42-311, Idaho Code, amended by the 1967 Legislature, to take action on permits upon which there has not been a license issued. The Department is attempting to locate persons who have an interest in and may wish to complete the requirements of these permits.

In researching the file of the above referenced permit, the Department has found that the permit holder failed to submit licensing fees of \$2.00

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State Reclamation Engineer

RKH:tg

CC: S. L. Gamble, Malta, Idaho; A. Derbyshire, Albion, Idaho; Charles S. Gamble, Sr., Malta, Idaho; Marion Taylor, Malta, Idaho; Frank Riblett, Malta, Idaho; Wesley Taylor, Malta, Idaho

1943
43-2002

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

CERTIFIED MAIL
NO. 20904
RETURN RECEIPT REQUESTED

MALT
A.
17
A.M.
JUN 1
83342

RETURNED TO
MAILING
AGENCY
UNDELIVERABLE
FOR
ADDRESS
NOT KNOWN
NO. 20904
JUN 1 1943
BOISE, IDAHO

CLASON CHECKED
TO
WILLIAM J. HORN

INSTRUCTIONS TO DELIVERING EMPLOYEE

Show to whom, date, and
address where delivered ☐ to addressee
(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

GPO 01-1548-10-55

BOISE
MAR 14 1943
IDAHO
46

1943
43-2002

RECEIVED

MAR 18 1969

September 22, 1917.

Department of Reclamation

Re: Permit 1943.

Mr. Wm. J. Corn
Malta, Idaho.

Dear Sir:

The report of our engineer on proof of beneficial use of water under above permit shows that of only one 40 acre tract under cultivation. Upon receipt of fees in the sum of \$2.00, license will be issued.

Very truly yours,

J. H. Smith,

State Engineer.

By

CB/10

1943

43-2002

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

RECEIVED

MAR 18 1969

March 12, 1969

Department of Reclamation

Re: Permit No. 1943/43-2002

Willaim J. Horn
Malta, Idaho

Dear Mr. Horn:

The Department of Reclamation was authorized by Section 42-311, Idaho Code, amended by the 1967 Legislature, to take action on permits upon which there has not been a license issued. The Department is attempting to locate persons who have an interest in and may wish to complete the requirements of these permits.

In researching the file of the above referenced permit, the Department has found that the permit holder failed to submit licensing fees of \$2.00

You are hereby required to show cause on or before April 21, 1969 why Permit No. 1943/43-2002 should not be cancelled for the above cited reason.

Permit No. 1943/43-2002 was issued to William J. Horn, Malta, Idaho on April 21, 1906 for the diversion of 3.2 c.f.s of water of Cassia Creek with the point of diversion located near the section corner between sections 21 and 22, T. 13 S. R. 26 E. B. M., Cassia County for irrigation and domestic purposes.

A handwritten signature in dark ink, appearing to read "R. Keith Higgins".
State Reclamation Engineer

RKH:tg

CC: S. L. Gamble, Malta, Idaho; A. Derbyshire, Albion, Idaho; Charles S. Gamble, Sr., Malta, Idaho; Marion Taylor, Malta, Idaho; Frank Riblett, Malta, Idaho; Wesley Taylor, Malta, Idaho

1943

43-2002

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300.



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

**RETURN
TO**

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Annex # 2 Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

c55-18-71548-10

Apr. 1967

POD Form 3811

INSTRUCTIONS TO DELIVERING EMPLOYEE

Show to whom, date, and
address where delivered

☐

Deliver ONLY
to addressee

☐

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

Charles B. Starnitz

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

1

CERTIFIED NO.

20805

2

INSURED NO.

DATE DELIVERED

3

SHOW WHERE DELIVERED (only if requested)

1943

43-2002

3-18-69

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO. _____

SIGNATURE OF ADDRESSEE (Must always be filled in)

1
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

2

CERTIFIED NO. _____

00910

INSURED NO. _____

3

3-18-69

SHOW WHERE DELIVERED (only if requested)

X Mrs. Florence Taylor

1943

43-20012

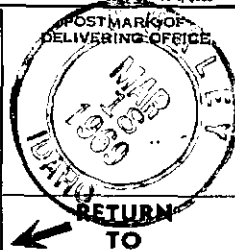
POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

es55-16-71648-10

POD Form 3811 Apr. 1967

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**



NAME OF SENDER

STREET AND NO. OR P.O. BOX

Department of Reclamation
Annex # 2 Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE \$300



**RETURN
TO**

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moistened gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

NAME OF SENDER

Department of Reclamation
Annex # 2 Statehouse
STREET AND NO. OR P.O. BOX

Post Office, State, and ZIP CODE
Boise, Idaho 83707

POD Form 3811 Apr. 1967

655-16-71549-10

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

20907

INSURED NO.

DATE DELIVERED

3-18-69

1

Chrissy B. Gamble

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

3

SHOW WHERE DELIVERED *(only if requested)*

1943

43-2002

January 28, 1969

Re: Permit No. 1943/43-2002

Mr. William J. Horn
Malta, Idaho

Dear Mr. Horn:

Attached is a copy of the results of the field examination conducted by our department on the above referenced permit.

You are requested to submit the fees indicated within 30 days of the date of this letter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: fee letter

1943
43-2002

September 24, 1917.

Re: Permit 1943.

Mr. Wm. J. Horn,
Malta, Idaho.

Dear Sir:

The report of our engineer on proof
of beneficial use of water under above permit
shows part of only one 40 acre tract under
cultivation. Upon receipt of fees in the
sum of \$2.00, license will be issued.

Very truly yours,

J. H. Smith,

State Engineer.

By

CB/ML

1943

REPORT OF ENGINEER

1. State name of applicant and number of permit: William J. Horn- Permit No. 1943
2. State source of water supply: Cassia Creek
3. Location of point of diversion: Sec. line near 1/4 Cor. between Secs. 21-22, T. 13 S., R. 26 E., B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: _____
5. Describe works as they exist, giving dimensions and capacities of same: Dam of brush, 1 1/2' high, 16' long on top, 12' on bottom. No headgate - Ditch 3' on bottom, 2 1/2' on W.L., 15" deep - light grade - Cap. about 125".
6. State whether or not water has been turned into works of diversion: Drier time of exam, but has had water in it.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):
 S 1/2 NW 1/4, Sec. 1, W 1/2 NW 1/4, Sec. 12, - T 3 S - R 26 E.
 SW 1/4 NW 1/4 Sec. 1 - 0 ac. - Sagebrush
 SE 1/4 NW 1/4 " - 0 " "
 NW 1/4 NW 1/4 Sec. 12 - 0 " "
 NE 1/4 NW 1/4 " - 18 " - balance sagebrush.
 18 ac. Total.
8. Submit map on enclosed plat, showing location and details of above description.

Remarks: Applicant claims that the entire NE 1/4 NW 1/4 Sec. 12 has been cultivated & irrigated, but was heavily grown to sage brush at time of exam.

Allow 18" 36 cfs

MAX FOL ALLOWABLE SHALL NOT EXCEED 4.0 AC FT / ACRE OF

WATER COMBINED WITH ALL OTHER RIGHTS

This examination was made on the 16 day of Aug.

(Signed)

OVER

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

STATE OF IDAHO

County of _____

} ss.

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191____

My Commission Expires _____

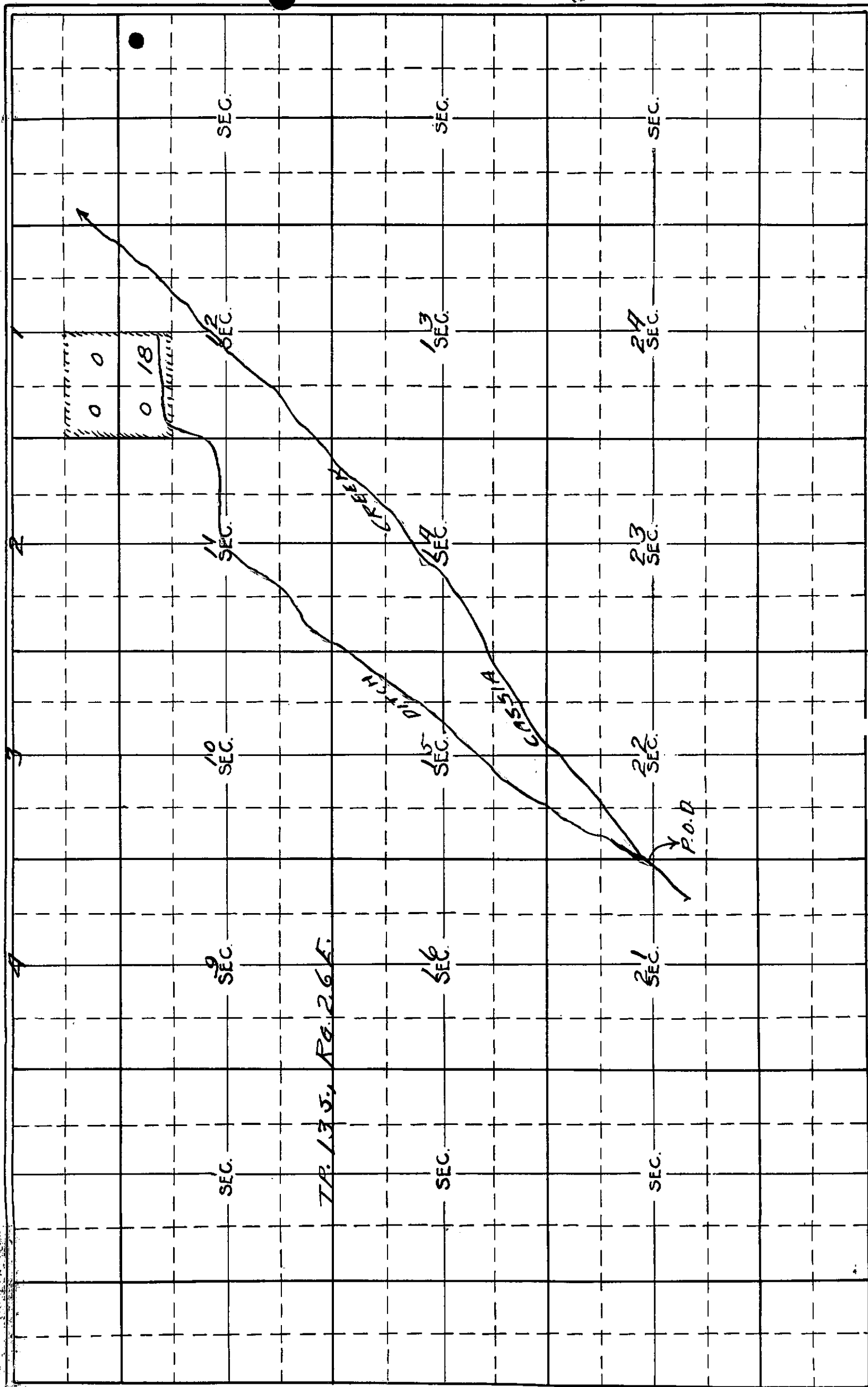
Notary Public.

Dist. No. 8-C

Wm. J. Horn- Malta

1943

Name of Applicant W. J. HORN — # 1943



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

1943

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

Re: Permit No. 1943

Wm J. Horn
Malta

To facilitate the examination to be made by this Department in connection with proof under above permit, you are requested to fill in answers to the following questions and return this sheet to State Engineer, Boise, at once.

J. H. SMITH,

State Engineer.

1. What is nearest and most convenient railroad or stage station to the land covered by permit? Malta
2. What is best means of reaching the land, Automobile or team?
Automobile
3. Do you live on the place? Yes
4. If not, where is your residence? _____
5. If you do not live on the place is there a tenant living there?
If so what is his name? _____
6. If there are several roads from the station named above to the place, state briefly which road is best to take. Quarter
of mile North from Malta on The
road.

OFFICE OF

Sept. 15, 1916.

Permit #1943.

Mr. Wm. J. Horn,
Malta, Idaho.

Dear Sir:

We are in receipt of the depositions
and affidavit of publication for proof of
beneficial use under above permit.

As soon as the report can be made by
our examining engineer, you will be notified
of fees due before issuing license.

Very truly yours,

J. H. Smith,

State Engineer.

By _____

CB/FM

1943

Malta , Cassia County , Idaho.

September 7th. 1916. --

Hon. J. H. Smith

State Engineer

Boise, Idaho.

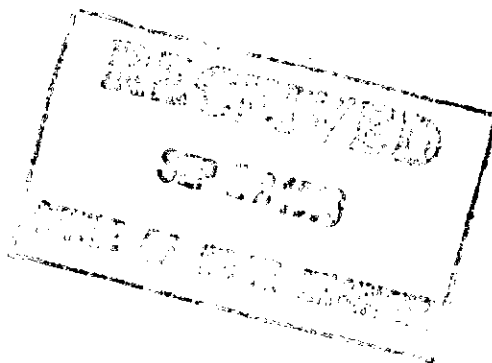
Dear Sir :

Enclosed find my proof of application of water to beneficial use under my Permit No. 1943 made before Frank Riblett at Malta, Idaho on September 6th. 1916-- September 4th. and 5th. being legal holidays

Please send the License if everything is correct to W. E. Abraham Atty at Law ,-- Burley , Cassia County , Idaho, for Jack Gaskill of the same place to whom I have sold the land.

Respectfully Yours,

William J. Brown



1943

Permit No. 1943

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Wesley Taylor - age 23 years - farmer

Malta, Cassia County, Idaho is residence and P. O. Address

Ques. 2. Are you acquainted with William J. Horn, the holder of Permit No. 1943? How long have you known him and where does he reside?

Ans. yes - More than ten years - Malta, Cassia County, Idaho.

Ques. 3. Have you read or heard read said Permit No. 1943, 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. Cassia Creek
Cassia County, Idaho - Diverted on SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 21 - Town-
ship 13 South of Range 26 East of the Boise Meridian by means of a dam
from 4 to 5 feet high and 35 to 40 feet long into the "Main ditch, called
the "Gamble and Condit Ditch" which will carry about 20 cubic feet of
water per second thence into said Horn's individual lateral which is about
4 feet wide and 3 feet deep and will carry 7 or 8 cubic feet of water per
second to the land of the said Horn, having a heavy grade.

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. ~~xxxxxxx~~ From 7 to 8 cubic feet per second, to said lands, can be
conveyed and have seen from 2 to 3 second feet conveyed and used.

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. Purpose irrigation - No natural meadow land - Has 22 acres of
alfalfa on the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12, - Township 13 South of Range 26 East
of the Boise Meridian and the whole of this subdivision of 40 acres has
been irrigated - and cultivated - The ditches were constructed and water
run over the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 1 and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12 Township
13 South of Range 26 East of the Boise Meridian and the same flooded to
test the irrigation capabilities

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The land that has been reclaimed is good land, and the amount
required for profitable cultivation is not less than one inch to the acre
or the equivalent of a flow of one second foot for 50 acres.

1943

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

Ans. Not any.

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. In 1912 the claimant, Horn, used for from 10 to 15 days about 100 inches of water or a flow of two cubic feet per second on the SW $\frac{1}{4}$ Section 12 and the NW $\frac{1}{4}$ Section 12 said township and range. In 1914-- he used about 100 inches of water for about the same length of time (10 to 15 days) and along in the month of June flooding it over the NE $\frac{1}{4}$ of the said section 12. In 1915 and in 1916 about June 1st, and for 10 or 15 days about 100 inches was used again by flooding on the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of the said section 12 --

(Sign) *Wesley Taylor*

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 Malta County of Cassia State of Idaho, on this 6th day of September A. D. 1916.

Notary Public.

Frank G. Elliott

My Commission Expires March 26, 1918.

Permit No. 1943.....

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

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

Ans. Charles S. Gamble, Sr., -- age 70 years, -- farmer and ~~liveryman~~
Liveryman. --- Residence and Post-office address, -- Malta, Cassia
County, Idaho.

Ques. 2. Are you acquainted with William J. Horn, the
holder of Permit No. 1943? How long have you known him and where does he reside?

Ans. Yes.
Over 30 Years -- Malta, Cassia County, Idaho.

Ques. 3. Have you read or heard read said Permit No. 1943, 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. Cassia Creek, Cassia County, Idaho -- Diverted on the SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 21, -- Township 13 South of Range 26 East of the Boise
Meridian -- works of diversion a dam about 40 feet long and 4 feet
high -- and a main ditch therefrom with capacity of about 20 cubic feet
per second and a lateral for the said Horn about 4 feet wide and 3 feet deep
carrying about 8 second feet of water. (has a heavy grade).

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. About 8 second feet -- Have seen 2 $\frac{1}{2}$ to 3 second feet so conveyed
and used.

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. The purpose is irrigation and no other. -- There is no natural
meadow land. -- He has something over 20 acres of alfalfa on the
forty acres tract called the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12 said township and
range and the whole of this tract (40 acres) has been irrigated and
cultivated. -- A good system of ditches was constructed and water run over
the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section one and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12. -- Township 13 South
of Range 26 East of the Boise Meridian, the same being flooded to wet up the
same and to see if the ditches ~~prop~~ properly covered it.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The land is all right but will require a flow of one inch to the
acre to insure profitable cultivation.

1913

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 whatever.

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.

For about two weeks,

Ans. In 1913 along in May about 100 inches was run over the SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section one and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 12 Township 13 South of Range 26

East of the Boise Meridian for purposes stated in answer to question 6.

In 1914 -- For about two weeks water was used to amount of about 100

inches under a four inch pressure, for irrigation on the in the month of June

by flooding over the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of the said section 12 and in 1915 and

in 1916 it was used again for about two weeks along in the first part of

June by flooding on the said NE $\frac{1}{4}$ NW $\frac{1}{4}$ of the said section 12

(Sign)

Charles J. Frank

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 Malta County of Cassia

State of Idaho, on this sixth (6th.) day of September A. D. 1916.

Frank C. Platt

Notary Public.

My Commission Expires March 26th. 1918.

PERMIT NO. 1943.

DF

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. William J. Horn - age - 38 years - farmer
Residence and Post Office address - Malta, Cassia Co. Idaho -

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. not any

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

Ans. No - 1943 - Date of priority March 1 - 1914

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

Ans. Cassia Creek, Cassia County, Idaho - On S E ⁴ N E ⁴
sections 21 - Township 13 South of Range 26 East
of the Boise Meridian

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

Ans. Dam - about 4 feet high and about 40 feet long -
The main ditch called the Gayble and Condit ditch will
carry about 20 cubic feet per second - my lateral from
the dam will carry about 8 cubic feet per second
being about 4 feet wide and 3 feet deep with a heavy fall
the main ditch is larger -

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

Ans. For irrigation - have alfalfa land only -
that is of the cultivated lands, there are no natural meadow
lands -
Have 22 acres of alfalfa on the N E ⁴ N W ⁴ section 12 - Town
ship 13 South of Range 26 East of the Boise
Meridian - and the whole forty has been in cultivation
and irrigated and have run the water over
the S W ⁴ S W ⁴ section 1 and N W ⁴ N W ⁴ sections 12
Township 13 South of Range 26 East of the Boise Meridian -

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

Ans. not any -

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

Ans. not less than a flow of one cubic foot per
second for 50 acres - (continuous) - (that is "an inch to the 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. By virtue of appropriation and use under
the terms of the said permit - 1913

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

Ans. In 1914 - at one time used close to a flow of two cubic feet per second - along in the month of June - flooded over on NE 1/4 NW 1/4 section 12 (had it 10 or 15 days) In 1913 had run it over the SW 1/4 NW 1/4 section 1 and NW 1/4 NW 1/4 section 12 - Think this was along in the month of May In 1915 and 1916 - (both dry years) had from 1 1/2 to 2 second feet of water along about June 1 - flooding over the said NE 1/4 NW 1/4 section 12 - had it 10 or 15 days & which has always been sufficient to secure a crop -

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

Ans. No other waters -

(Sign) William J. Howard

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 Malta, County of

Cassia, State of Idaho, on this 6th day of September

A. D. 1916 - September 4 and 5th both being legal holidays

Frank Riblett

Notary Public

1913

NOTICE FOR PUBLICATION.

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 4th day of September, 1916, at Malta, county of Cassia, State of Idaho, before Frank Riblett, a Notary Public, proof will be submitted of the application to beneficial use of 3-1-5 cubic feet per second of the waters of Cassia Creek, in accordance with the terms and conditions of Permit No. 1943 heretofore issued by the State Engineer of the State of Idaho:

1. The name and postoffice address of the person or corporation holding said permit are William J. Horn, Malta, Idaho.

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

3. The amount applied to beneficial use is 3-1-5 cubic feet per second.

4. The place where said water is used is s. 1/4 sec. 1, and n. 1/4 sec. 12, Twp. 13 S. R. 26 E. B. M.

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

6. The right to take the water from such works is based upon Permit No. 1943.

7. The source of supply, from which such water is diverted is Cassia Creek.

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

J. H. SMITH, State Engineer.

First pub Aug 2, 1916.

Last pub Aug 23, 1916.

AFFIDAVIT OF PUBLICATION.

I, F. E. Griswold
Publisher, of the

(Publisher or foreman.)

The Inland Empire

(Name of newspaper.)

published weekly at Malta, Idaho
 (Daily or weekly.) (Place.)

do solemnly swear that a copy of the above notice, as per clipping attached, was published weekly in the regular and entire issue of said
 (Daily or weekly.)

newspaper, and not in any supplement thereof, for four
 consecutive issues, commencing with the issue dated

August 2, 1916, and ending with the issue dated
August 23, 1916.

F. E. Griswold

(Signature.)

Subscribed and sworn to before me this 29th day of August, 1916

Frank Riblett

Notary Public

(Official designation.)

1943

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 4th day of September, 1916,
 at Malta, County of Cassia, State of Idaho,
 before Frank Riblett, a Notary Public, proof will be submitted
 of the application to beneficial use of 3-1/5 cubic feet per second of the waters of
Cassia Creek, in accordance with the terms and conditions of Permit No. 1943
 heretofore issued by the State Engineer of the State of Idaho.

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

William J. Horn, Malta, Idaho.

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

3. The amount applied to beneficial use is 3-1/5 cubic feet per second.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)

S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 1, and N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 12, Twp. 13 S. R. 26 E. B.M.

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

6. The right to take the water from such works is based upon Permit No. 1943.

7. The source of supply from which such water is diverted is Cassia Creek.

8. The date of the priority which said user is prepared to establish is March 1st
~~April 1st~~ 1914.

J. H. Smith,
 State Engineer.

First Publication Aug 2-16
Last " Aug 23-16

1943

STATE OF IDAHO
ENGINEERING DEPARTMENT

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

Wm. J. Horn,
c/o Frank Riblett,

Malta, Idaho.
DEAR SIR:

BOISE, IDAHO, August 23, 1916.

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. 1943.

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

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

1. On ~~September 5th~~, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Malta, before Frank Riblett, Notary Public.

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

Yours truly,

J. H. SMITH,
State Engineer.

September 4th being a legal holiday,
proof should be made on the 5th of
the month.

J.H.S.

1943

(P. O.) _____ta, Idaho, _____

(Date) _____July 28, 1916. _____

State Engineer, Boise.

Dear Sir:

I have your letter of July 25, 1916 enclosing Notice of Proof of Beneficial Use of Water under Permit No. 1943 which will be published as you request, beginning with our issue of August 2, 1916.

The Inland Empire,

F. E. Livolsd
Prop.

1943

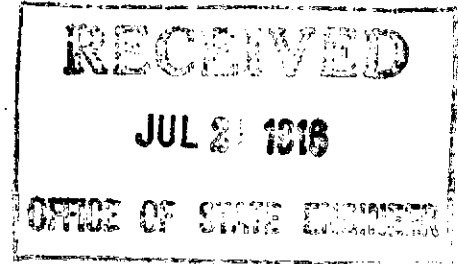
Sept 4

W. E. ABRAHAM
ATTORNEY-AT-LAW
BURLEY, IDAHO

July 24th.1916.

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

Dear Sir:



In re Permit #1943.

The owner of above permit desires to make proof of beneficial use of water as soon as possible after publication is complete and asks that the date for same be set for September 4th.instead of October 21st.

Thanking you for calling attention to the matter,
I remain,

Yours very truly,

W.E. Abraham

1943

Q I 21

July 22, 1916.

Re Permit 1943.

W. E. Abraham, Attorney,
Burley, Idaho.

Sir:--

We are today in receipt of notices for final proof under above permit. Notice will be sent to the Inland Empire, at Malta, for the required four weeks publication.

As you did not set the date for making proof, I have inserted October 21st in the notices. If this is not satisfactory to the applicant, please advise us in time to change the date before sending the notice for publication.

Deposition blanks will be mailed to Mr. Frank Riblett.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

W. E. ABRAHAM
ATTORNEY-AT-LAW
BURLEY, IDAHO

July 21st.1916.

Mr. J. H. Smith,
State Engineer,
Boise, Idaho.
Dear Sir:

In re Permit #1943--William J. Horn.

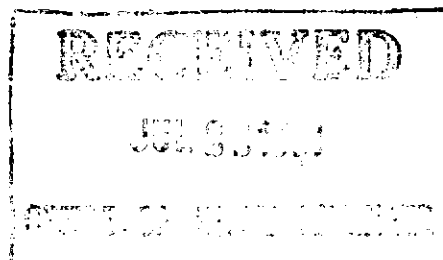
Herewith find application of above permit holder to make proof of beneficial use of water under the terms thereof, also notices of publication in duplicate.

Also find enclosed Money Order for \$0.75 to cover Steno charge for furnishing copy of said permit.

Yours very truly,

W. E. Abraham

ma / 75



1943

June 9, 1916.

Re Permit 1943.

W. E. Abraham, Attorney,
Burley, Idaho.

Sir:--

Enclosing herewith notice, in duplicate,
for proof of beneficial use of water, per your
request the 8th inst.

Very truly yours,

J. H. SMITH,

State Engineer.

2NU

By _____

1943

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 4th day of September, 1916,
 at Malta, County of Cassia, State of Idaho,
 before Frank Riblett, a Notary Public, proof will be submitted
 of the application to beneficial use of 3-1/5 cubic feet per second of the waters of
Cassia Creek, in accordance with the terms and conditions of Permit No. 1943
 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are
William J. Horn, Malta, Idaho.

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

3. The amount applied to beneficial use is 3-1/5 cubic feet per second.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 1, and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, Twp. 13 S. R. 26 E. B. M.

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

6. The right to take the water from such works is based upon Permit No. 1943.

7. The source of supply from which such water is diverted is Cassia Creek.

8. The date of the priority which said user is prepared to establish is March 1st
April 1st 1914.

J. H. Smith,
 State Engineer.

1943

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE.

(Date) July 20th. 1916.

(P. O.) Malta, Idaho.

To the State Engineer,
Boise, Idaho.

Dear Sir:-

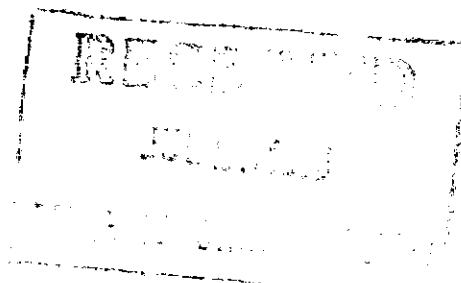
You are hereby authorized to have published the attached notice, at my expense in the
Inland Empire, of Malta, Idaho,, published in the
county in which the works are situated.

William J. Brown.

(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



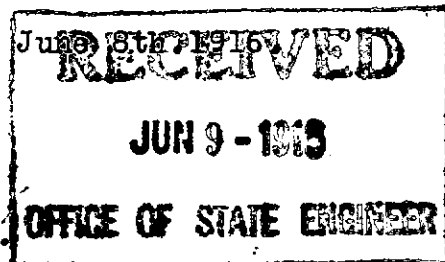
1943

W.E. ABRAHAM
ATTORNEY AT LAW
BURLEY, IDAHO

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

Dear Sir:

In re Water Permit #1943



Will you please forward me by return mail all blanks necessary in making application to make proof of beneficial use of water under the terms of Water Permit above indicated.

Yours very truly,

WEA/H.

W. E. Abraham

371 U

1943

June 3, 1916.

Re Permit 1943.

Mr. Marion Taylor,
Albion, Idaho.

Sir:--

Replying to your letter of the 2nd would say that William Horn holds the above numbered permit for the irrigation of the lands described in your letter.

Proof of completion of works under this permit was made within the time required and the certificate issued but the final proof of the use of the water has never been made hence the license has never been issued. The final proof, however, can be made at a later date than specified in the permit but the date of priority will be brought down accordingly. Thus, the final proof under this permit was due October 21, 1908. If this proof should be made on October 21, 1916, the priority would be brought down 8 years from the date of the filing, or to April 18, 1914.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

1943

County of Cassia
Auditor and Recorder and Clerk
of the District Court
ALBION, IDAHO

June 2, 1916.

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

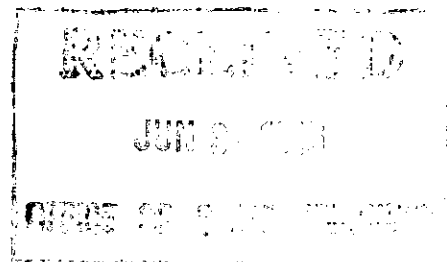
Dear Sir:

Will you kindly inform me if William Horn of Malta, Cassia County, has a right to the use of 80 inches of Raft River Water for any part of the following described land: $SE\frac{1}{4}$ $SW\frac{1}{4}$, $SW\frac{1}{4}$ $SW\frac{1}{4}$ Sec. 1 Township 13 S. R. 26 EBM and $NE\frac{1}{4}$ $NW\frac{1}{4}$, $NW\frac{1}{4}$ $NW\frac{1}{4}$ of Sec. 12 same range and township. If he has no right, has he applied for one?

If he has a right I wish you would send me a certified copy of same. Send me your bill and I shall remit promptly.

Yours truly,

Marion Taylor



1943

~~685-2~~
~~1565~~

1943 - Prof Cor made n E 4.

Prof Wre chue Q 21-1908

Oct 21-1916- 8 yrs - Prit 5 Apr 18, 1914.

Date of filing Apr 18-1916.

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

Boise, Idaho, July 1, 1943

William J. Horn
Malta, Idaho

Dear Sir:

I enclose herewith blank Notice of Proof of Application of Water to Beneficial Use under your permit No. 1943 which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

1943

Yours truly,

JAS. STEPHENSON, Jr.,
State Engineer.

Boise, Idaho, March 12, 1907.

Permit No. 1943.

Mr. William J. Horn,
Malta, Idaho.

Dear sir:

Enclosed find Certificate of Completion of works and receipt for fee.

Very truly yours,

State Engineer.

S.
C-F.F.R.621

1943

Permit No. 1943

Certificate of Completion of Works.

To All Whom it May Concern:

This is to certify that

of William J. Horn
Matta, County of Cassia, and State of
Idaho, the holder of Permit No. 1943, issued upon Application
 No. 2716 bearing date of priority of April 18, 1906, authorizing the diversion of
3.2 second feet of the waters of Cassia Creek

County of Cassia, State of Idaho, for Irrigation is 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 Cassia Creek

that the point of Diversion of said waters is on section line near quarter
corner between Sections 21 and 22 Township 13 South
Range 20 East of Boise Meridian

and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:
S 1/2 SW 1/4 Sec 1, N 1/2 NW 1/4 Sec 12, Township
13 South Range 20 East of Boise Meridian

Witness my hand this _____ day of _____ A. D. 190_____

State Engineer of the State of Idaho.

1943

Permit No. 1943

Certificate of Completion
of Works

Dated 190.

Stream Cassia Creek

County Cassia

Amount 3.2 Sec 11

Date of priority April 18, 1906

Recorded in Book 2
of Permits page 1943

SYMS-YORK CO. BOISE

1943

Malta Idals Feb Mar 2. 07.
Mr Jas Stephenson
State Engineer

Dear Sir

Enclose find check for \$3⁰⁰
And Oblige
W^m Horn

February 18th. 1907

Hon. James Stephenson, Jr.

State Engineer

Boise, Idaho.

Sir:

Having been duly authorized by Frank Riblett, Water Commissioner of the -
Second Division, State of Idaho, I, the undersigned, ^{have} made an examination of the -
dams, ditches and other irrigation works constructed and in use by William -
J. Horn, of Malta, Cassia County, Idaho to comply with the requirements of the -
said Horn's Permit No. 2716, issued from the office of the State Engineer of the
State of Idaho.-----

On the 15th. day of February, 1907 I ascertained the following, to-wit:-----
the lines ~~of said~~ and location of said works are in conformity with the plat
and application of the said Horn as accepted by your office and included in
said Permit No. 2716.-----

The rating flume at the head of the ditch marked on the plat as "Old ditch"
is twenty-four inches wide, twenty-two inches deep and one rod long, having a
fall of one half inch in its length. -- While acting as watermaster on Cassia
Creek, Cassia County, Idaho during the season of 1905, ~~and~~ during a time of flush
water on one of my inspection trips I found this flume full and the ditch--
leading from it marked as stated "Old ditch" on the plat of ample capacity to
carry ^{said} all the said amount of water flowing through the flume.-----

By examination I ascertain the ditch marked as new ditch to be two feet wide
and one foot depth
on the bottom, four feet wide at the water-line, with a fall of six inches to
the hundred feet.-----

The dam across Cassia Creek at the head of the "Old ditch" is about 24 ^{feet}
long and about 2 1/2 feet high.-----

The said Horn has about 24 acres under cultivation at the present time.-----

F. W. Riblett
Examiner.

Received Feb 19, 1907

Boise, Idaho, February 9, 1907.

In re permit No. 1943, Wm. J. Horn,

Mr. Frank Riblett,
Water Commissioner,
Albion, Idaho.

Sir:-

On September 5, 1906, you were written by this office as follows: "Mr. William J. Horn of Malta, requests that you make an examination of his works under proof of completion, permit No. 1943. Will you kindly arrange with him to attend to the matter as soon as convenient."

"We have received no acknowledgment to the above letter. Would like to know at once whether it will be convenient for you to make this examination in the near future or whether it will be necessary to appoint someone else as we are desirous of issuing certificate at once, providing the examination proves satisfactory.

Please let us hear from you at once.

Very truly yours,

State Engineer.

Boise, Idaho, October 2, 1906.

Permit No. 1943

Mr. Wm. J. Horn,

Malta, Idaho.

Dear Sir:-

I enclose herewith receipt for \$2.00, which you sent me for proof of completion of works. By some mistake I stated in my letter of September 5th that the fee was \$2.00. This is an error, as the law states that the fee is \$5.00 for proof of completion of works, for ten cubic feet or less. I regret I have caused this misunderstanding.

Upon receipt of the additional \$3.00 and the report from Mr. Riblett the matter of issuing Certificate of Completion of Works will be taken up.

Yours truly,

State Engineer.

Boise, Idaho, September 5, 1906.

Mr. Frank Riblett,

Albion, Idaho.

Dear Sir:-

Mr. William J. Horn of Malta requests that you make the examination of his works under proof of completion, permit No. 1943. Will you kindly arrange with him to attend to the matter as soon as convenient.

Yours truly,

State Engineer/

Boise, Idaho, September 5, 1906.

Mr. William J. Horn,

Malta, Idaho.

Dear Sir:-

I am in receipt of the depositions and affidavit of publication of notice in the matter of proof of completion of works under your permit No. 1943. The fee due the state for this proof is \$2.00. Will write Mr. Riblett and request that he make the examination.

Yours truly,

State Engineer.

1943

Malta Telcho
Sept 3/1900

Dear Sir:-

I now send you
£2.00 hoping you receive it
all right. from
Mr William J. Gann
Malta Telcho

1943
1565
685

1943

OFFICE OF
ARTHUR H. DERBYSHIRE
ATTORNEY AT LAW

PROSECUTING ATTORNEY
FOR CASSIA COUNTY

ALBION, IDAHO, Sept. 3, 1906.

Jas. Stephenson, Jr.,
State Engineer,
Boise, Idaho.

Dear Sir:

I send you herewith proof of completion of works, consisting of my affidavit and the affidavits of Charles S. Gamble, Sr., and S. L. Gamble, and the affidavit of publication of notice.

The works have not been examined yet, but I recommend that Frank Riblett, Water Commissioner of Div. No. 2 be appointed to examine the same.

I was to have made this proof on August 25, 1906, but was thirty miles from the nearest town, in the mountains, without a team or any way to travel save on foot. The place was fifty miles from Albion, and it was impossible for me to reach there at the time appointed. If necessary I can make affidavit to that effect.

I do not know what fees are attached to the filing of this proof, but will remit the necessary amount as soon as notified.

Truly yours,

William J. Ham.

1943

AFFIDAVIT of PUBLICATION

STATE OF IDAHO, }

SS.

COUNTY OF CASSIA. }

I, C. M. Gilkey, do solemnly swear that I am the Publisher and printer of THE CASSIA COUNTY TIMES, a weekly newspaper of general circulation, published once each week at Albion, Cassia county, Idaho; that the notice attached hereto and which is a part of this affidavit, and a part of the proof of publication, was published in said newspaper for four consecutive weeks, first publication having been made on the 1st day of June 1906; that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication; that the notice was published in the newspaper and not in a supplement, and that said newspaper has been published continuously for a period of more than fifty-two consecutive weeks prior to date of first publication of said notice.

C. M. Gilkey

Sworn and subscribed before me this _____ day

of _____, A. D., 190_____

I, _____, register, do hereby certify that a notice, a printed copy of which is hereunto annexed, was by me posted in a conspicuous place in my office for a period of thirty days, I having posted said notice on the _____ day of _____, A. D., 190_____

1943

Notice of Publication

Notice is hereby given that at 10 a. m. on the 26th day of August 1906, at Albion, County of Cassia, State of Idaho, before A. A. Derbyshire, Notary Public, proof will be submitted of the completion of works for the diversion of three and one-fifth cubic feet per second of the waters of Cassia creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the state of Idaho.

1. The name of the person holding said permit is William J. Horn.

2. The post-office address of such person is Malin, County of Cassia, State of Idaho.

3. The number of such permit is 1913, and the date set for the completion of such work is October 21, 1906.

4. Said water is to be used for irrigation and domestic purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is three and one-fifth cubic feet per second.

6. The amount of lands for which said water is available is 160 acres, particularly described as follows: $8\frac{1}{4}$ of SW $\frac{1}{4}$ of section 1 and N $\frac{1}{4}$ of NW $\frac{1}{4}$ of section 12 Tp. 13 S., R. 26 E. B. M.

June 1-16-Jt 19c

JAS. STEPHENSON, Jr.
State Engineer.

DEPOSITION OF HOLDER.

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

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. I am not acting in behalf of a corporation.

Ques. 3.—State number and date of permit, amount of water you are authorized to divert, source, and point of diversion. Point of diversion: near and north of half mile quarter corner between Secs. 21 & 22T₁. 13 S., R. 26 E., B. M. on sec. line. Ans. Number of permit: 1943, date: April 21, 1900, amount of water I

am authorized to divert: three and one-fifth cubic feet per second from
Cassia Creek.

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 intend to reclaim.

Ans. To be used for irrigation. For one hundred and sixty acres,
described as the S.1/2 of the S.W.1/4 of Sec. 1, and the N.1/2 of the
N.W.1/4 of Sec. 12, Tp. 13 S., R. 26 E., Boise Meridian.

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. The whole of said 3-1/5 cubic feet was turned into my diversion works about the 20th day of June, 1906.

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

Ams. ~~XXXXXXXXXXXXXXXXXXXX~~
 With _____
 _____ No.

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. The ditch is not as wide either at the top or bottom as the permit calls for. In other respects the works are complete.

Ques. 8.—Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Height of dam 2 feet, length of dam 30 feet, constructed of wood; Headgate: four feet wide, three feet high. Ditch : 3-1/2 feet wide at bottom, five feet wide at water line, and depth of water about 1-1/2 feet. Cost of construction of above works about \$50.00.

(Sign here.)

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was

subscribed and sworn to before me, at my office in Albion, County
of Cassia, State of Idaho, on this Twid day of

A. D., 1906.

Art. D. Berlyshvira, 1943

~~Notary Public.~~

My Commission Expires July 5, 1918.

PERMIT NO. _____

Proof of Completion of Works.**DEPOSITION OF WITNESS.**

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

Answer. Charles S. Gamble, Sr., aged 60 years, residence: Malta,
Cassia County, Idaho, occupation: Rancher and postoffice address same
as residence.

Ques. 2.—Are you acquainted with William J. Horn, the
holder of Permit No. 1943, authorizing the diversion of 3-1/5 second-feet of the waters of
Cassia Creek, at Malta, Cassia County, Idaho,
for irrigation xxx purposes? How long have you known him, and where does he reside?

Ans. Yes. I have known him over twenty years. He resides at Malta,
Cassia County, Idaho.

Ques. 3.—Have you read or heard read said Permit No. 1943, and are you familiar with its
terms and conditions?

Ans. Yes I have read it and am familiar with its terms and condi-
tions.

Ques. 4.—(If for irrigation purposes). Are you acquainted with the land proposed to be irri-
gated 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. It is acid sagebrush land. I should say it ~~xxxx~~ require
about an inch to the acre to properly irrigate it.

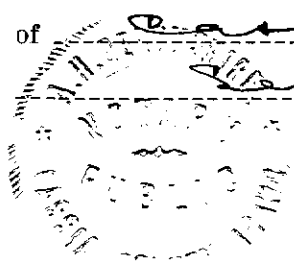
Ques. 5.—Are the works of diversion fully completed and of sufficient capacity to convey the
entire amount of water set out in the permit from point of diversion to place of use?

Ans. The ditch is not fully completed, being too narrow both at top
and bottom. It will not carry quite all the water.

Ques. 6.—Describe the works of diversion as they now exist, and give your estimate of their
capacity. The works consist of a dam and ditch. The dam is about 2-1/2
feet high and between 25 and 30 feet long. The headgate is about 4 feet
wide and three feet high. The ditch is about 3-1/2 wide at
bottom and about five feet wide at water line. It probably cost about
\$50.00 to construct these works, in time and labor and material.

(Sign here.) Charles S. Gamble Sr.

I hereby certify that the foregoing testimony was read to the above subscriber before its sign-
ing, that I believe him to be the person he represents himself to be, and that said testimony was sub-
scribed and sworn to before me, at my office in Albion, County
of Cassia, State of Idaho, on this third day of
September, A. D., 1906



1943

My Commission Expires July 5, 1910.

Charles S. Gamble Sr.
Notary Public

PERMIT NO. _____

Proof of Completion of Works.**DEPOSITION OF WITNESS.**

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

Answer. S. L. Gamble, aged 21 years, residence Malta, Cassia County, Idaho, occupation student and rancher, postoffice address the same as residence.

Ques. 2.—Are you acquainted with William J. Horn, the holder of Permit No. 1943, authorizing the diversion of 3-1/5 second-feet of the waters of Cassia Creek, at Malta, Cassia County, Idaho, for irrigation purposes. purposes? How long have you known him, and where does he reside?

Ans. I have known him about fifteen years and he resides at Malta, Cassia County, Idaho.

Ques. 3.—Have you read or heard read said Permit No. 1943, and are you familiar with its terms and conditions?

Ans. I have read it and am familiar with its terms and conditions.

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. I am acquainted with the land. It is arid in character, sagebrush land, and in my opinion would require about an inch of water to the acre to profitably cultivate 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?

Ans. The works are not fully completed, and will not carry quite all the water. The ditch is too narrow.

Ques. 6.—Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. The works consist of a dam, ditch and headgate. I should judge the dam was between 25 and 30 feet long and about 2-1/2 feet high. The headgate is about four feet wide and three feet high. The ditch is about 3 or 4 feet wide at bottom and about 5 or 6 feet at water line. The cost of the construction of the works I estimate at \$50.00

(Sign here.) _____

S. L. Gamble

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 Albion, County of Cassia, State of Idaho, on this third day of September, A. D., 1906.

Art. Derbyshire,
Notary Public.

1943

My Commission Expires July 5, 1910.

INSTRUCTIONS.

PROOF OF COMPLETION OF WORKS.
William J. Horn,
Malta, Idaho.

DEAR SIR:

Boise, Idaho, July 30, 1906.

I enclose herewith the following forms to be used in connection with Proof of Completion of Works under your Permit No. 1943.

NOTICE OF PROOF OF COMPLETION OF WORKS.

~~DEPOSITION OF PERMIT HOLDER.~~

~~DEPOSITIONS OF TWO WITNESSES.~~

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

1. Fill out the Notice of Proof of Completion of Works and mail to the State Engineer's office at least sixty days before the date upon which you wish to submit proof, which proof must be on or before Oct. 21, 1906. Upon receipt of this form, notice for publication will be sent to the paper direct from this office.

2. On _____, the date set for the proof of completion of works, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at _____, before someone authorized to administer oaths. (The proof may be at a place most convenient to permit holder and witnesses.)

3. To complete the proof, it is also necessary that an examination be made of the works as constructed, which examination must be under the authority of the State Engineer. It is the desire to make this expense as light as possible to the permit holder. Will you therefore give me the name of a competent engineer, or surveyor, in your neighborhood who could do this work with as little expense as possible to you. Upon receipt of such a name I will authorize him to do the work. The examination should be made on or before the date set for the proof.

4. When the depositions have been taken, they should be mailed to this office, together with affidavit of publication of notice and fee of \$_____. When these have been received, together with report of examining engineer, if everything is properly executed, Certificate of Completion of Works will issue.

Yours truly,

JAS. STEPHENSON, JR.,
State Engineer.

(Place)

Idaho, Idaho

(Date)

July 19, 1906

State Engineer,

Boise, Idaho.

Dear Sir:—

I have your letter of

July 18

, enclosing Notice of Completion of Works under

Permit No.

1943

, which will be published as you request, beginning with our issue of

July 20, 1906

C. M. Gilkey

1943

INSTRUCTIONS.

William J. Horn **PROOF OF COMPLETION OF WORKS.**

DEAR SIR:

Boise, Ida Ho, July 18, 1906.

I enclose herewith the following forms to be used in connection with Proof of Completion of Works under your Permit No. 1943

NOTICE OF PROOF OF COMPLETION OF WORKS.

DEPOSITION OF PERMIT HOLDER.

DEPOSITIONS OF TWO WITNESSES.

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

1. Fill out the Notice of Proof of Completion of Works and mail to the State Engineer's office at least sixty days before the date upon which you wish to submit proof, which proof must be on or before _____ Upon receipt of this form, notice for publication will be sent to the paper direct from this office.

2. On Aug. 25, 1906, the date set for the proof of completion of works, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Albion, before A.H. Derbyshire, before someone authorized to administer oaths. (The proof may be at a place most convenient to permit holder and witnesses.)

3. To complete the proof, it is also necessary that an examination be made of the works as constructed, which examination must be under the authority of the State Engineer. It is the desire to make this expense as light as possible to the permit holder. Will you therefore give me the name of a competent engineer, or surveyor, in your neighborhood who could do this work with as little expense as possible to you. Upon receipt of such a name I will authorize him to do the work. The examination should be made on or before the date set for the proof.

4. When the depositions have been taken, they should be mailed to this office, together with affidavit of publication of notice and fee of \$ 5.00 When these have been received, together with report of examining engineer, if everything is properly executed, Certificate of Completion of Works will issue.

Yours truly,

JAS. STEPHENSON, JR.,

Am sending the notice today to the Cassia County Times for publication. State Engineer.

1943

Boise, Idaho, July 18, 1906.

Cassia County Times,
Albion, Idaho.

Dear Sirs:—

Enclosed find Notice of Publication of Proof of Completion of Works under Permit No. 1943 which please publish once a week for four consecutive weeks in your paper, in accordance with provisions of Section 4, House Bill No. 146, laws of the Seventh Session of the Legislature. The expense of this publication will be paid by William J. Horn, to whom you will please furnish proof of publication of this notice on or before August 25, 1906.

Please promptly acknowledge receipt of this notice, and kindly mail me your first issue containing its publication that I may compare it with my records.

Yours truly,

Jas. Stephenson, Jr.
State Engineer.

(Place) _____

(Date) _____

State Engineer,

Boise, Idaho.

Dear Sir:—

I have your letter of _____, enclosing Notice of Completion of Works under Permit No. 1943, which will be published as you request, beginning with our issue of _____

NOTICE OF PUBLICATION

Notice is hereby given that at 10 A. M., on the 25th day August
1906, at Albion County of Cassia State of Idaho,
 before A. F. Derbyshire, Notary Public proof will be submitted of the completion of works for the
 diversion of 3 1/5 cubic feet per second of the waters of Cassia Creek
 in accordance with the terms and conditions of a certain permit
 heretofore issued by the State Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is William J. Horn
2. The postoffice address of such person or the place of business of such corporation is Malta
 County of Cassia State of Idaho.
3. The number of such permit is 1943, and the date set for the completion of such work is
October 21, 1906
4. Said water to be used for irrigation and domestic purposes.
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water
 which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the
 application for such permit, is 3 1/5 cubic feet per second.
6. The amount of lands for which said water is available is 160 acres,
 particularly described as follows: S $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 1 and NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec.
12, Tp. 13 S., R. 26 E. B. M.

Jas. Stephenson, Jr.

State Engineer.

1943

Notice of Proof of Completion of Works.

(This blank must be filled out by holder of permit and forwarded by registered mail to the State Engineer at least 60 days before the time set for completion of works.)

(P. O.) Albion, Cassia Co. Idaho

(Date) June 22 1906

To the State Engineer of the State of Idaho, Boise, Idaho.

Dear Sir:

Notice is hereby given that at 10 A.M. on the 25th day of August 1906, at Albion County of Cassia State of Idaho, before A. H. Derlyghine, a Notary Public proof will be submitted of the completion of works for the diversion of Three and one fifth cubic feet per second of the waters of Cassia Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is.....

William J. Horn

2. The postoffice address of such person or the place of business of such corporation is.....

Moatta, County of Cassia, State of Idaho.

3. The number of such permit is 1943, and the date set for the completion of such work is on or before October 21 - 1906

4. Said water is to be used for Irrigation and domestic purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is.....
3 1/5 cubic feet per second.

6. The amount of lands for which said water is available is one hundred and sixty acres, particularly described as follows:

S 1/2 of SW 1/4 of Sec 1 and N 1/2 of NW 1/4 of Sec. 12 - Tp - 13, S. of R. 26, E. of Boise Meridian

(In case of all 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 above notice are true.

Engineer.

I desire that the above notice be published, according to law, in the Cassia County Times of Albion, published in the county in which said works are situated; the expense of which publication will be borne by.....

William J. Horn

(Signature) William J. Horn

1943

No.

Notice of Proof of Completion of Works.

Received June 26, 1906

Date of proof

Place

Notice sent to

for publication on

Boise, Idaho, May 1, 1906.

Mr. William J. Horn,

Malta, Cassia Co., Idaho.

Dear Sir:-

I enclose herewith Permit No. 1943 in your favor.

Yours truly,

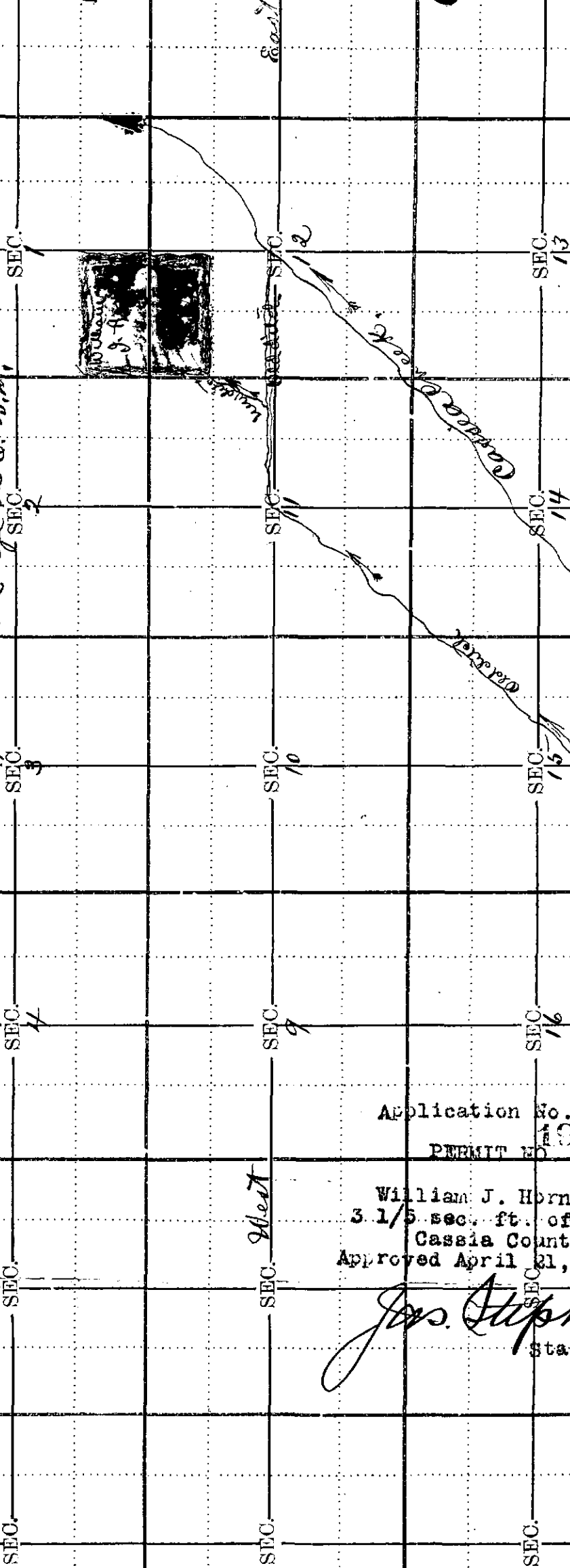
State Engineer.

1943

P1943

North

Township 13 South Range 26 E. B.L.



Application No. 2716
1943
PERMIT NO.

William J. Horn
3.1/5 sec. ft. of Cassia Creek
Cassia County
Approved April 21, 1906.

James Stephenson
State Engineer