

# Affidavit of Publication

STATE OF IDAHO,

County of Jefferson, } ss.

I, R. I. Jones, do solemnly swear that I am the manager of THE RIGBY STAR, a weekly newspaper of general circulation, published once each week at Rigby, Jefferson 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 four consecutive weeks; first publication having been made on the 10th day of January, 1924; that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and that the notice was published in the newspaper and not in a supplement; that said Rigby Star was published continuously and without interruption for more than 78 weeks prior to the first publication of this notice.

Subscribed and sworn to before me this 3rd day of June, A. D., 1924.

## NOTICE FOR PUBLICATION. NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10 a. m. on the 2nd day of February, 1924, at Rigby, County of Jefferson, State of Idaho, before Bash L. Bennett, a Notary Public, proof will be submitted of the application to beneficial use of eight tenths (.8) cubic feet per second of the waters of Camas Creek in accordance with the terms and conditions of Permit No. 9380 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are D. A. Sanders, Rigby, Idaho.

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

The amount applied to beneficial use is eight tenths (.8) cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 36, Township 7 North, Range 35 E., B. M.

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

The right to take water from such works is based upon Permit No. 9380.

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

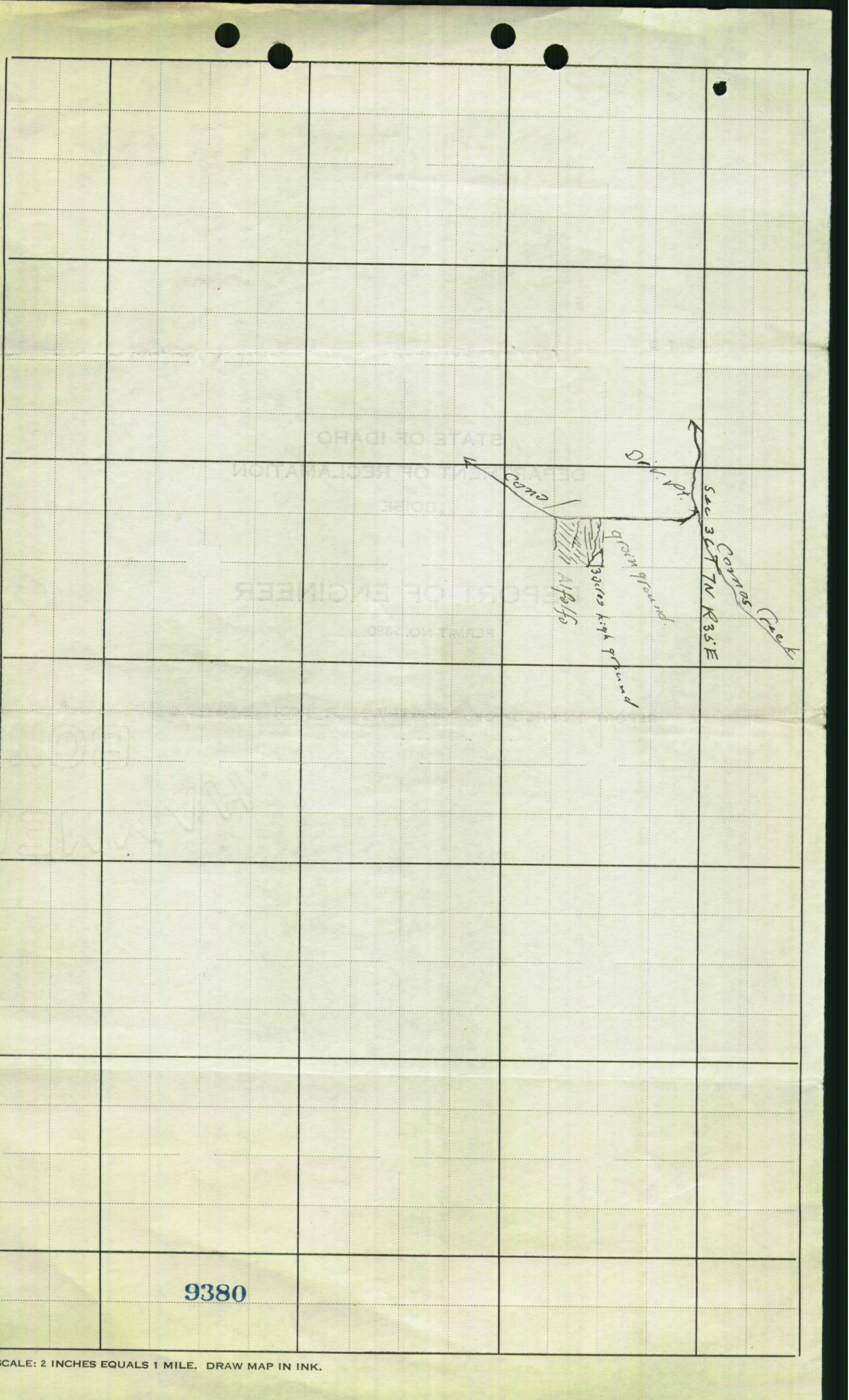
The date of priority which said user is prepared to establish is January 11, 1918.

W. G. SWENDSEN,  
Commissioner of Reclamation.

(5-8)

9380





9380



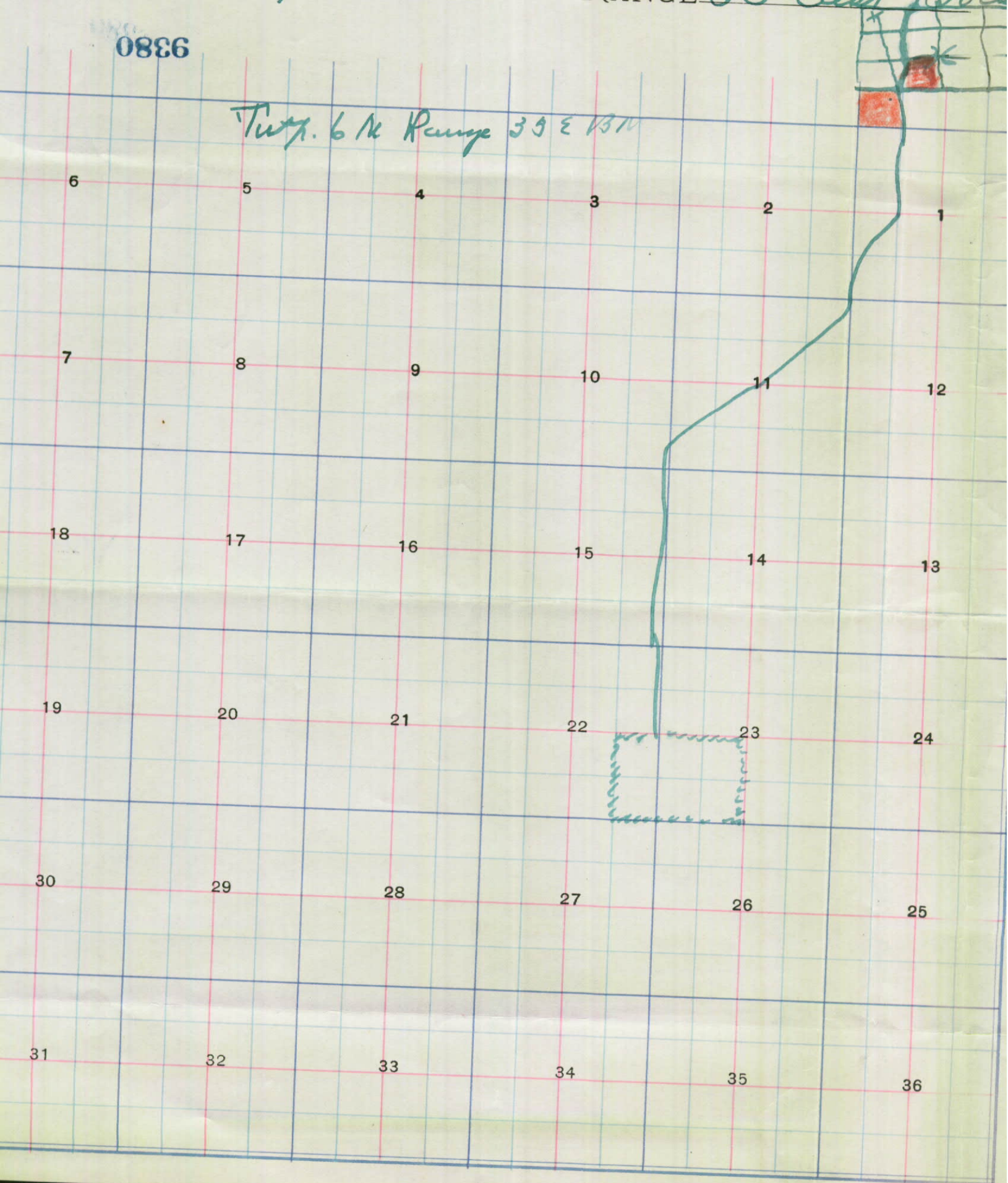
# TOWNSHIP PLAT.

TOWNSHIP *47. North*

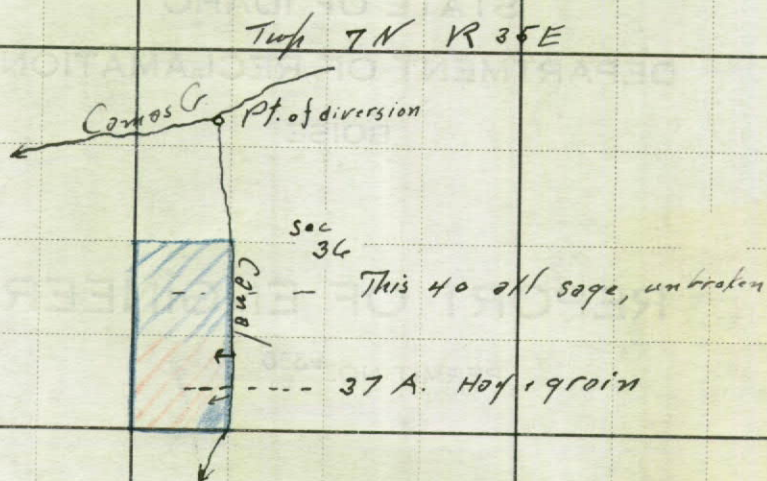
RANGE *35 East Boone*

0886

*Twp. 6 N Range 35 E 1311*







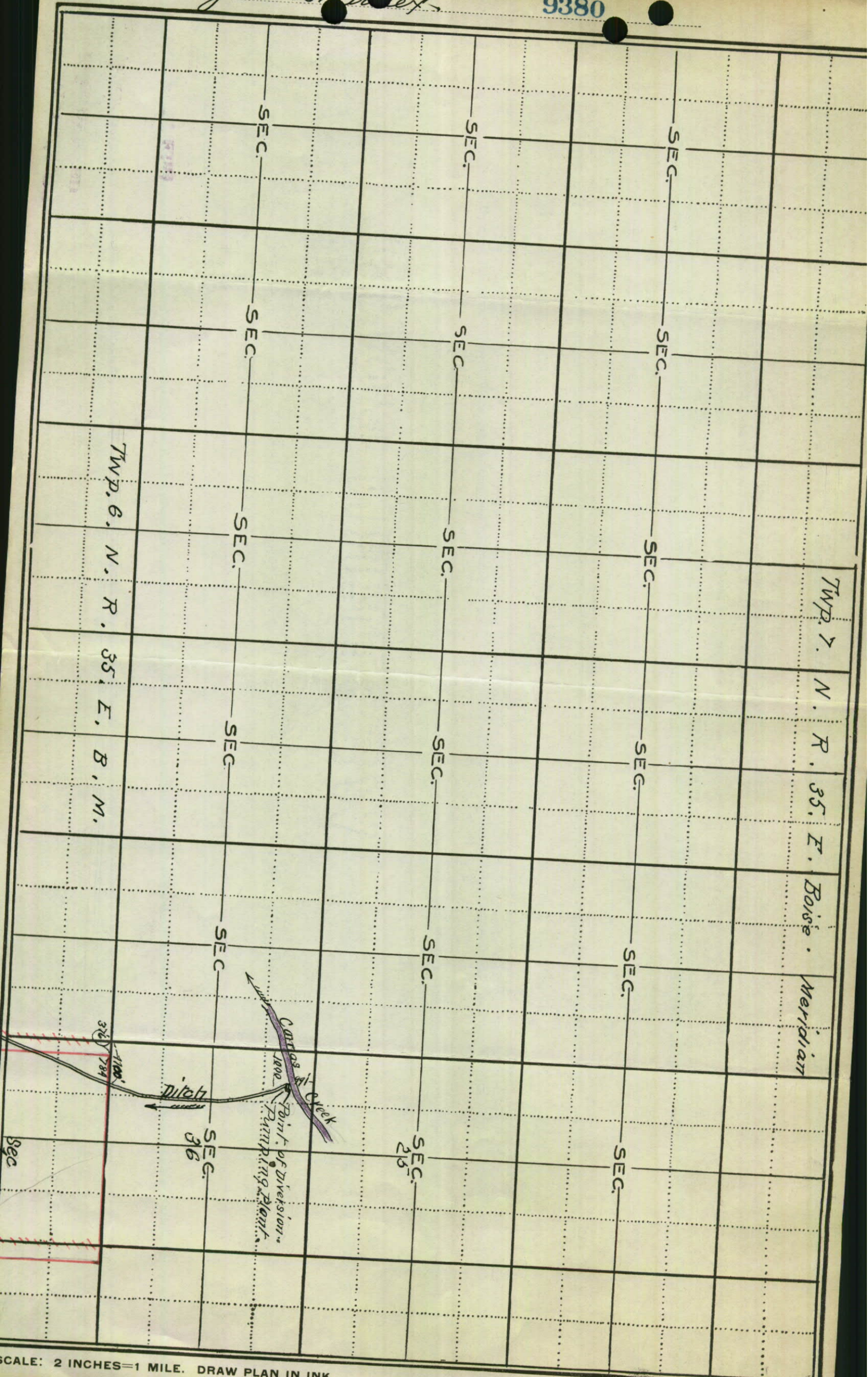
9380



Name of Applicant

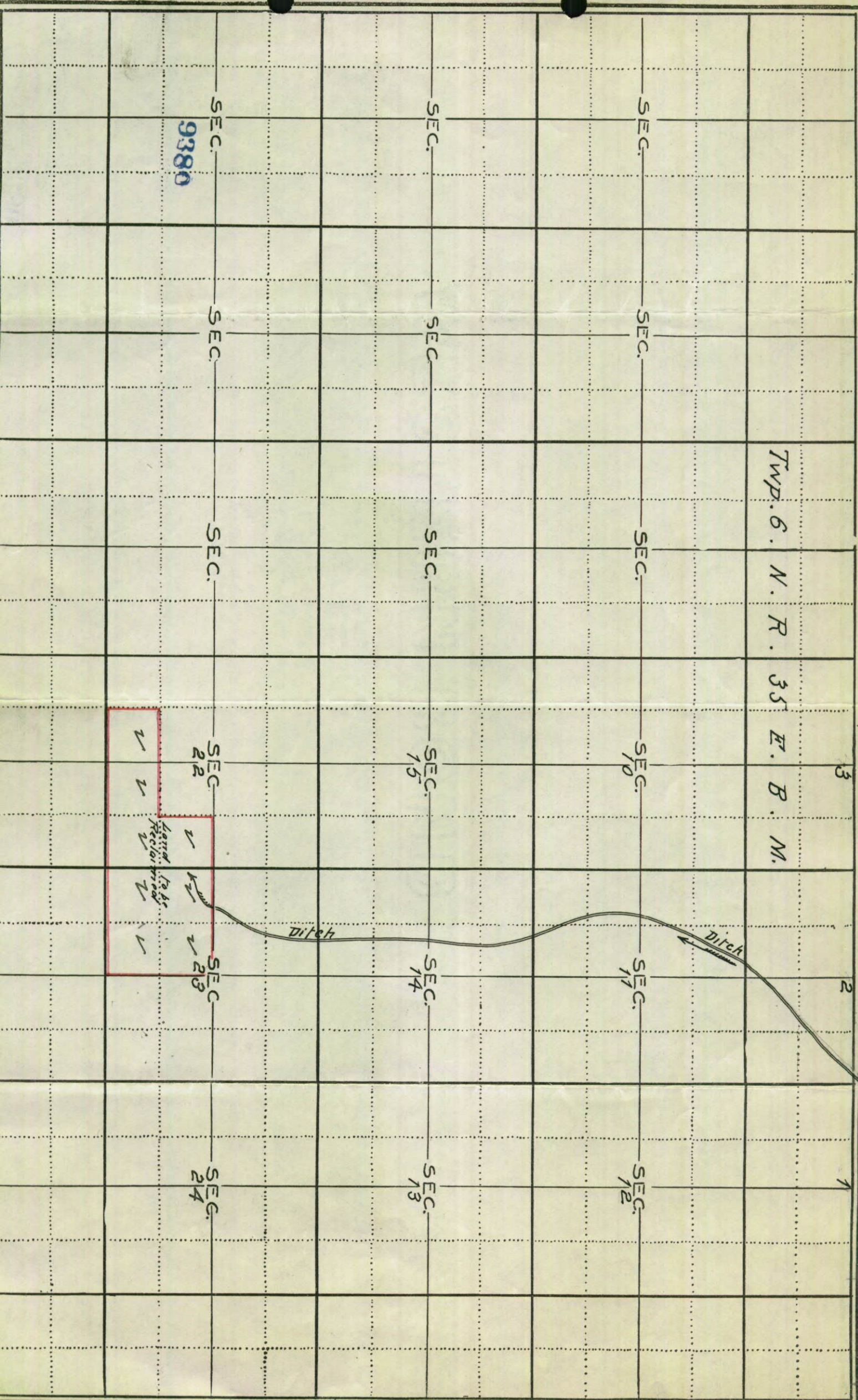
John S. Draper

9380





Name of Applicant *John S. True*





State of Idaho  
License and Certificate of Water Right

Water License No. 9380  
Water District No.

Amount 0.74 sec. ft.  
Priority 2-26-1916

THIS IS TO CERTIFY that D. A. Sanders,  
of Rexburg, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated May 26, 1913; that Permit No. 9380  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
6.4 second feet, was issued thereunder on June 27, 1918, showing that said works  
were completed on the 11th day of June, 1918; and that on the 16th  
day of March, 1922,

D. A. Sanders,  
of Rexburg, State of Idaho, made proof to the satisfaction of the  
Commissioner of Reclamation of Idaho, of the right to use the waters of Camas Creek  
, a tributary of Mud Lake, for the purpose of irrigation and  
domestic use, under Use Permit No. 9380 of the State Engineer,  
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is  
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6  
of Licenses, at page 3531, on the 4th day of September, 1928;

The right hereby confirmed dates from February 26, 1916;

The Point of Diversion is located  
in the NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Sec. 36, Tp. 7 N., R. 35 E., B. M. Jefferson County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,  
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.74  
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 N.	35 E.	36	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	37

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use  
herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,  
this 4th day of September, 1928.

(SEAL)

GEO. N. CARTER  
Commissioner of Reclamation  
By Myron Swendsen,  
Assistant.

State of Idaho  
License and Certificate of Water Right

Water License No. 9380  
Water District No. 65

Amount 0.74 sec. ft.  
Priority 1-11-1918

THIS IS TO CERTIFY that John S. Truex  
of St. Anthony, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated May 26, 1913; that Permit No. 9380  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
6.4 second feet, was issued thereunder on June 27, 1918, showing that said works  
were completed on the 11th day of June, 1918; and that on the 2d  
day of February, 1924,

D. A. Sanders

of Rigby, State of Idaho, made proof to the satisfaction of the  
Commissioner of Reclamation of Idaho, of the right to use the waters of Camas Creek  
, a tributary of Mud Lake, for the purpose of irrigation  
& domestic use under Use Permit No. 9380 of the Commissioner of Reclamation  
and that said right to the use of said waters has been perfected in accordance with the laws of  
Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in  
Volume 6 of Licenses, at page 3166, on the 6th day of June, 1924;

The right hereby confirmed dates from January 11, 1918;

The Point of Diversion is located  
in the NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Sec. 36, Tp. 7 N., R. 35 E., B. M.  
County of Jefferson.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not  
exceed 0.74 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 N.	35 E.	36	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	37

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of  
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,  
this 6th day of June, 1924.

W. G. STANLEY  
Commissioner of Reclamation.

(SEAL)



No. 14088.

# APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: John S. Truex.

Postoffice address: St. Anthony.

County: Fremont

State: Idaho.

I. If applicant is a corporation, give

(a) Date and place of incorporation;

(b) The amount of capital stock;

(d) Names and addresses of directors;

(c) The amount paid in:

II. The financial resources of the applicant are: (a) Cash on hand;

(b) Treasury stock;

(c) Bonds to be issued;

(d) Other resources:

2. The quantity of water claimed is 6.4

cubic feet per second.

3. Source of water supply: Camas Creek

4. Location of point of diversion: NW $\frac{1}{4}$  of NW $\frac{1}{4}$  Sec. 36, T.7 N., R. 35 E. of B.M.

County of Fremont.

5. To be used for: Irrigation.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 320

acres.

(b) In the following legal subdivisions: SW $\frac{1}{4}$  Sec. 23, E $\frac{1}{2}$  SE $\frac{1}{4}$  & SW $\frac{1}{4}$  of SE $\frac{1}{4}$  & SE $\frac{1}{4}$  of SW $\frac{1}{4}$  Sec. 22, Twp. 6 N., R. 35 East of the Boise Meridian.

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated:

H. P. under

ft. head

[c] Is water to be returned to any stream?  
return:

(d) If so, name stream and locate point of

6. Estimated cost of works: \$3,000.00

7. Description of works for diversion:

I. Kind of works: Pumping Plant & Ditch.

II. Dimensions of works:

[a] Height of dam

feet, length of dam at top

feet,

length of dam at bottom

feet. Material used in construction:

[b] Capacity of reservoir

acre feet. [c] Size of headgate, width

feet,

Height

feet.

(d) Conduit

Ditch

width at bottom 3

feet,

width at water line

6

feet, depth of water

2

feet, diameter of pipe

inches; average grade per mile is 1

feet.

Length of conduit is 4-3/4 miles,

and it crosses the following quarter sections: NW $\frac{1}{4}$  & SW $\frac{1}{4}$  Sec. 36, Twp. 7 N., R. 35 E. of B.M. NW $\frac{1}{4}$  Sec. 1, SE $\frac{1}{4}$  & SW $\frac{1}{4}$  Sec. 2, NW $\frac{1}{4}$  & SW $\frac{1}{4}$  Sec. 11, NW $\frac{1}{4}$  & SW $\frac{1}{4}$  Sec. 14, & NW $\frac{1}{4}$  Sec. 23, T. 6 N., R. 35 East of the Boise Meridian.

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

years.

9. Time required for the complete application of the water to the proposed use is 1 additional years.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

John S. Truex

Applicant.

By

O. E. Peterson.

Agent.



Date of first receipt at office of State Engineer 9.00 A.M. May 26, 1913.  
 Returned to applicant for correction May 27, 1913.  
 Corrected application received June 4, 1913.

### APPROVAL OF STATE ENGINEER.

The number of this permit is 9380  
 Recorded in Book 31 Page 9380 Approved June 16, 1913.  
 This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.  
 Bond in the sum of \_\_\_\_\_ to be filed on or before \_\_\_\_\_  
 Work to begin on or before August 15, 1913, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.  
 One-fifth of the work above specified to be completed on or before December 16, 1914.  
 The whole of said work to be completed on or before June 16, 1916.  
 Beneficial use of water appropriated in accordance herewith, to be made on or before June 16, 1917.

Witness my hand this 16th day of June, 1913.

F.P. King,  
 State Engineer.

### Remarks:

On proper request of the holder of the above numbered permit, I have this 27th day of March, 1916, extended the time for completion of works thereunder to the 16th day of June, 1917.

J.H. SMITH, State Engineer.

Upon proper request of the holder of the above numbered permit, I have this 11th day of June, 1917, extended the time for completion of works thereunder to the 16th day of June, 1918.

J. H. Smith,  
 State Engineer.

Proof C.W. made 6-11-18

Permit No. 9380

### CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that JOHN S. TRUEX of Rice Lake, State of Wisconsin, the holder of Permit No. 9380, issued upon Application No. 14088, bearing date of priority of May 26, 1913, authorizing the diversion of 6.4 second feet of the waters of Camas Creek, County of Jefferson, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 6.4 second feet of the waters of Camas Creek; that the point of diversion of said waters is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 36, T. 7 N., R. 35 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW $\frac{1}{4}$  Sec. 23; E $\frac{1}{2}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$  and SE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 22, T. 6 N. R. 35 E.B.M.

WITNESS my hand this 27th day of June, A. D. 1918.

FRED A. WILKIE  
 State Engineer of the State of Idaho.



## ASSIGNMENT

In consideration of the sum of \$300.00 to John S. Truex, I sell, transfer and assign, all my right, title and interest in and to That State Water permit No. 9380 covering 6.4 cubic feet per second of the waters of Camas Creek issued for the irrigation of the lands mentioned in this application to D. A. Sanders of Rexburg, Idaho.

JOHN S. TRUEX

By J. K. Whitney  
His Attorney-in-fact

Subscribed and sworn to before me this 27th day of June, 1919.

(SEAL)

W. A. Ricks  
Notary Public, Residence,  
Rexburg, Idaho.

Received and filed for record in the Department of Reclamation at Boise, Idaho, at 9:00 A. M. Feb. 6, 1922.

W. G. SWENDSEN  
Commissioner of Reclamation.

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Application For Amendment

To Permit to Appropriate the Public Waters

of the State of Idaho, No. 9380

Comes now David A. Sanders, and represents to the Commissioner of Reclamation of the State of Idaho,

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 9380, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

W $\frac{1}{2}$ SW $\frac{1}{4}$  Section 36, Township 7 North, Range 35 East, Boise Meridian and SW $\frac{1}{4}$ ; Section 23, and E $\frac{1}{2}$ SE $\frac{1}{4}$  Section 22, in Township 6 North, Range 35 East, Boise Meridian,

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Rigby, Idaho, this 13th day of October, 1923.

David A. Sanders.

Date of receipt at Office of Department of Reclamation Oct. 15, 1923.

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Approval of Commissioner of Reclamation

I, W. G. Swendsen, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 9380. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

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



Application For Amendment  
To Permit to appropriate the Public Waters  
of the State of Idaho, No. 9380

Comes now David A. Sanders, and represents to the Commissioner of Reclamation of the State of Idaho,

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 9380, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SW $\frac{1}{4}$  SW $\frac{1}{4}$ ; and the NE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 36, in Township 7 North, Range 35 East, Boise Meridian, in Idaho; SW $\frac{1}{4}$  Sec. 23; and E $\frac{1}{2}$  SE $\frac{1}{4}$ ; Sec. 22, Twp. 6 N., R. 35 E., B. M., making a total of 320 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Rigby, Idaho, this 22d day of November, 1923.

David A. Sanders

Date of receipt at Office of Department of Reclamation November 24, 1923.

APPROVAL OF COMMISSIONER OF RECLAMATION

I, W. G. Swendsen, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 9380. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

W. G. SWENDSEN,  
Commissioner of Reclamation

License issued for 0.74 sec. ft.  
Page 3166

LICENSE ISSUED FOR 0.74 SEC. FT. to D. A. Sanders  
Page 3531



31-2118

May 23, 1975

Tippett Land & Mortgage Company  
Attn: Robert M. Tippett  
Clearwater Centre, Suite 4  
3400 West Clearwater Ave.  
Kennewick, Washington 99336

Dear Mr. Tippett:

Enclosed you will find a copy of Permit No. G-31962. Please note that the new number for this permit is #31-2118 rather than #31-2418 as we previously stated.

Also note that this permit is not in the name of J. A. Terteling, but in the name of the South Side Canal Co. If you have any questions concerning this matter, please contact us.

Sincerely,

(Mrs.) Eleanor J. Woods  
Records Supervisor

EJW:JG  
Enclosure

RECEIVED  
MAY 27 1975  
FBI - SEATTLE





TIPPETT LAND & MORTGAGE COMPANY

CLEARWATER CENTRE, SUITE 4

3400 WEST CLEARWATER AVENUE

KENNEWICK, WASHINGTON 99338

509-783-4126

May 21, 1975

RECEIVED

MAY 23 1975

Department of Water Resources

Ms. Eleanor J. Woods  
Record Supervisor  
State of Idaho  
Department of Water Resources  
State House  
Boise, Idaho 83720

Re: J. A. Terteling Permits

Dear Eleanor:

I am enclosing herewith a copy of permit number G-32204 in the name of A. J. Richins which you sent us with your letter of April 30, 1975. We did not request a copy of this permit but rather had requested a copy of permit number G-31962. I noticed that someone had written in the top right hand corner of the copy of permit number 32204, "G-31962/312418".

Would you please send us a copy of permit number G-31962/31-2418 which has been issued in the name of J. A. Terteling?

Sincerely,

Robert M. Tippet

Enclosure

RMT:pjb



May 2, 1935

Re: Permit No. 9380  
D. A. Sanders

MR. BASH L. BENNETT,  
Attorney at Law,  
Rigby, Idaho

Dear Sir:

In reply to your letter of April 25th, with reference to the right of the above mentioned party, to take water from Deadline Lake located in T. 7 N., R. 35 E., B. M., Jefferson County, we wish to advise that an examination of the records fails to disclose any such right.

However, Mr. Sanders did obtain a permit, being No. 9380, to appropriate water from Camas Creek. Two separate proofs of beneficial use were filed under this permit and a license was issued in each case for 74 of 1 second foot of water, thereby making a total of 1.48 second feet. These licenses were made appurtenant to the SW<sup>1</sup><sub>4</sub>, SW<sup>1</sup><sub>4</sub> & NE<sup>1</sup><sub>4</sub> SW<sup>1</sup><sub>4</sub>, Section 36, T. 7 N., R. 35 E., B. M., for a total of 74 acres. Possibly this is the right you have in mind, since it is located very closely to the description you mentioned.

Very truly yours,

R. W. FARIS  
Commissioner of Reclamation

By \_\_\_\_\_  
Chief Clerk & Office Engr.

PLH/rg

9380

BASH L. BENNETT

ATTORNEY AT LAW  
UNITED STATES COMMISSIONER

RIGBY, IDAHO

April 25, 1935.

Commissioner of Reclamation  
Boise, Idaho.

Dear Sir:

Will you advise me of the date of the filing made by D. A. Sanders on the waters in Deadline Lake, which would be located in Township 7 North, Range 35 or 36 E.R.M. in Jefferson County, Idaho.

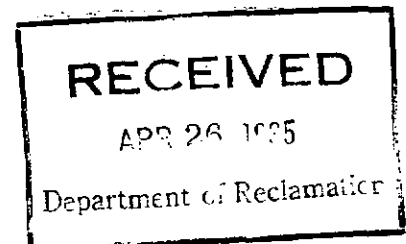
Will you give me the number and the date of this permit and the amount of water appropriated.

Thanking you for the above information, I am

Yours very truly,

*Bash L. Bennett*

FLB/mh



9380



September 4, 1928

Re: Permit 9380

Mr. Bash L. Bennett  
Attorney at Law  
Rigby, Idaho

Dear Sir:

We are mailing you herewith License  
issued under the above numbered permit.

Very truly yours,

GEO. N. CARTER  
Commissioner of Reclamation

By

Chief Clerk

CB/co  
Encl.

9380

BASH L. BENNETT  
ATTORNEY AT LAW  
U. S. COMMISSIONER  
RIGBY, IDAHO

August 21st, 1928.

Hon. Geo. W. Carter,

Boise, Idaho.

Dear sir;

On August 25th, 1928 I mailed you check for \$2.00 with request for the Water License on account permit #9380 David L. Sanders, and have not received same as yet.

I am quite anxious to receive this, and if, the letter referred to has not reached you, will you mail me the License, and then I will see that you get the money.  
Thanking you, I am,

Sincerely yours

*Bash L. Bennett*

9380



BASH L. BENNETT  
ATTORNEY AT LAW  
U. S. COMMISSIONER  
RIGBY, IDAHO

August 25th, 1923.

Hon. Geo. H. Carter, Commissioner;

Boise, Idaho.

Dear Sir;

Many thanks for yours of the 24th. inst, and an enclosing  
you herewith my check for \$2.00 for the water license #9380  
favor of David A. Sanders for SW $\frac{1}{4}$ SW $\frac{1}{4}$ : sec. 26-7-25.

With best wishes, I am,

Very truly,

*Bash L. Bennett*

9380

Re: Permit 9380-David Sanders

August 24, 1923

Mr. Bash L. Bennett  
Attorney at Law  
Rigby, Idaho

Dear Sir:

Referring to your letter of the 23rd inst., would advise you that Permit 9380 was issued to John S. Truex for the irrigation of the SW $\frac{1}{4}$ , Sec. 23, E $\frac{1}{2}$ SE $\frac{1}{4}$  and SW $\frac{1}{4}$ SE $\frac{1}{4}$  and SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 22, Twp. 6 N., R. 35 E. On June 27, 1919, this was transferred to D. A. Sanders, and on October 12, 1923, D. A. Sanders made application for change of place of use to the W $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 36, Twp. 7 N., R. 35 E., SW $\frac{1}{4}$ , Sec. 23, and E $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 22, Twp. 6 N., R. 35 E.

On November 22, 1923, Sanders filed a second application for change of place of use to the SW $\frac{1}{4}$ SW $\frac{1}{4}$  and NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 36, Twp. 7 N., R. 35 E., SW $\frac{1}{4}$ , Sec. 23, and E $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 22, Twp. 7 N., R. 35 E.

On November 22, 1923, depositions of D. A. Sanders and two witnesses were filed for proof of beneficial use of water for the irrigation of the W $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 36, Twp. 7 N., R. 35 E. The report of the examining engineer gave 37 acres in grain and under irrigation in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , said section, but stated that the NW $\frac{1}{4}$ SW $\frac{1}{4}$  was all in sage and unbroken. On November 30, 1923, a letter was mailed to you from this office advising you that upon receipt of fees in the sum of two dollars license would be issued for 37 inches of water for the land under irrigation, but said fees were never received, hence license was not issued.

On February 2, 1924, the holder, D. A. Sanders, made proof of beneficial use of water for the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , said Sec. 36, and license was issued to him.

The records here show no assignment from D. A. to J. L. Sanders.

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

CB/co

By

Chief Clerk

9380



BASH L. BENNETT  
ATTORNEY AT LAW  
U. S. COMMISSIONER  
RIGBY, IDAHO

August 23rd, 1928.

Hon. Geo. H. Carter,

Boise, Idaho.

Dear sir;

Will you advise me regarding permit #9380 and the  
NW $\frac{1}{4}$ SW $\frac{1}{4}$ : section 36 Twp. 7 North Range 35 East Boise Meridian  
as to the following;

When was the transfer of this water right allowed,  
it was originally on lands other than in this section  
was it not?

Was there any order or letters in your files regarding  
any application to make beneficial use of water under  
this permit by J.L. Sanders or David Sanders to the  
above described lands?

Is there any assignment of this water permit or any  
portion of it to J.L. Sanders from David A. Sanders? no

I am quite sure that this must be the permit number, as I  
recall it, Sanders has an interest in 9109, 19379 and 9380.

Thanking you in advance for this information, I am,

Very truly,

*Bash L. Bennett*

9380

June 7, 1924

Re: Permit No. 9380-D. A. Sanders

Mr. Bash L. Bennett,  
Rigby, Idaho.

Dear Sir:

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

Very truly yours,

W. G. SWENDSEN,  
Commissioner of Reclamation

By  
Chief Clerk.

E.  
Encls-2

9380



# Affidavit of Publication

STATE OF IDAHO,

County of Jefferson,

ss.

I, R. I. Jones, do solemnly swear that I am the manager of THE RIGBY STAR, a weekly newspaper of general circulation, published once each week at Rigby, Jefferson 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 four consecutive weeks; first publication having been made on the 10th day of January, 1924; that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and that the notice was published in the newspaper and not in a supplement; that said Rigby Star was published continuously and without interruption for more than 78 weeks prior to the first publication of this notice.

Subscribed and sworn to before me this 24 day of June, A. D., 1924.

## NOTICE FOR PUBLICATION. NOTICE OF PROOF APPLICATION OF WATER TO BENE- FICIAL USE.

Notice is hereby given that at 10 a. m. on the 2nd day of February, 1924, at Rigby, County of Jefferson, State of Idaho, before Bash L. Bennett, a Notary Public, proof will be submitted of the application to beneficial use of eight tenths (.8) cubic feet per second of the waters of Camas Creek in accordance with the terms and conditions of Permit No. 9380 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are D. A. Sanders, Rigby, Idaho.

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

The amount applied to beneficial use is eight tenths (.8) cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 36, Township 7 North, Range 35 E., B. M.

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

The right to take water from such works is based upon Permit No. 9380.

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

The date of priority which said user is prepared to establish is January 11, 1918.

W. G. SWENDSEN,  
Commissioner of Reclamation.

(5-8)

9380

May 29, 1924.

Re: Permit No. 9380.

Mr. D. A. Sanders,  
Hamer, Idaho.

Dear Sir:-

The report of our inspector for proof of use of water under the above permit is now on file and satisfactory. Upon receipt of \$2.00 fee, together with the affidavit of publication from the Rigby Star, license will be issued.

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

By \_\_\_\_\_  
Chief Clerk.

9380

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO  
**REPORT OF ENGINEER**

Permit No. 9380This proof is for Beneficial UseIn Water District No. 651. Name of applicant: D. A. Sanders.2. Source of water supply: Camas Creek3. Location of point of diversion: Is in the NE 1/4 NW 1/4 of Section 36T. 7 N R. 35 E. County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same:

*Ditch is community ditch known as Howley ditch, pumps from Camas Creek, 50 H. P. Allis Chalmers Co. Motor, Centrifugal pump, 2 12 inch suction pipes, 16 inch discharge pipe, 4 to 5 ft. lift. Capacity of pump 1000", Ditch @ head 16' wide 4 ft. banks, Capacity est 2000"*

5. Water is used for: Irrigation + Domestic use6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NE 1/4 SW 1/4, Sec. 36, Twp. 7 N., R. 35 E. B.M.

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

8. What large stream would the water here appropriated finally reach? Mud Lake

Remarks: Place in good shape, all can be watered when leveled.

37 A. cultivation.**9380**This examination was made on the 23 day of May 1924

(Signed)

*R. F. Dittell*

Examiner.



Permit No. **9380**.....

Examination for **Beneficial Use**.....

County **JEFFERSON**.....

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### INSTRUCTIONS TO EXAMINERS

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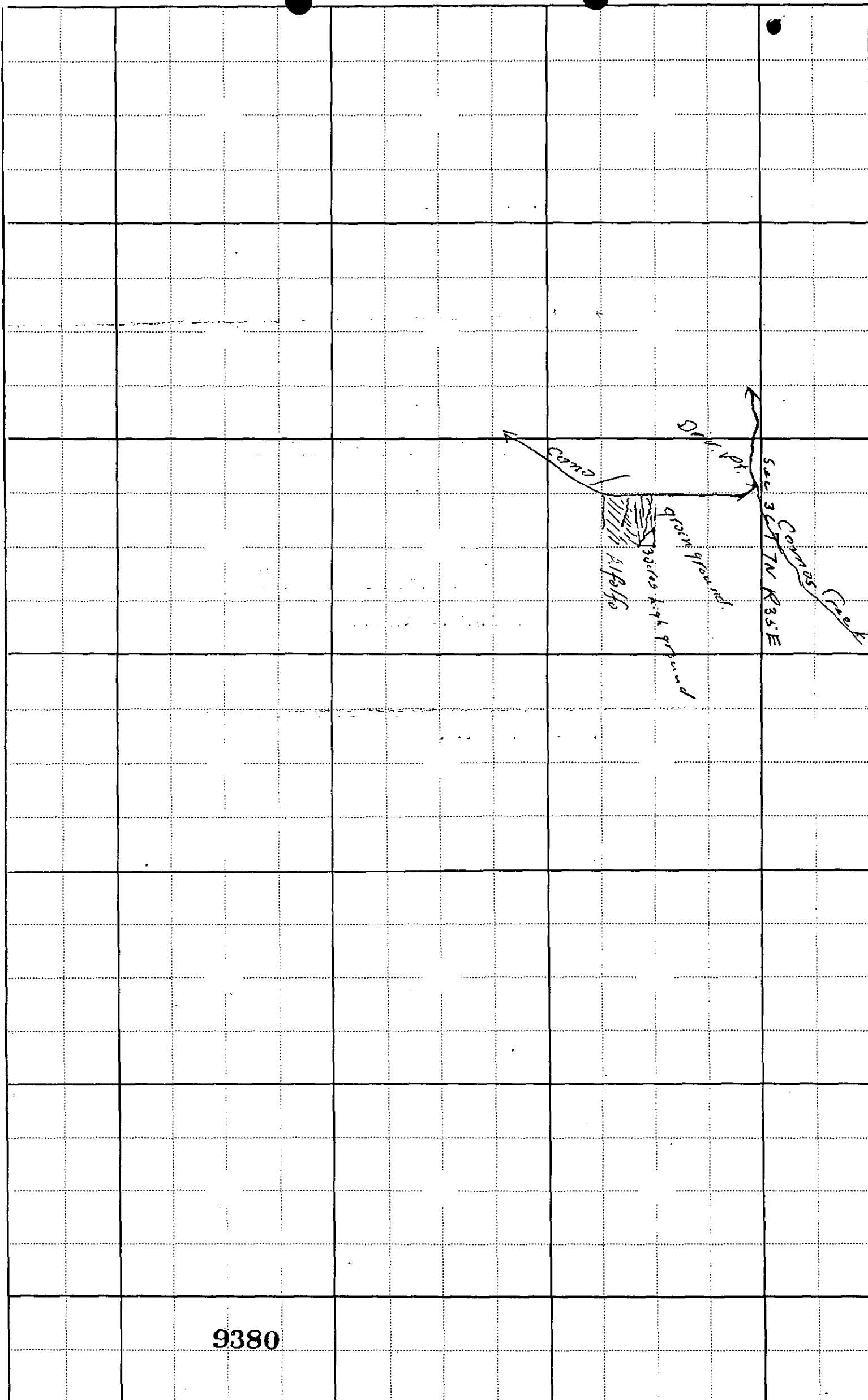
1. Always carefully note the location of the point of diversion, and accurately plat same.
  2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
  3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
  4. If any unusual conditions are discovered, make a plain statement of them under remarks.
  5. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.
-

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. 9380

REPORT ON PROOF OF BENEFICIAL USE WATER





February 16, 1924.

Re: Permit No. 9380-D, A. Sanders.

Mr. Bash L. Bennett,  
Rigby, Idaho.

Dear Sir:-

Depositions of holder and witnesses received today in the matter of proof of beneficial use of water under the above permit are in proper form. These will be placed on file, without further action, pending the examination and report by our field engineer in the spring. The holder will then be further advised as to fees.

There also remains to be filed the affidavit of publication from the Rigby Star.

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

By \_\_\_\_\_  
Chief Clerk.

9380

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT No. 9380

## Proof of Application of Water to Beneficial Use

### Deposition of Holder

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

Ans. David, A. Sanders 75 Resburg Idaho  
Farmer when when can get the seed

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

Ans. This is my own Personal affair

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

Ans. 9380, June 30 1913 Nov 1st 1914

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

Ans. Point of Diversion N-W 1/4 of N-W 1/4 sec 36 T-7-3  
Cammas Creek Ray Lake

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. Two 15-inch Pumps New concrete Pump House  
Chain Drive each Pump cost \$2200<sup>00</sup> chain drives  
\$200<sup>00</sup> each cost of New Pump House \$1500<sup>00</sup> enlarging  
canall 1500<sup>00</sup> canall 17 feet wide for 2/3 of length  
and 1/4 the Balance name Halley Water users  
my for No plan is 560<sup>00</sup> 280 acres will water 3000 ac.

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

Ans. the use of water is agriculture the North E 1/4  
of S. W 1/4 sec 36 T-7-35 has all been  
irrigated and Fenced, also all of S W 1/4 S W 1/4  
sec 36 - 7 - 35

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

Ans. for irrigation only

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

Ans. one inch Per acre

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

Ans. I obtained it from John S. Irwin

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

Ans. the entire tract has been irrigated  
except the Past 2 years

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

Ans. I have only 40 acres named watered  
under the Permit named

(Sign) David A. Sanders

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that

I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to

~~before me~~ at my office in

Peggy

County of

Jefferson

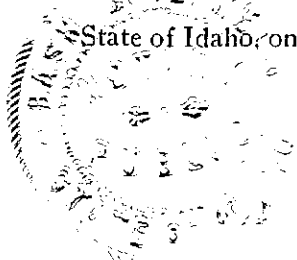
State of Idaho, on this

2

day of

February

A. D. 1924



David A. Sanders

Notary Public

Residing at Peggy Idaho

Nov 2 - 1925



STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT No. 9380

## Proof of Application of Water to Beneficial Use

### Deposition of Witness

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

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

Ans. Chas, Thieman, aged 34, Hamer, farmer, Hamer, Idaho.

Ques. 2. Are you acquainted with D.A. Sanders, the holder of Permit No. 9380? How long have you known him and where does he reside?

Ans. About 7 years, at Rexburg, Idaho.

Ques. 3. Have you read or heard read said Permit No. 9380, and are you familiar with its provisions and conditions?

Ans. yes 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. ~~Camas Creek, NW 1/4 sec. 36 T7N.R.35 E.B.M. Jefferson County, Idaho.~~  
Pump and ditch will carry 3500 miners inches, is 16 ft at bottom  
20 ft, at water line and about 3 ft deep.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. ~~Seventy cu. ft. per second, or 3500 miners inches. Have seen that much conveyed.~~

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. ~~SW 1/4 SW 1/4 and NE 1/4 SW 1/4: section 36 T7N.R.35 E.B.M. The entire 80 acres are irrigated.~~  
Cultivated lands all of it in grain or alfalfa. Land is all improved and cultivated in agricultural crops.

9380

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

Ans. no.

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. Sndy loam soil, land is about level, and will require at least  
a miners inch per acre.

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

Ans. No, none.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Water has been diverted every year for the last three years.  
Uses from 100 to 200 miners inches at an irrigation.

(Sign) Chas J. Hieman

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 Rigby, County of Jefferson, State of Idaho.

on this 2<sup>d</sup> day of February, A. D. 1924

Josh. L. Bennett  
Notary Public.

Residing at Rigby, Idaho.

My commission expires Nov. 9th, 1926

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT No. 9380.

## Proof of Application of Water to Beneficial Use

### Deposition of Witness

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

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

Ans. Jos. L. Sanders, aged 33 Hamer, farmer, Hamer, Idaho

Ques. 2. Are you acquainted with D.A. Sanders, the holder of Permit No. 9380? How long have you known him and where does he reside?

Ans. yes, all my life, resides at Rexburg, Idaho.

Ques. 3. Have you read or heard read said Permit No. 9380, 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. Camas Creek, NW 1/4 NW 1/4 sec. 36 T7N. R. 35, E. B. M. Jefferson County, Idaho.  
Pump and ditch will carry 3500 miners inches, is 16 ft. at bottom  
20 ft, at water line and about 3 ft deep.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Seventy cu. ft per second, or 3500 miners inches. Have seen that much conveyed.

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. SW 1/4 SW 1/4 and NE 1/4 SW 1/4 section 36 T7N. R. 35 E. B. M. The entire 80 acres are irrigated. Cultivated lands all of it in grain or alfalfa. Land is all improved and cultivated in agriculturula crops.



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

Ans. no.

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. Sndy loam soil, land is about level, and will require at least  
a miners inch per acre.

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

Ans. No, none.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Water has been diverted every year for the last three years.  
Uses from 100 to 200 miners inches at an irrigation.

(Sign)

Joe L. Sanders

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 Rigby, County of Jefferson, State of Idaho, on this Second day of February, A. D. 19 24.

Rash of [Signature]  
Notary Public.  
Residing at Rigby, Idaho.

My commission expires Nov. 9th, 1926

# State of Idaho

## ENGINEERING DEPARTMENT

BOISE

### INSTRUCTIONS

~~PROOF OF COMPLETION OF WORKS~~

~~AND~~

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

January 26, 1924.

Re: Permit 9380

Mr. D. A. Sanders,

c/o Bash L. Bennett,  
Rigby, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of ~~completion of~~  
~~works and~~ beneficial use of water under Permit No. 9380

DEPOSITION OF PERMIT HOLDER,

DEPOSITIONS OF TWO WITNESSES.

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

1. On February 2, 1924, the date set for proof, the enclosed forms (~~two~~ for permit holder and ~~two~~ each for two disinterested witnesses) should be filled out and sworn to, at Rigby before Bash L. Bennett, notary public.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

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

The depositions enclosed may be corrected as to the land to be irrigated and brought down to the date of the new publication, February 2nd, 1924, instead of filling out new blanks.

W.G.S.

9380

# State of Idaho

## ENGINEERING DEPARTMENT

BOISE

### INSTRUCTIONS

~~PROOF OF COMPLETION OF WORKS~~  
~~AND~~  
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, January 26, 1924.

Re: Permit 9380

Mr. D. A. Sanders,

c/o Bash L. Bennett,  
Rigby, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of ~~completion of~~  
~~works and~~ beneficial use of water under Permit No. 9380

DEPOSITION OF PERMIT HOLDER,  
DEPOSITIONS OF TWO WITNESSES.

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

1. On February 2, 1924, the date set for proof, the enclosed forms (~~two~~ for permit holder and ~~two~~ each for two disinterested witnesses) should be filled out and sworn to, at Rigby before Bash L. Bennett, notary public.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

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

The depositions enclosed may be corrected as to the land to be irrigated and brought down to the date of the new publication, February 2nd, 1924, instead of filling out new blanks.

W.G.S.

9380

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

DATE.....**Jan . 5, 1924.**.....

**The Star,**  
**Rigby, Idaho.**

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to  
**February 2, 1924**....., the date set for proof, the expense of the publication to be paid  
by the applicant, **D. A. Sanders, of Rigby**....., to whom you should  
furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

**W. G. SWENDSEN,**

*Commissioner of Reclamation.*

**9380**



BASH L. BENNETT  
LAWYER  
UNITED STATES COMMISSIONER

OFFICE QUALITY STORE BLDG.  
RIGBY, IDAHO

Jan. 3d.  
1924.

Hon. W.G. Swendsen,  
Boise, Idaho.

In re  
Permit #9380

Dear sir;

I enclose you herewith application of D.A. Sanders to make proof of beneficial use under above numbered permit.

This is the one that we have had so many mistakes about and upon which was submitted in Nov. 1923, but the advertisement etc was wrong, and as I understand your former letters it will not be necessary for him to submit his proof in this connection, but simply advertise the proof?

I have omitted the date of priority in the notice, and will allow you to do so in as much as I have no data to place same.

Respectfully

*Bash L. Bennett*

9380

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) January 3d, 1924

(P. O.) Rigby, Idaho

TO THE STATE ENGINEER:

Boise, Idaho.

DEAR SIR:

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

D. A. Sanders

(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.

# NOTICE FOR PUBLICATION

## NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10.....a. m. on the 24.....day of February, 1922,  
at Rigby....., County of Jefferson....., State of Idaho,  
before Bash L. Bennett, a Notary Public....., proof will be submitted  
of the application to beneficial use of eight tenths (.8)..... cubic feet per second of the  
waters of Camas Creek..... in accordance with the terms and conditions of  
Permit No. 9380..... heretofore issued by the Department of Reclamation.....  
of the State of Idaho.

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

D.A. Sanders....., Rigby, Idaho.....

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

The amount applied to beneficial use is Eight tenths (.8) cu. feet per second.....

The place where said water is used (if for irrigation, give full and accurate description of the  
lands irrigated) NE 1/4 SW 1/4 section 36, Twp. 7 North Range 35 E.B.M......

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

The right to take water from such works is based upon Permit No. 9380.....

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

Camas Creek.....

The date of the priority which said user is prepared to establish is January 11, 1918......

*nnw - 36 - 74 - 35 E*  
*Jefferson*

W. G. Swendsen,  
Commissioner of Reclamation.

filed May 26 1919

Revised June 16 - 1919



November 30, 1923.

Re: Permit No. 9380.

Mr. David Sanders,  
Rexburg, Idaho.

Dear Sir:-

We are in receipt of depositions and affidavit of publication for proof of beneficial use of water under the above numbered permit. Upon receipt of fees in the sum of \$2.00, license will be issued for 37 inches of water for the SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Sec. 36, Twp. 7 N., R. 35 E., B.M.

In order to obtain license for the NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of said section, it will be necessary to publish notice for such proof. The notice published for the proof just made included only the W $\frac{1}{2}$  of SW $\frac{1}{4}$  of section 36.

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

By \_\_\_\_\_  
Chief Clerk.

9380

# Affidavit of Publication

STATE OF IDAHO,

County of Jefferson,

ss.

I, R. I. Jones, do solemnly swear that I am the manager of THE RIGBY STAR, a weekly newspaper of general circulation, published once each week at Rigby, Jefferson 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 four consecutive weeks; first publication having been made on the 25 day of Oct, 1923; that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and that the notice was published in the newspaper and not in a supplement; that said Rigby Star was published continuously and without interruption for more than 78 weeks prior to the first publication of this notice.

Subscribed and sworn to before me this 22 day of Nov, A. D., 1923.

Publication Fee \$ 8.00

## NOTICE FOR PUBLICATION. NOTICE OF PROOF APPLICATION OF WATER TO BENE- FICIAL USE.

Notice is hereby given that at 10 a.m. on the 22nd day of November, 1923, at Rigby, County of Jefferson, State of Idaho, before Bash L. Bennett, a Notary Public, proof will be submitted of the application to beneficial use of 1.6 cubic feet per second of the waters of Camas Creek, in accordance with the terms and conditions of Permit No. 9380 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are D. A. Sanders, Rexburg, Idaho.

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

The amount applied to beneficial use is 1.6.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) W $\frac{1}{2}$ SW $\frac{1}{4}$ : Section 36, Township 7 North Range 35 East Boise Meridian.

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

The right to take water from such works is based upon Permit No. 9380.

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

The date of the priority which said user is prepared to establish is November 1, 1917.

W. G. SWENDSEN,  
Commissioner of Reclamation.  
(46-49)

9380

November 27, 1923.

Re: Permit No. 9380.  
D. A. Sanders.

Mr. Bash L. Bennett,  
Rigby, Idaho.

Dear Sir:-

Referring to your letter of the 22nd inst., in which you enclose application for amendment of lands to be irrigated under the above permit, would say that this list is exactly the same as the amendment already of record under this permit, with the exception of the NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Sec. 36. The application has been approved and recorded under the permit. The original is herewith returned to you, with one copy of the map.

It will be necessary for the holder to publish a new notice in order to make proof on the new list of lands. It would save him expense and trouble if he ascertained definitely, before publishing his notice, just what lands are under irrigation from water appropriated under this permit.

Blank notices for proof are herewith enclosed.

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

By \_\_\_\_\_  
Chief Clerk.

AA-2F10-11

9380

BASH L. BENNETT  
LAWYER  
UNITED STATES COMMISSIONER

OFFICE QUALITY STORE BLDG.  
RIGBY, IDAHO

Nov. 22d. 1923.

Hon. W.G.Swendsen,

Boise, Idaho.

Dear sir;

I enclose you application of David A.Sanders to amend place of use Permit #9380, I discovered this P.M. while taking the depositions in this permit that the lands actually irrigated were as described in this amended application.

I have forgotten what you charge in regard to this change, so if you will advise me what the charges are I will remit promptly for same.

Very truly

*Bash L. Bennett*

9380

*Amended Map - 9380*

## TOWNSHIP PLAT.

TOWNSHIP *7. North*RANGE *35 East Bois*

0886

*Trwy. 6 N Range 35 E 181*

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	36

*David A. Barnard*



Amended Map  
Permit No. 9380

RECEIVED  
JAN 14 1964  
FBI - NEW YORK

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO  
**REPORT OF ENGINEER**

Permit No. 9380This proof is for Beneficial UseIn Water District No. -65-

1. Name of applicant: D. A. Sanders
2. Source of water supply: Camas Creek
3. Location of point of diversion: Is in the NW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 36  
T. 7 N R. 35 E.B.M. County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same:

*Community Canal system known as Hourley water users Ass'n.  
Pumping plant from Camas Cr. has 50 H.P. motor, 2 16" Cent. pumps working.  
also 50 H.P. motor, 20" pump ready to install. Pumps into canal 57' bottom  
4 1/2' sides, capacity est 50 sec. ft., water in ditch this depth est 20 sec. ft.  
Side laterals on to land.*

5. Water is used for: Irrigation + domestic use.

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

*Yes*

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): W<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, Sec. 36, Twp. 7 N., R. 35 E., B.M.

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

8. What large stream would the water here appropriated finally reach? Snake Lake

Remarks: One 40 has not been formed at all. The other 37 9 in  
cultivation and has been irrigated. See map.

9380

This examination was made on the 6 day of Nov. 1923.

(Signed)

*R. L. Stetson*  
Examiner.

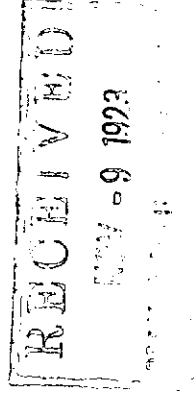
Permit No. 9380

Examination for Beneficial Use

County JEFFERSON

#### INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion, and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make a plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.

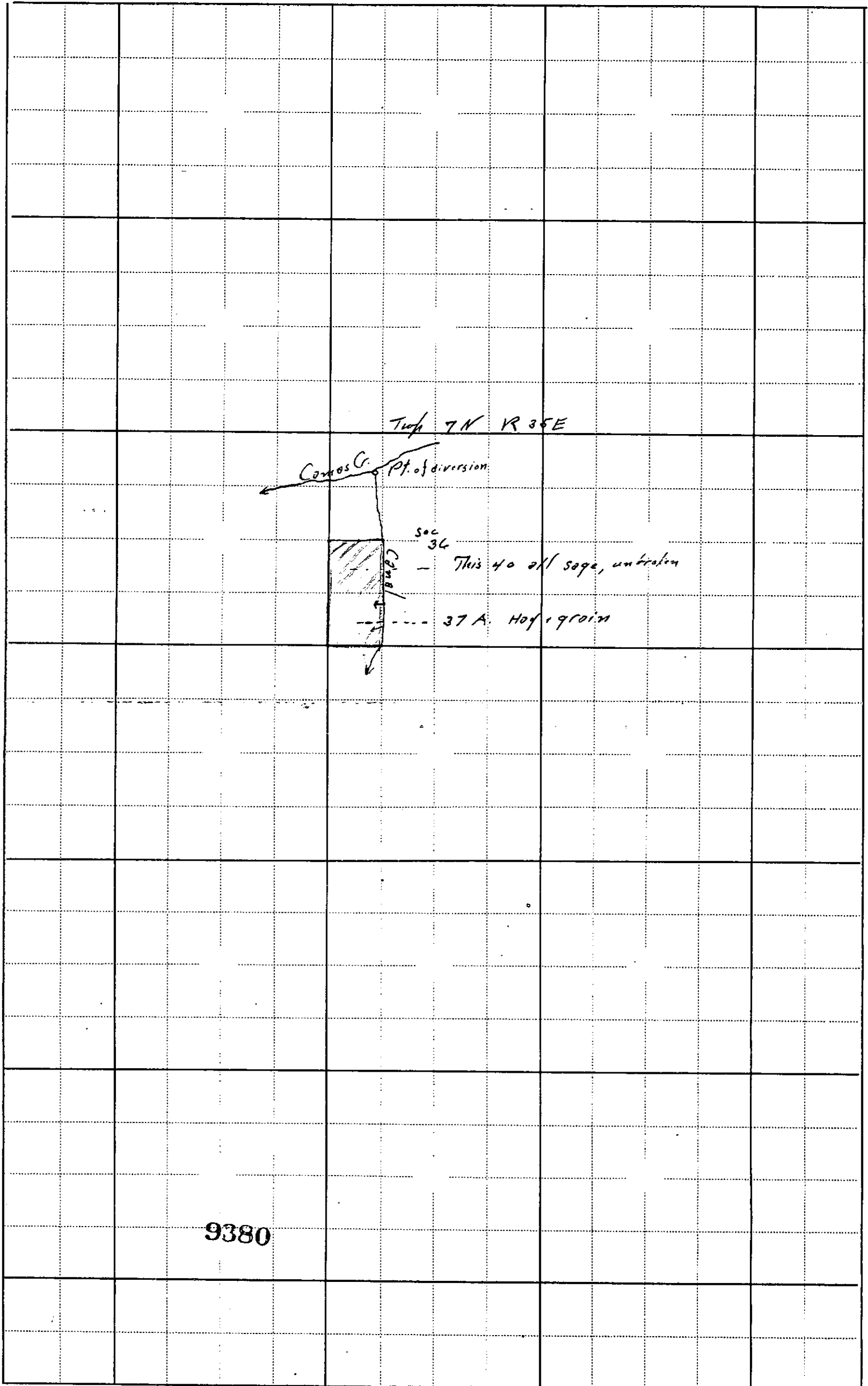


STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. 9380

REPORT ON PROOF OF BENEFICIAL USE



**State of Idaho**  
**ENGINEERING DEPARTMENT**  
**BOISE**

**INSTRUCTIONS**

~~PROOF OF COMPLETION OF WORKS~~  
~~AND~~  
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,      **October 31, 1923.**

**D. A. Sanders,**  
**c/o Bash L. Bennett,**  
  
**Rigby, Idaho.**

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of ~~completion of~~  
~~works and~~ beneficial use of water under Permit No. 9380.

DEPOSITION OF PERMIT HOLDER,  
DEPOSITIONS OF TWO WITNESSES.

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

1. On ~~November 22, 1923~~, the date set for proof, the enclosed forms (~~one~~ for permit holder and ~~two~~ each for two disinterested witnesses) should be filled out and sworn to, at ~~-----~~  
~~Rigby~~ before ~~Bash L. Bennett, notary public.~~

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

W. G. SWEDEN,  
**Commissioner of Reclamation.**  
~~State Engineer~~



STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

DATE October 22, 1923

Publisher, The Star,  
Rigby, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to November 22, 1923, the date set for proof, the expense of the publication to be paid by the applicant, W. G. Swendsen - 9380, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

W. G. SWENDSEN,

*Commissioner of Reclamation.*

*To be published com-  
mencing this week's issue  
Thursday, Oct. 25 - 1923  
Rigby Star*

9380

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

DATE.....October 22, 1923

Publisher, The Star,  
Rigby, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to  
.....November 22, 1923....., the date set for proof, the expense of the publication to be paid  
by the applicant,....., to whom you should  
furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

W. G. SWENDSEN,

*Commissioner of Reclamation.*

9380

October 22, 1923.

Re: Permit #9380.

Mr. Bash L. Bennett,  
Rigby, Idaho.

Dear Sir:-

We are today in receipt of corrected notices for proof of use of water under the above permit. One copy will be mailed to the Rigby Star at once for the required four weeks publication prior to November 22nd, the date set for proof.

Enclosing herewith another set of blank notices for use under Permit No. 9109.

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

By \_\_\_\_\_  
Chief Clerk.

Encl.

9380

**STATE OF IDAHO**  
**DEPARTMENT OF RECLAMATION**

BOISE

October 19, 1923.

Re: Permit No. 9380-  
D? A. Sanders.

Mr. Bash L. Bennett,  
Rigby, Idaho.

Dear Sir:-


In checking the notices for proof of beneficial use of water received today, I find that the lands described do not agree with the record of the permit, either the original list or the amendment just filed. The amended lands are as follows:

W $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 36, Twp. 7 N. R. 35 E.B.M., and SW $\frac{1}{4}$  Sec.23,  
and E $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 22, Twp. 6 N., R. 35 E.B.M.

You will see in checking the second paragraph of the land to be irrigated that the lands described therein do not conform to the amended list, except as to the W $\frac{1}{2}$ SW $\frac{1}{4}$  of Sec.36, T. 7 N.,R. 35 E.B.M.

I am, therefore, returning the notices for correction in this particular. I am also enclosing another blank for amendment, in case the applicant desires to file another application to amend the lands. If such amendment is filed, it should contain a complete list of all the lands to be included under this permit. Duplicate maps should also be filed.

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

By   
Chief Clerk.

Encl.

Thank you, the other lands named were included in 9109, and I need another application blank, the stenographer mis-understood me in including everything except the W $\frac{1}{2}$ SW $\frac{1}{4}$  36-7-35. Will you mail me another blank upon which to advertise 9109 for beneficial use.

Respectfully,



9380

October 19, 1923.

Re: Permit No. 9380-  
D. A. Sanders.

Mr. Bash L. Bennett,  
Rigby, Idaho.

Dear Sir:-

In checking the notices for proof of beneficial use of water received today, I find that the lands described do not agree with the record of the permit, either the original list or the amendment just filed. The amended lands are as follows:

W $\frac{1}{2}$ SW $\frac{1}{4}$ , Sec. 36, Twp. 7 N. R. 35 E.B.M., and SW $\frac{1}{4}$  Sec. 23,  
and E $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 22, Twp. 6 N., R. 35 E.B.M.

You will see in checking the second paragraph of the land to be irrigated that the lands described therein do not conform to the amended list, except as to the W $\frac{1}{2}$ SW $\frac{1}{4}$  of Sec. 36, T. 7 N., R. 35 E.B.M.

I am, therefore, returning the notices for correction in this particular. I am also enclosing another blank for amendment, in case the applicant desires to file another application to amend the lands. If such amendment is filed, it should contain a complete list of all the lands to be included under this permit. Duplicate maps should also be filed.

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

By \_\_\_\_\_  
Chief Clerk.

Encl.

9380

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 18th, 1923.

(P. O.) Rigby, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

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

DA Sanders

(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.



NOTICE FOR PUBLICATION  
NOTICE OF PROOF APPLICATION OF WATER  
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 22 day of November, 19 23,  
at Rigby, County of Jefferson, State of Idaho,  
before Bash L. Bennett, a Notary Public, proof will be submitted  
of the application to beneficial use of 1.5 cubic feet per second of the  
waters of Camas Creek in accordance with the terms and conditions of  
Permit No 9380 heretofore issued by the Commissioner of Reclamation.  
of the State of Idaho.

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

D.A. Sanders, Rexburg, Idaho.

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

The amount applied to beneficial use is 1.6

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) W<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>: section 36, Township 7 North Range 35 East Boise Meridian.  
~~also: Section 2, Range 3, Township 7 North Range 35 East Boise Meridian; Section 11, Range 3, Township 7 North Range 35 East Boise Meridian; all being in Township 7 North Range 35 East Boise Meridian.~~

The name of the canal or ditch or other works by which said water is conducted to such place of use is Holley Water Users Association

The right to take water from such works is based upon Permit No. 9380

The source of supply from which such water is diverted is

## Carna's Creek

The date of the priority which said user is prepared to establish is...~~November 1, 1917.~~

~~June 1914~~

**Nevea Swendsen,**.....  
Commissioner of Reclamation.

9380

77777 - 36771-85E

filed May 26 - 1913 + 4 yrs = May 26 - 1917 + 3 mos =

B.U. due - June 16 - 1919

Oct 26 - 1917 + 5 mos =

Nov 1 - 1917

20  
21  
22

23 = 4 yrs

Nov 16 - 23 = 5 mos

" 22 - 23 = 5 mos -

RECEIVED  
JUL 19 1923

October 16, 1923.

Re: Permit No. 9380-D, A. Sanders.

Mr. Bash L. Bennett,  
Rigby, Idaho.

Dear Sir:-

The application for amendment of above permit has been approved and placed of record under the permit in this office. The original is accordingly returned herewith.

I am also returning the notices for proof sent in for J. L. Sanders and D. A. Sanders, together with fresh blanks for new notices for proof.

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

By \_\_\_\_\_  
Chief Clerk.

Encl.

9380

BASH L. BENNETT  
LAWYER  
UNITED STATES COMMISSIONER

OFFICE QUALITY STORE BLDG.  
RIGBY, IDAHO

10-13-23.

Hon. W.G.Swendsen,

Boise, Idaho.

Permit #9380.

Dear sir;

In regard to the above numbered permit, beg to advise you that after the enclosures herewith are approved, Mr. D.A. Sanders desires to have the application as amended advertised to make proof of beneficial use, and presume you had better send me another blank upon which to make the application to advertise, and in this connection will further advise you that Mr. Sanders will observe your suggestion in yours of the 28th ult. and Mr. J.L. Sanders will not advertise at this time.

Thanking you for your courtesies in the past, and trusting the enclosures meet your approval, I am,

Very truly,

Bash L. Bennett

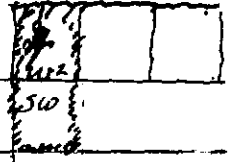
## TOWNSHIP PLAT.

9380

TOWNSHIP 7. N.RANGE 35 E

36

Twp 6. N. R. 35 E.



6

5

4

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36

October 11, 1923.

Re: Permit No. 9380.

Mr. Bash L. Bennett,  
Attorney at law,  
Rigby, Idaho.

Dear Sir:-

Per your request the 10th inst., I enclose herewith  
certified copy of Permit 9380, including the certificate of com-  
pletion of works issued thereunder, with receipt for fee paid.

Proof of beneficial use of water has not been completed under  
this permit hence no license has been issued.

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

By \_\_\_\_\_  
Chief Clerk.

9380

BASH L. BENNETT  
LAWYER  
UNITED STATES COMMISSIONER

OFFICE QUALITY STORE BLDG.  
RIGBY, IDAHO

10-10-23.

Hon. W.G. Swendsen,  
Boise, Idaho.

Dear sir:  
I enclose you a check signed by me and payable to your  
office for which I wish you to forward me a certified copy of  
Water Permit #9380, showing all assignments and proof of completion  
of works or beneficial use thereunder. Kindly fill in check for your  
fee and return copy to me.

Thanking you in advance for your attention to the matter, I am,  
Very truly,

*Bash L Bennett*  
9380



September 28, 1923.

Re: Permit No. 9380.

Mr. Bash L. Bennett,  
Rigby, Idaho.

Dear Sir:-

Referring to your letter of the 24th inst. would say that the assignment of 0.8 second feet of water under the above numbered permit from D. A. Sanders to J. L. Sanders should be sent to this office for record before J.L.Sanders could be recognized as one of the holders in the permit.

An application for amendment of the lands to be irrigated should also be made before the notice of proof is published. The lands described in the permit are as follows: SW $\frac{1}{4}$  Sec. 23; NE $\frac{1}{4}$  Sec. 22, Twp. 8 N., R. 35 E., B.M. Application blank for such amendment is enclosed, with duplicate map forms.

One publication notice will be sufficient for both applicants when these corrections have been made, unless they desire to advertise and make proof separately.

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

By \_\_\_\_\_  
Chief Clerk.

F12-2MF

9380

**BASH L. BENNETT**

ATTORNEY-AT-LAW  
RIGBY, IDAHO

9-24-23.

Hon. W.G. Swendsen,

Boise, Idaho.

Dear sir;

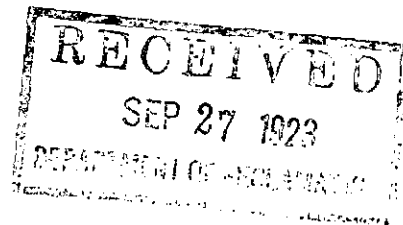
Regarding the enclosed notice of proof of beneficial use, of J.L. and David A. Sanders, the assignment to J.L. Sanders is supposed to have been placed of record some time ago, and the proof of David A. Sanders is supplementary to that already made and is made for the purpose of showing additional use under the same permit which has heretofore been submitted.

In case assignment to J.L. Sanders has not been placed of record, kindly advise me and I will have same attended to at once.

Thanking you in advance for your attention to this matter, I am,

Respectfully,

*Bash L. Bennett*



9380

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE.

September 24th, 1923.

Rigby, Idaho.

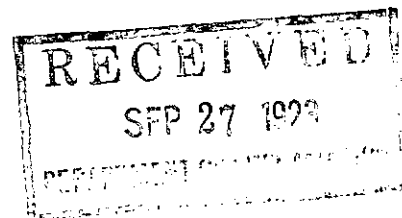
To the State Engineer

Boise, Idaho.

Dear sir;

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

D. A. Sanders



9380

July 6, 1923.

Re: Permit No. 9380.

Mr. D. A. Sanders,  
Rexburg, Idaho.

Dear Sir:-

Per your request the 4th inst., I am sending herewith blank notices for proof of beneficial use of water under the above permit. These should be filled out and returned to this office in time for one copy of the notice to be sent to the paper, to be designated by you, for the required four weeks publication.

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

By  
Chief Clerk.

N

9380

Rexburg July 4<sup>th</sup> 23  
W. B. Swenson

Commissioner of Reclamation

Dear Sir on June 3<sup>rd</sup> my son  
J. L. Shaders of Hammer Island wrote  
you in regards making Proof  
for water right. but he failed to  
give you name of stream or  
the no of Permit which I will  
give you. Camas Creek the no  
of Permit is 9380. The amount  
of Land is 40 acres The South  
West 1/4 of South West 1/4 Sec 36  
Town 7 - R. 35 - E. B. M.

Respect D. L. Shaders

Please give Proof required

June 26, 1923.

Re: Water Right.

Mr. J. L. Sanders,  
Hamer, Idaho.

Dear Sir:-

Referring to yours of the 24th inst. would say we have been unable to locate the water right to which you refer. If you will give us the name of the stream or the number of your permit, we will advise you in the matter of proof required.

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

By  
Chief Clerk.

Harmer Lake June 24-1923  
State Engineer  
Boise Idaho.

Dear Sir, I desire to make proof  
on my water, will you please  
advise how to proceed. Dam  
located on the S.W.  $\frac{1}{4}$  of the S.W.  $\frac{1}{4}$   
of Sec. 36 TWP. 7 N. Range 35 E. B.M.  
Respect,

J. L. Sanders



# THE RIGBY STAR

## PRINTERS - PUBLISHERS

RIGBY, IDAHO

March 24th.

1 9 2 2

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

Dear Sir:-

We are herewith enclosing affidavit of publication on the "Notice of Proof of Application of Water to Beneficial Use" for D.A. Sanders, of Rexburg.

Mr. Bennett the local U.S. Commissioner instructed us to forward the affidavit to your office.

Very truly yours,

THE RIGBY STAR

By

9380



# Affidavit of Publication

STATE OF IDAHO, }  
County of Jefferson, } ss.

I, R. I. Jones, do solemnly swear that I am the manager of THE RIGBY STAR, a weekly newspaper of general circulation, published once each week at Rigby, Jefferson 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 Five consecutive weeks; first publication having been made on the 16th day of February, 1922; that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and that the notice was published in the newspaper and not in a supplement; that said Rigby Star was published continuously and without interruption for more than 78 weeks prior to the first publication of this notice.

Subscribed and sworn to before me this 9th day of March, A. D., 1922.

Publication Fee \$ 2.00

## NOTICE FOR PUBLICATION NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10 a. m. on the 16th day of March, 1922, at Rigby, County of Jefferson, State of Idaho, before Bash L. Bennett, Notary Public, proof will be submitted of the application to beneficial use of 3.2 cubic feet per second of the waters of Camas Creek in accordance with the terms and conditions of Permit No. 9380, heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person holding said permit are D. A. Sanders, Rexburg, Idaho.

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

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

The place where said water is used (If for irrigation, give full and accurate description of the lands irrigated) N $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$  SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 36, Twp. 7 N., R. 36 E., B. M.

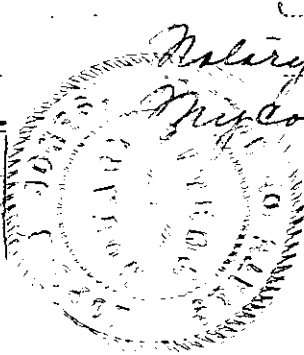
The name of the canal or ditch or other works by which said water is conducted to such place of use is Holley Waters Users Association.

The right to take water from such works is based upon Permit No. 9380.

The source of supply from which said water is diverted is Camas Creek.

The date of the priority which said user is prepared to establish is Feb. 26, 1916.

W. G. SWENDSEN,  
Commissioner of Reclamation.  
(10-13)



9380

March 22, 1922.

Re: Permit No. 9380. - D. A. Sanders.

Mr. Bash L. Bennett,  
Rigby, Idaho.

Dear Sir:-

We are in receipt of depositions of holder and witnesses in the matter of proof of use of water under the above numbered permit. These will be placed on file pending the examination and report by our engineer, at which time the holder will be further advised as to fees required.

There also remains to be filed the affidavit of publication from the publisher of the Rigby Star.

Very truly yours,

W. G. STENDSEN,

Commissioner of Reclamation.

By

Chief Clerk.

PERMIT NO. 9380.**Proof of Application of Water to Beneficial Use****Deposition of Holder**

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

Ans. D.A.Sanders, aged 72, farmer, Rexburg, Idaho.

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

Ans. no.

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

Ans. 9380 February 26th, 1913.

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

Ans. Camas Creek. NW ~~1~~ SE: sec 35, Twp. 7 North, Range 35 E.B.M.

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

Ans. Pump, and ditch 20" centrifugal pump, ditch 12 & 15 ft at bottom and 20 ft at water line. Holley Water Users Association. Would carry 40 ci ft per second or 2,000 miners inches.

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

Ans. For irrigation purposes. N <sup>1</sup>/<sub>4</sub> NE <sup>1</sup>/<sub>4</sub>; NE <sup>1</sup>/<sub>4</sub> SW <sup>1</sup>/<sub>4</sub>; SW <sup>1</sup>/<sub>4</sub> SW <sup>1</sup>/<sub>4</sub>; has been all irrigated with exception of possible a few acres on sand knolls.

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

Ans. -----

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

Ans. 160 miners inches.

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. I am <sup>not</sup> the original applicant. I am the assignee of Truax.

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

Ans. In 1916 the water was first applied, used about 150 miners inches irrigated possible 20 acres, have gradually increased acreage each year since, until practically all is now irrigated.

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

Ans. No.

(Sign) *D. A. Sanders*

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Rigby County of Jefferson State of Idaho, on this 16th day of March A. D. 1922

*Barth L. Bennett*  
Notary Public.  
Residing at Rigby, Idaho,

Permit No. 9380

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

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

Ans. C.A.Sanders, aged 40, Rexburg, farmer, Rexburg, Idaho.

Ques. 2. Are you acquainted with D.A.Sanders, the holder of Permit No. 9380? How long have you known him and where does he reside?Ans. **Yes, for several years, over 8 years, at Rexburg, Idaho.**Ques. 3. Have you read or heard read said Permit No. 9380, and are you familiar with its provisions and conditions?Ans. **Yes sir.**

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. **Camas Creek, NW $\frac{1}{4}$  NW $\frac{1}{4}$ : sec 36 Twp. 7 North Range 35 E.B.M. 20" centrifugal pump, and ditch 3 and 4 ft deep and 12 to 15 feet at bottom and about 20 ft wide at water line.**

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 forty second feet**

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. **For irrigation purposes, the entire tract can now be irrigated, all has been irrigated at various times, except possible a few sand knolls. Cultivated land is the result. North half of the northeast quarter, Northeast quarter of the southwest quarter, and the southwest quarter of the southwest quarter sec 36 Twp. 7 North Range 35 E.B.M.**

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

Ans. **No.**

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. **Sandy loam soil, will require about a miners inch per acre.**

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

~~Ans. Yes, sir~~ no sir I do not have any interest in these works.

Ans. ....

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 1916, and each year since, used about 160 minors inches at each irrigation. Irrigated a few acres in 1916 and gradually increased each year since.

(Sign) W. A. Sanders

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 Rigby, County of Jefferson,

16th day of March, A. D. 1922.

State of Idaho, on this 16th day of March, A. D. 1922.

Barth R. Bennett  
Notary Public.

November 9th, 1922.

My commission expires.....

RECEIVED  
MAR 20 1922  
DEPARTMENT OF REGISTRATION

Permit No. 9380

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

## DEPOSITION OF WITNESS

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

Ans. Geo. R. Larson, aged 52, farmer Rexburg, Idaho.

Ques. 2. Are you acquainted with D.A. Sanders, the holder of Permit No. 9380? How long have you known him and where does he reside?

Ans. Yes, for several years, over 8 years, at Rexburg, Idaho.

Ques. 3. Have you read or heard read said Permit No. 9380, and are you familiar with its provisions and conditions?

Ans. Yes sir.

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. Camas Creek, NW <sup>SE 1</sup> 1/4: sec 35 Twp. 7 North Range 35 E.B.M.  
20" centrifugal pump, and ditch 3 and 4 ft deep and 12 to 15 feet at bottom and about 20 ft wide at water line.

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 forty second feet

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. For irrigation purposes, the entire tract can now be irrigated, all has been irrigated at various times, except possible a few sand knolls. Cultivated land is the result.

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

Ans. No.

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. Sandy loam soil, will require about a miners inch per acre.

9380

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

Ans. ~~Yes, I have~~ no sir I do not have any interest in these works.

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 1916, and each year since, used about 150 miners inches at each irrigation. Irrigated a few acres in 1916 and gradually increased each year since.

(Sign)

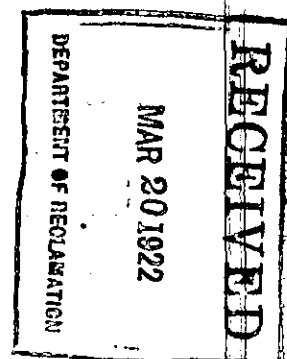
*George R. Larsen*

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 Rigby, County of Jefferson,

State of Idaho, on this 16th day of March A. D. 1922.

*Barth R. Berens*  
Notary Public.

My commission expires November 9th, 1922.





# State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

## INSTRUCTIONS

### PROOF OF BENEFICIAL USE

BOISE, IDAHO, March 3, 1922.

Mr. D. A. Sanders,

c/• Bash L. Bennett,

Rigby, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. 9380.

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 the permit holder's rights:

1. On March 16, 1922, 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 Rigby, before Bash L. Bennett, notary public.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice. When these have been received, together with report of examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

W. G. SWENDSEN,

Commissioner of Reclamation.

9380

(P. O.)

*Rigby, Idaho,*

(Date)

*Feb. 15, 1922*

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of *Feb. 14, 1922* enclosing notice of proof under  
Permit No. *9380* which will be published as you request, beginning with our issue of.....

*Feb. 16, 1922*  
*Rigby Star*

**STATE OF IDAHO**  
**DEPARTMENT OF RECLAMATION**

**BOISE**

The Star,

Rigby, Idaho.

Boise, Idaho, February 14, 1922.

Dear Sirs:

Enclosed find Notice for Publication under Permit no. 9380 which please publish once a week for four consecutive weeks in your paper. The expense of this publication will be paid by D. A. Sanders, of Rexburg, Idaho to whom you will please furnish proof of publication of this notice on or before date of proof.

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,

9380

W. G. SWENDSEN,  
Commissioner of Reclamation

*Mar 16*

February 7, 1922.

Re: Permit 9380-D. A. Sanders.

Mr. Bash L. Bennett,  
Rigby, Idaho.

Dear Sir:-

Am returning herewith the above numbered permit,  
the transfer to D. A. Sanders having been placed on record  
in this office. Receipt for recording fee also enclosed.

Very truly yours,

W. T. SWENDBERG,

Commissioner of Reclamation.

By

Enc.

Chief Clerk.

9380

OFFICE OF  
**BASH L. BENNETT**  
UNITED STATES COMMISSIONER  
RIGBY, IDAHO

February 8th.  
1922.

Hon. W.G. Swendsen,

Boise, Idaho.

Dear sir;

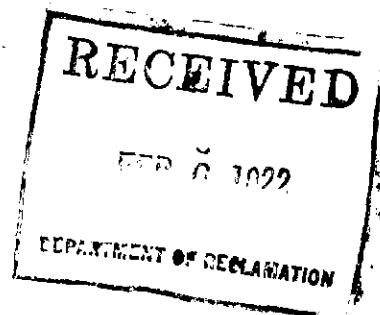
I enclose you permit #9380 with assignment of same to D.A. Sanders, also my check for \$.50¢ which I believe is your recording fee, and if not correct kindly advise me and I will send balance. Upon recording this transfer, will you return permit to me?

Thanking you in advance for your usual prompt attention to this I am,

Respectfully,

*Bash L. Bennett*

9380



February 2, 1922.

Re: Permit 9380- Truex. (Sanders)

Mr. Bash L. Bennett,

Rigby, Idaho.

Dear Sir:-

Referring to your letter of the 26th ult, enclosing notice of proof of use of water under the above permit, would say that, before Mr. Sanders can be recognized as the holder and owner of this permit, it will be necessary for the transfer from Mr. Truex to him to be recorded in this office. This should be sent in as soon as possible, together with application for amendment of lands.

March 16th has been set as the date for making the proof and notice will be mailed to the paper as soon as the above mentioned papers have been received.

In view of the fact that this proof is being made 2 years and 9 months late, the date of priority will be brought down to February 26, 1916, instead of May 26, 1913.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By

Chief Clerk.

9380

OFFICE OF  
**BASH L. BENNETT**  
UNITED STATES COMMISSIONER  
RIGBY, IDAHO

January 26th.  
1922.

Hon. W.G.Swendsen,

Boise, Idaho.

Dear sir;

I enclosed you herewith application to make proof of water beneficial use<sup>e</sup> of D.A Sanders assignee of John G.Treaux; and trust same be found in order, but believe that the lands described in original permit and the lands in the accompanying application are different, so that if you will permit the application to be published, and will forward to me a ~~blank~~ <sup>blank</sup> upon which we can apply to have place of use changed, we will hasten to do so.

Trusting you will be able to do this, I am,

Respectfully

*Bash L Bennett*

9380

Notice to accompany this letter must be made in duplicate.

January 26th, 1922.

Reznburg, Idaho.

To the Commissioner of Reclamation.

Boise, Idaho.

Dear sir;

You are hereby authorized to have the attached notice published  
in the Rigby Star of Rigby, Idaho, published in the county in which the works are situated.

D. A. Sanders



Notice for Publication.

Notice of proof application of water  
to beneficial use.

Notice is hereby given that at 10 A.M. on the <sup>16<sup>th</sup></sup> day of March, 1922, at Rigby,  
County of Jefferson State of Idaho, before Bash L. Bennett, a Notary Public, proof will  
be submitted of the application to beneficial use of 3.2 cubic feet per second  
of the waters of Camas Creek in accordance with the terms and conditions of Permit  
#9380 heretofore issued by the Department of Reclamation of the State of Idaho.

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

D.A. Sanders as the assignee of John S. Troux.

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

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

The place where said water is used is,

~~Range 36~~ NE 1/4 Sec 36, in township 7 North Range 36  
East Boise Meridian.

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

The right to take water from such works is based upon permit # 9380.

The source of ~~water~~ supply from which such water is diverted is Camas Creek.

The date of priority which said user is ~~about~~ prepared to establish is Feb 28 1913  
May 26th, 1913.

W W W - 6

Commissioner of Reclamation.

9380

721-2552  
-66-

April 15th, 1920.

In Re Permit No. 9380:

Mr. L. A. Sanders,

Rexburg, Idaho.

Dear Sir:--

Referring to your communication of the 12th inst. I may say that the water right of J. S. Truex in the Hamer Feeder Canal is covered by permit No. 9380 issued to John S. Truex calling for 6.4 second feet of the waters of Camas Creek. Proof of completion of works was made under this permit and a certificate of completion issued.

Proof of beneficial use of water under this permit was due on or before June 16th, 1919, but such proof has to date not been made. This, however, does not invalidate the permit, since under the provisions of Section 5579 of the Compiled Statutes of Idaho this proof can still be made. The delay will merely act to change slightly the date of priority given in the original permit.

Yours very truly,

Commissioner of Reclamation

WGS/FR

9380

January 5, 1920.

Re: Permit 9380 - John S. Truex.

Ross J. Constock,  
Roxburg, Idaho.

Dear Sir:

Replying to your letter of the 30th ultimo, would state that proof of completion of works was made, under the above numbered permit, and the certificate issued, but the final proof of beneficial use of water has not been made. This proof was due June 16, 1919. Under the provisions of section 5579 of the Compiled Laws of Idaho, the holder of a permit may make this proof of beneficial use of water at a later date than specified in the permit, but his date of priority will be brought down accordingly. If this proof is made by June 16, 1919, the holder will lose only one year on his date of priority, bringing it down to May 26, 1914.

Yours very truly,

W. G. Swendsen,

Commissioner of  
Reclamation,

By

B/B.

9380

No. 7133

# First National Bank

R. J. COMSTOCK, PRESIDENT  
H. J. FLAMM, VICE-PRESIDENT  
R. J. COMSTOCK, JR., CASHIER  
I. E. SIMPSON, ASST. CASHIER

CAPITAL AND SURPLUS \$100,000.00



Rexburg, Idaho.

December 30th, 1919.

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

Dear Mr. Swendsen:-

The owners of Permit No. 9380 for use of public waters, desire to know the present condition of the filings in your office. The proof of completion of works has been made, but the permit does not disclose the final date of beneficial use. We are contemplating the purchase of this permit and having the water transferred to lands situated in the Crystal Lake project.

We desire to know if the permit permits sufficient time for us to show beneficial use.

Thanking you for your attention to this matter and for such detailed information as it may be convenient for you to give, I am

Yours truly,

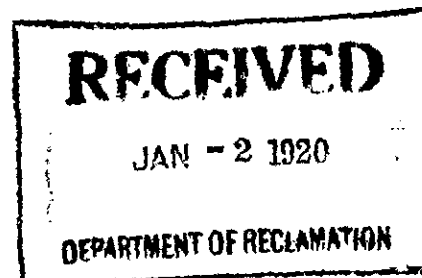
RJC/L

President.

P. S. Kindly advise us in whose name the permit now stands. In fact, what we want to know is whom to buy the permit from and whether it is worth a d\_\_\_ to us when we get it.

9380

R. J. C.



January 6, 1920.

Re: Permit 9380 - John S. Truex.

Mr. M. T. Newby,  
Roberts, Idaho.

Dear Sir:

Relative to the above numbered permit, would say that application was approved and permit issued, under the above number. Proof of completion of works has been made and certificate issued. The proof of beneficial use of water, however, has not been made. This proof was due June 16, 1919. Under the provisions of section No. 5579 of the Compiled Laws of Idaho, proof of beneficial use may be made at a later date than specified in the permit, but the date of priority will be brought down accordingly.

Yours very truly,

L. U. Harrison,  
Commissioner of  
Reclamation,

By

B/B.

9380

A. B. KENNEDY, JR.  
U. S. COMMISSIONER

HARRY W. TARR  
NOTARY PUBLIC

# KENNEDY AND TARR

REAL ESTATE, FARM LOANS, FIRE  
INSURANCE, COLLECTIONS

ROBERTS, IDAHO

December 31, 1919

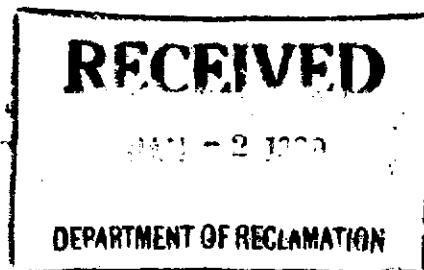
State Engineer,  
Boise, Idaho.

Dear Sir:

Will you kindly advise me at your earliest convenience whether State Water Permit No. 9380 has been approved by your office, also when the date of expiration for completion of works will be, if above permit has been approved.

Yours very truly,

*M. F. Newby*  
M. F. Newby,  
Roberts, Idaho



9380

July 11, 1918.

Re Permit 9380.

Mr. J. K. Whitney,  
Rexburg, Idaho.

Dear Sir:—

Replying to yours of the 8th inst.  
would say the proof of completion of works under  
a permit does not include the lateral system at all.  
Only the main diversion works are required to be com-  
pleted at the time of this proof. That is, the works  
diverting the water from the stream and the conduit  
carrying the water from point of diversion to the land.  
It is not required to have the water on the land or the  
laterals completed for this proof. We mean by the  
laterals, the ditches carrying the water over the land  
for irrigation of same. From your letter, I take it  
the works of diversion were completed at the time of  
making the proof.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By \_\_\_\_\_

9380

Rexburg, Idaho.

July 8, 1918.

Mr. Fred A. Wilkie, State Engineer,

Boise, Idaho.

Dear Sir:

Under permit #9380 on Completion of Works, which has been certified to, I am yet a little undecided as to the exact Status of the Water Right. The main Canal has all been completed and water in same for more than a week, but on account of lateral ditches not being completed at time of proof of completion of Main Works party purchasing claim is not sure of the water right. Will this effect the proof of Beneficial use which is to be made later.

The main Canal has been completed as stated in proof of June 16 and only the small lateral has not been completed, but will be and water will be put upon land at once.

Awaiting an early reply from you, I am.

Very truly yours,

*J. K. Whitney*

RECEIVED

JUL 10 1918

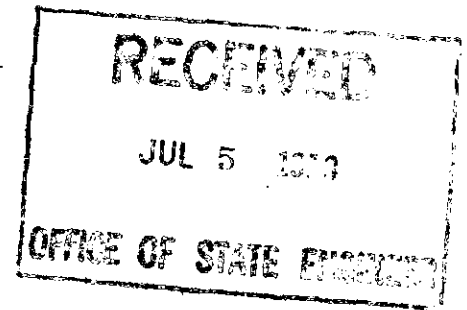
OFFICE OF STATE ENGINEER

9380



FRED A. WILKIE  
STATE ENGINEER

State of Idaho  
Engineering Department  
Boise



June 28, 1918 .

Re Permit 9380.

Mr. John S. Truex,  
Rice Lake, Wisconsin,

Dear Sir:--

Your affidavit for completion of works  
is herewith returned for correction as to the lands  
in section 23; This should read the SW $\frac{1}{4}$  of said section  
instead of the SE $\frac{1}{4}$ . Please make this correction and  
return the affidavit to us as soon as possible.

Very truly yours,

FRED A. WILKIE,

State Engineer.

AH

By C. Brown,

Gentlemen;-

Am returning returning Proof Of Completion  
Of Works corrected as per letter above.

Would thank you very much if you would  
forward receipt to Mr. J. K. Whitney, Rexburg, Idaho.  
As per my telegram.

Yours very respectfully,

9380

Permit No. 9380

## OFFICE OF STATE ENGINEER

## PROOF OF COMPLETION OF WORKS

## AFFIDAVIT OF HOLDER

STATE OF IDAHO,  
County of \_\_\_\_\_ } ss.John S. Truex, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 9380, and that his postoffice address is Rice Lake State of WisconsinSecond: That the name of the stream from which said water is to be diverted is Camas CreekThird: That the point of diversion of said water is N.W. 1/4 of NW 1/4 Sec. 36 T. 7N. R. 35 East of Boise Meridian, County of JeffersonFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 16, 1918Fifth: That the use for which said water is intended is Irrigation

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

I. Kind of works: Pumping plant and gravity canal  
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir \_\_\_\_\_ acre feet.

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

(d) Conduit Ditch width at bottom Twelve feet, width at water line Sixteen feet, depth of water 2 1/2 feet; diameter of pipe \_\_\_\_\_ inches; average grade per mile is One feet. Length of conduit is Four miles.Seventh: That said works are capable of conducting to the place of intended use Twenty-five second feet of water.Eighth: That water appropriated under said permit is available for 320 acres of land described as follows: S.W. 1/4 Sec. 33 E. 1/2 S. E. 1/4 & S.W. 1/4 of SE 1/4 & SE 1/4 of SW 1/4 Sec 22 Twp 6N R 35 E. B. M.

Ninth: Remarks: That \_\_\_\_\_

Subscribed and sworn to before me this 11th day of June, 1918My commission expires July 21st 1918 James Robbins Notary Public.

9380

Wisconsin.

July 3, 1918.

Re Permit 9380.

Mr. J. K. Whitney,  
Rexburg, Idaho.

Dear Sir:--

Am herewith returning corrected certificate  
of completion of works issued under above permit.

Very truly yours,

FRED A. WILKIE,

State Engineer.

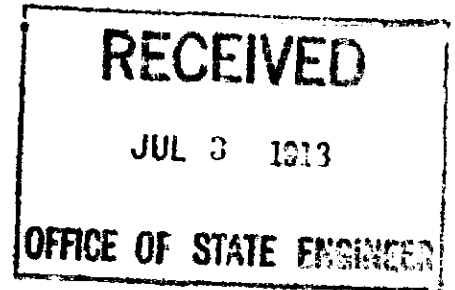
CCW

By \_\_\_\_\_

9380

FRED A. WILKIE  
STATE ENGINEER

State of Idaho  
Engineering Department  
Boise



June 28, 1918.

Re Permit 9380-Truex.

Mr. J. K. Whitney,  
Rexburg, Idaho.

Dear Sir:--

The certificate of completion of works under above permit, mailed to you yesterday, shows the lands in section twenty<sup>3</sup>three to be the SE<sup>1</sup><sub>4</sub> instead of the SW<sup>1</sup><sub>4</sub> of said section. If you will return the certificate, the correction will be made.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By *C. L. Brown*

Inclosed find "Certificate of Completion of Works" as per the above. Please make the necessary corrections.

Very Truly Yours *J. K. Whitney*

9380

June 28, 1918.

Re Permit 9580-Truex.

Mr. J. K. Whitney,  
Rexburg, Idaho.

Dear Sir:--

The certificate of completion of works under above permit, mailed to you yesterday, shows the lands in section twenty-three to be the SE $\frac{1}{4}$  instead of the SW $\frac{1}{4}$  of said section. If you will return the certificate, the correction will be made.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By \_\_\_\_\_

9380

June 28, 1918 .

Re Permit 9380.

Mr. John S. Truex,  
Rice Lake, Wisconsin,

Dear Sir:--

Your affidavit for completion of works  
is herewith returned for correction as to the lands  
in section 23; This should read the SW $\frac{1}{4}$  of said section  
instead of the SE $\frac{1}{4}$ . Please make this correction and  
return the affidavit to us as soon as possible.

Very truly yours,

FRED A. WILKIE,

State Engineer.

AH

By \_\_\_\_\_

9380

June 27, 1918.

Re Permit 9380. - John S. Truex.

Mr. J. K. Whitney,  
Rexburg, Idaho.

Dear Sir:--

Enclosing you herewith certificate of completion of works issued under above permit, with receipt for fee.

Very truly yours,

FRED A. WILKIE,

State Engineer.

CCV-R2095

By\_\_\_\_\_

9380

CLASS OF SERVICE	SYMBOL
Day Message	
Day Letter	Blue
Night Message	Nite
Night Letter	N L
If none of these three symbols appears after the check (number of words) this is a day message. Otherwise its character is indicated by the symbol appearing after the check.	

# WESTERN UNION



## TELEGRAM

NEWCOMB CARLTON, PRESIDENT

GEORGE W. E. ATKINS, FIRST VICE-PRESIDENT

CLASS OF SERVICE	SYMBOL
Day Message	
Day Letter	Blue
Night Message	Nite
Night Letter	N L
If none of these three symbols appears after the check (number of words) this is a day message. Otherwise its character is indicated by the symbol appearing after the check.	

RECEIVED AT

223SX VN 16

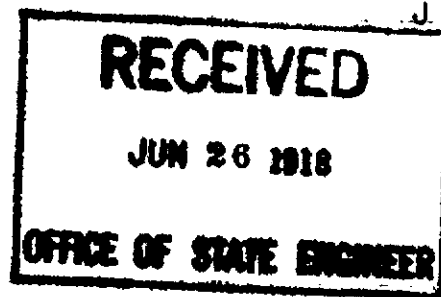
RICE LAKE WISC 110P JUN 26 1918

STATE ENGINEER

BOISE IDAHO

SEND TO J K WHITNEY REXBURG IDAHO CERTIFICATE OF COMPLETION ON  
CANAL PERMIT NINETY THREE EIGHTY

J. S. TRUEAX



325PM

9380

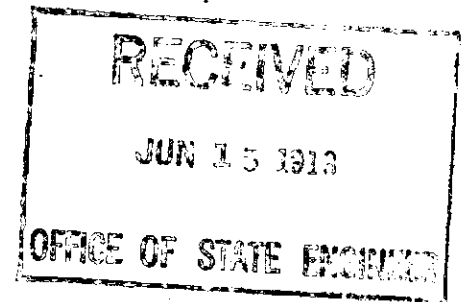


**State of Idaho**

**ENGINEERING DEPARTMENT**

BOISE

**INSTRUCTIONS  
PROOF OF COMPLETION OF WORKS**



Mr. John S. Truex,  
Rice Lake, Wisconsin.

Boise, Idaho, May 31st, 1918.

Dear Sir:—

Under the terms of your Permit No. 9380, you are required to complete your diversion works on or before June 16th, 1918. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

FRED A. WILKIE, ~~xx H. SMITH~~

State Engineer.

9380

May 31st, 1918.

Re Permit 9380-Truex.

Mr. R. D Thatcher,  
Rexburg, Idaho.

Dear Sir:--

Replying to your letter of the 28th inst. would say that, in looking through the file of above permit, I find a later approved application for extension of time, setting June 16, 1918, as date for proof of completion of works. This was overlooked at the time we wrote you before.

I am today mailing to Mr. Truex, at Rice Lake, Wisconsin, blank affidavit for proof, to be filled out by him and returned to us, with statutory fee of \$5.00. When this affidavit has been received at this office, a certificate of completion of works will be issued to Mr. Truex.

When the land has been put under cultivation, either by Mr. Truex or his successor, the holder can proceed with his proof of beneficial use of water, upon which proof license will issue for the perpetual right to the use of the water. Notice of this proof must be advertised four weeks prior to the date of making the proof. It is this final proof of use of water that is now be advertised under a permit held by Mr. Weidemann. If the holder is ready to make his proof of use at once, he can proceed as soon as his affidavit for proof of completion has been received, blanks for which will be sent upon request.

I am enclosing you a copy of the affidavit which we are sending to Mr. Truex in order that you may see what is required of him in making the proof.

Trusting we have straightened out the tangle and  
~~that~~.

Very truly yours,  
FRED A. WILKIE,  
State Engineer.

By \_\_\_\_\_

9380

# THE THATCHER REALTY CO.

R. H. SMITH, PRESIDENT

R. D. THATCHER, MANAGER

## INSURANCE AND REAL ESTATE

## FARM LOCATIONS A SPECIALTY

LARGEST  
AGENCY IN  
THIS  
COUNTY

WE INSURE  
EVERYTHING  
THAT IS  
INSURABLE

THE  
COMPANIES  
WE  
REPRESENT

AETNA ACCIDENT  
AND LIABILITY  
Co.

BRITISH-AMERICA  
ASSURANCE  
Co.

CALIFORNIA  
INSURANCE  
Co.

GERMAN-  
AMERICAN  
INS. Co.

HARTFORD  
FIRE  
INSURANCE

HARTFORD  
LIVE  
STOCK

HARTFORD  
HAIL INSURANCE

LONDON  
ASSURANCE  
CORP.

LONDON AND  
LANCASHIRE  
INS. Co.

NORTHERN  
ASSURANCE  
Co.

PHOENIX  
ASSURANCE  
Co.

MUTUAL BENEFIT  
LIFE INSURANCE  
Co.

PACIFIC BUILDING  
AND LOAN  
ASSOCIATION

DATED [REXBURG  
AT IDAHO May 28th, 1918.]

Mr. Fred A. Wilkie, State Engineer,  
Boise, Idaho.

My dear Mr. Wilkie:-

Enclosed you will find slip marked "approval of State Engineer" showing extension granted to June 16, 1918. I do not know what this slip was taken from, but was attached to Mr. Truex's papers.

Mr. Truex was under the impression, all the time, that this was all that was necessary as all the rest of the men in this Canal were granted this time and as Mr. Truex is now in Rice Lake, Wisconsin, working for the J. C. Penny Corp., he left these papers with us to try and straighten out for him.

In going over the papers previously I over-looked this small slip and if it will help you straighten out and arrange for publication of Mr. Truex's claim, we will greatly appreciate the settlement of same.

Very truly yours,

*R. D. Thatcher*

RD.T.  
L/B.

RECEIVED

MAY 31 1918

OFFICE OF STATE ENGINEER

9380

May 25, 1918.

Mr. R. D. Thatcher,  
Rexburg, Idaho.

Dear Sir:

I have yours of the 22d inst. The enclosed application for extension which was granted, plainly asks for an extension up to June 16, 1917, and the permit is now lapsed on the records.

As I understand this case, Mr. Truex is interested in the ditches and works the same as Mr. C. Woidemann and that the same works upon which Mr. Woidemann is proving up would also supply water for Mr. Truex. This may be an error in the request of Mr. Truex for which this office cannot be responsible, nor can we make any changes unless satisfactory proofs are offered showing that the same was an error.

Mr. Edward Low has been in to see us twice concerning this permit, but does not seem to be able to know of any way to cure the trouble with our record. I do now know just how you might go about it to show that the asking for an extension of time to June 16, 1917, was an error, but if the same could be satisfactorily established before this office, an additional extension might be secured.

Very truly yours,

State Engineer.

EAN/MB

9380

# THE THATCHER REALTY Co.

R. H. SMITH, PRESIDENT

R. D. THATCHER, MANAGER

## INSURANCE AND REAL ESTATE

## FARM LOCATIONS A SPECIALTY

LARGEST  
AGENCY IN  
THIS  
COUNTY

WE INSURE  
EVERYTHING  
THAT IS  
INSURABLE

THE  
COMPANIES  
WE  
REPRESENT

AETNA ACCIDENT  
AND LIABILITY  
Co.

BRITISH-AMERICA  
ASSURANCE  
Co.

CALIFORNIA  
INSURANCE  
Co.

GERMAN-  
AMERICAN  
INS. Co.

HARTFORD  
FIRE  
INSURANCE

HARTFORD  
LIVE  
STOCK

HARTFORD  
HAIL INSURANCE

LONDON  
ASSURANCE  
CORP.

LONDON AND  
LANCASHIRE  
INS. Co.

NORTHERN  
ASSURANCE  
Co.

PHOENIX  
ASSURANCE  
Co.

MUTUAL BENEFIT  
LIFE INSURANCE  
Co.

PACIFIC BUILDING  
AND LOAN  
ASSOCIATION

RECEIVED

MAY 24 1918

OFFICE OF STATE ENGINEER

DATED AT [REXBURG  
IDAHO

May 22, 1918.

Mr. Fred A. Wilkie, State Engineer,  
Boise, Idaho.

Dear Mr. Wilkie:

Inclosed herewith find application for extension of time on permit #9380 pertaining to water right of Mr. John S. Truex. This was extended, by a letter (inclosed) under date of June 13, 1917, to June 16, 1917. Mr. Truex is a member of the Hamer-Canal <sup>reder</sup> Company and Mr. Woidemann and Mr. Holley both of this Company had their extensions granted to June 16, 1918. So we think this must have been an error.

Mr. Truex is anxious to make proof, but wanted to have this matter properly adjusted first. Kindly give this your personal attention and see if this can not be made the same as Mr. Woidemann's, who's proof will be filed June 16, 1918.

Mr. Truex has taken care of all the ditches and other necessary proofs and complied with the Deseret Entry in every respect, and of course does not want to be thrown out of the use of his water at the last minute.

Kindly return these papers as soon as possible with your advise as to what will be the best plan in completing this extension.

Referring to the inclosed advertisement of Mr. Woidemann's proof will ask is it necessary that the names of the other land

9380

Fred A. Wilkie "3.

ownefs in connection with this water need to enter into this. Also the advertisement states Camas Creek when in fact the filling under permit #9379 covers Sand Hill Lakes and Spring Creek, which are feeders to Camas Creek. When we sent you a copy of the advertisement some time ago, on account of loss of the original permit, we were not sure how that read. Will it be necessary to make a change in the notice for publication?

Your prompt attention will very greatly oblige.

Very truly yours,

THATCHER REALTY COMPANY

By

*R.D. Thatcher*

Mgr.

RD.T.  
L/E.

Permit No. 9380

# Application For Extension of Time

## For Completion of Works

John S. Truexof St Anthony, IdahoState of Idaho, being first duly sworn, upon his oath deposes and says:He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 9380Under the terms and conditions of said permit, construction work thereunder was required to be completed by June 16, 1916, 1916

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

I have my ditch completed from Camas Creek, within 160 rds of the land; have my pumping plant installed, but find that the engineer in making his surveys for said works made some errors & this necessitates going over the ditch & raising the banks in places & otherwise reconstructing the ditch.

(This ditch is being constructed by a corporation, of which I am a member, called the Hamer Feeder Canal Co)

costing \$ 800.00

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

As stated above the engineer who made surveys for my ditch made some errors & I find that it is necessary to in a measure reconstruct same.

WHEREFORE, He asks that the State Engineer extend the time for the completion of construction work under said permit, to June 16th 1917, 1917

And further, deponent saith not

Subscribed and sworn to before me this 24th day of March 1916, 1916*John S. Truex*My commission expires Feb 14, 1920Residing at St Anthony, Idaho Notary Public.Date of receipt at office of State Engineer March 27th, 1916.

### APPROVAL OF STATE ENGINEER.

J. H. Smith,

I, ~~R. R. King~~, State Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 9280, to June 16th, 1917.

Witness my hand this 27th day of March, 1916.

(over)

State Engineer.

9380

Effective April 10, 1911.

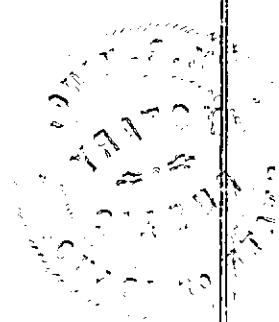
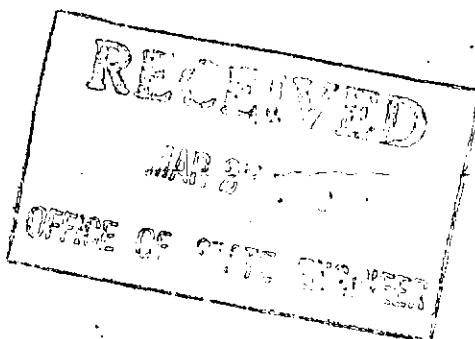
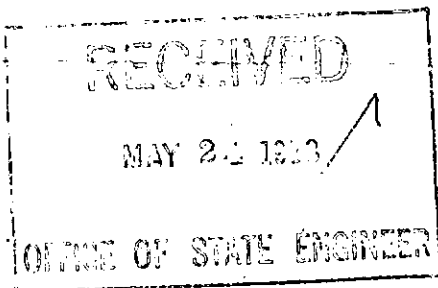
*STATE ENGINEER'S OFFICE.*

*Rules and Regulations for Extension of Time for  
Construction of Work Under Permit.*

House Bill No. 123 approved March 9th, 1911, provides that, where the State Engineer has limited time for completion of construction of necessary works under a permit to appropriate the public waters, to less than five years, he may, for good cause shown, extend such time as he may deem necessary.

To obtain such extension of time, the permit holder should fill out and file with the State Engineer two copies of the affidavit found upon the reverse side of this sheet.

(over)





June 13th, 1917.

Re Permit 9380.

John S. Truex,  
St. Anthony, Idaho.

Dear Sir:—

Your application for extension of time has been  
approved. Duplicate coupon herewith enclosed.

Very truly yours,

J. H. SMITH,

State Engineer.

C

9380

Permit No. 9380

# Application for Extension of Time

## FOR COMPLETION OF WORKS

John S. Trues, of St Anthony  
Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho  
 No. 9380

Under the terms and conditions of said permit, construction work thereunder was required to be completed by June 16<sup>th</sup>, 1917.

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

surveying, ditching, building pump house  
and furnishing pumps to be installed

costing \$ 965<sup>00</sup>

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

Electric power to drive pumps not yet  
available. Ditch not yet perfected on account  
of cover ins.

WHEREFORE, He asks that the State Engineer extend the time for the completion of construction work under said permit, to June 16<sup>th</sup>, 1918.

And further, deponent saith not.

Subscribed and sworn to before me this 4<sup>th</sup> day of June, 1917.

My commission expires July 21<sup>st</sup> 1918 James Robbins Notary Public.

Date of receipt at office of State Engineer June 11, 1917.

### APPROVAL OF STATE ENGINEER

I, J. H. Smith, State Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 9380, to June 16<sup>th</sup>, 1918.

Witness my hand this 11<sup>th</sup> day of June, 1917.

**9380**

J. H. Smith  
 State Engineer.

May 21st, 1917.

Re Permit 9380.

Mr. J. S. Gruex,  
Rico Lake, Wisconsin.

Dear Sir:—

Replying to your letter of the 16th inst. would say tht one additional year an be granted for completion of works under above permit. This would give the five year limit allowed by law for this work. Application for extension should be made upon the enclosed form.

Very truly yours,

J. H. SMITH,

State Engineer.

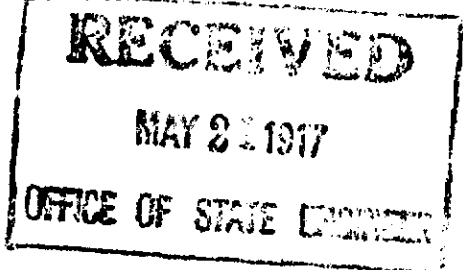
P4

By \_\_\_\_\_

9380

Rice Lake, Wis.

May, 16, 1917.



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

Dear Sir;-

Received your notice that my time will  
expire on the 16th, of June on my permit No. 9380

Now I have been corresponding with the  
Hamer Feeder Canal Co. of which I am a member and  
they say that the Ashton Electrical Power Co. will  
not have their line completed until some time in  
July or August. And as we are dependind on them for  
our pumping power I will not be able to make my  
proofs. And too they say that the Ditch has filled up  
so bad that it will take a lot of work to put it in  
shape again.

I am writing this to explain the condition of  
things, and to ask you if it is possible for me to  
get one year extention on my time. I have men to put  
in my laterals and to do all other work necessary to  
make my final proof but I guess the ditch will not be  
ready and the power for our pumps will not be there.

I was called away and located here temporary.

If I can do this please send the necessary  
papers for me to fill out. And too can I do it here?

Thanking you very much for this information

I am,

Yours very respectfully,

*J. D. Truex*

9380

1242-44

**State of Idaho**  
**ENGINEERING DEPARTMENT**  
**BOISE**

**INSTRUCTIONS**  
**PROOF OF COMPLETION OF WORKS**

**John S. Truex,**  
**St. Anthony, Idaho.**

Boise, Idaho,

Dear Sir:—

**April 1, 1917.**

Under the terms of your permit No. **9380**-----, you are required to complete your diversion works on or before **June 16, 1917**-----. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

J. H. SMITH,

*State Engineer.*

March 31, 1916.

Re Permit No. 9380.

John S. Truex,  
St. Anthony, Idaho.

Sir:--

Duplicate copy of approved application for  
extension of time is herewith returned to you.

Very truly yours,

J. H. SMITH,

State Engineer.

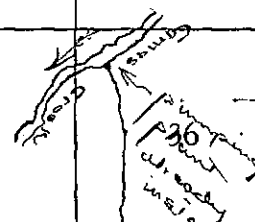
ET

By \_\_\_\_\_

9380

0886  
TOWNSHIP.....

RANGE 35 E 15 m

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	 <p>             Pimping              26              at road              intersection           </p>

677. 25th

Range 35 EBTM

A 6x6 grid map of a field. The cells are numbered 1 through 30. The numbering starts at the top right (1) and proceeds leftward across each row, then down to the next row. The bottom row contains cells 30, 29, 28, 27, 26, and 25 from left to right. A vertical line, labeled "Ditch already constructed", runs between column 4 and column 5, spanning rows 2 through 5. A rectangular area is outlined in the bottom right, covering cells 22, 23, 27, and 26. This area is labeled "Dissect Entry - John S. Jones".

Permit No. 9380

# Application For Extension of Time

## For Completion of Works

John S. Truex, of St Anthony, ~~Idaho~~

State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho  
No. 9380

Under the terms and conditions of said permit, construction work thereunder was required to be  
completed by June 16, 1916, 191.

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

I have my ditch completed from Camas Creek, within 260 rds of land; have my pumping plant installed, but find that the engineer in making his surveys for said works made some errors & this necessitates going over the ditch & raising the banks in places & otherwise reconstructing the ditch.  
(This ditch is being constructed by a corporation, of which I am a member, called the Hamer Feeder Canal Co)

costing \$ 800.00

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

As stated above the engineer who made surveys for my ditch made some errors & I find that it is necessary to in a measure reconstruct same.

WHEREFORE, He asks that the State Engineer extend the time for the completion of construction work under said permit, to June 16th 1917, 191.

And further, deponent saith not

Subscribed and sworn to before me this 24th day of March 1916, 191.

My commission expires Mch 14, 1920

Date of receipt at office of State Engineer March 27, 1916.

Residing at St Anthony, Idaho, Notary Public.

### APPROVAL OF STATE ENGINEER.

J. H. Smith

I, ~~EXP. KING~~, State Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 9380, to June 16th, 1917.

Witness my hand this 27th day of March, 1916.

State Engineer.

(over)

9380



Effective April 10, 1911.

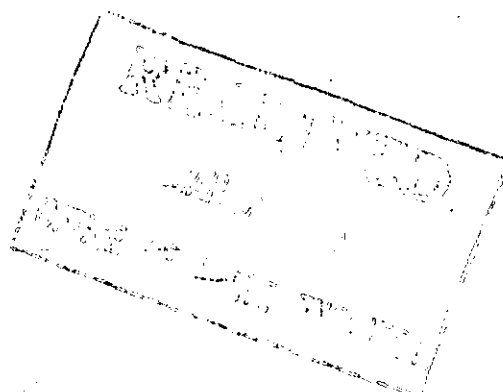
*STATE ENGINEER'S OFFICE.*

*Rules and Regulations for Extension of Time for  
Construction of Work Under Permit.*

House Bill No. 123 approved March 9th, 1911, provides that, where the State Engineer has limited time for completion of construction of necessary works under a permit to appropriate the public waters, to less than five years, he may, for good cause shown, extend such time as he may deem necessary.

To obtain such extension of time, the permit holder should fill out and file with the State Engineer two copies of the affidavit found upon the reverse side of this sheet.

(over)



March 20, 1916.

Re Permit 9380.

Mr. J. S. Truex,  
St. Anthony, Idaho.

Sir:--

Replying to yours of the 15th would say that  
you should make application for extension of time,  
in duplicate, upon the enclosed forms.

Very truly yours,

J. H. SMITH,

State Engineer.

2F4

By \_\_\_\_\_

9380

J. C. PENNEY, PRESIDENT  
E. C. SAMS, VICE PRESIDENT

E. J. NEIGHBORS, VICE PRESIDENT  
D. H. MUDD, VICE PRESIDENT

J. I. H. HERBERT, SEC'Y AND TREAS.  
GEO. H. BUSHNELL, ASST SEC & TREAS

NEW YORK OFFICE  
354-4TH AVENUE  
TEL. MADISON SQ. 6782

**J.C. PENNEY COMPANY**  
INCORPORATED  
OPERATING SEVENTY STORES

SALT LAKE OFFICE  
707-708 KEARNS BUILDING  
TELEPHONE WABATCH 6274

St. Anthony, Ida. 3/17/16.

Mr. J. H. Smith,

Boise, Ida.

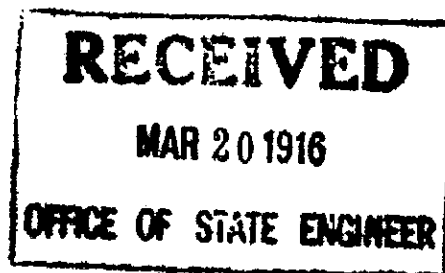
Dear sir;-

Replying to your instructions of Mch. 15th, 1916 will say that owing to some mistake of the engineer we had a great deal of our ditch will have to be gone over and changed to quite an extent and I am afraid we will not be able to get it finished in time to make my final proof. Is there not a law providing if it is impossible to finish that we can have our time extended for one year? Would thank you very much if you will give me the law on the matter.

Awaiting your reply, I am

yours respectfully,

*J. C. Penney*



9380

# ST. ANTHONY, FREMONT COUNTY, IDAHO

Population of OUR city is over the 2500 mark and is rapidly increasing. St. Anthony is an ideal city. The business firms are the wide-awake and up-to-date kind in all lines. No city in this state offers finer locations for factories. The water and electrical power is unlimited. If you are a manufacturer, and contemplate the making of a change, come to ST. ANTHONY first and make a personal investigation. We have the power necessary for factories in all lines, the climate here is admirable. Surrounding our city, is the finest farming territory to be found in AMERICA. Crop failures are unknown. Crops raised are: WHEAT, OATS, BARLEY, FLAX, CORN, TIMOTHY, ALFALFA, MILLET, SUGAR BEETS AND SEED PEAS in great abundance. Vegetables and fruits grow luxuriously here. No territory is more adapted to stock raising as is FREMONT COUNTY. Many trains of sheep and cattle and hogs are shipped each year. The taxes are \$1.10, which is very small. Assessed valuation are \$12,000,000. In our county we have the best irrigation to be found in any state. Investigation will prove to YOU that our schools are of the very best. Pupils enrolled are over 3400.

Should you contemplate the making of a change, either for factory, residence or farming come to ST. ANTHONY, interview the business firms and our farming district. The business firms whose business addresses appear hereon, are the leading, most responsible and reliable in our city, and we ALL solicit your patronage. For any further information address any of these firms and the same will be gladly answered immediately.

## BUSINESS DIRECTORY

### Attorneys

Otis M. Van Tassel

### Automobile Garages and Supplies

Yellowstone Auto & Machine Co.

### Bakery

Royal Bakery

### Banks

First National Bank

Commercial National Bank

St. Anthony Banking & Trust Co.

### Blacksmithing

Jas. Smith

### Brick Laying

Norman Arnold

### Building Contractors

Harris & Davis

F. L. McGrew

### Carriages, Wagons & Buggies

Farmers' Society of Equity

### Coal

Farmers' Society of Equity

Miller Bros.

Train Lumber & Coal Co

### Confectionery

Royal Bakery

### Collection Agencies

Western Adjusting Agency

### Department Stores

O. O. Skalet

Fogg & Jacobs

### Drug Stores

Modern Pharmacy

Watson Drug Co.

### Dry Goods Clothing & Shoes

Fogg & Jacobs

Golden Rule Store

O. O. Skalet

### Electric Light & Water Co.

Utah Power & Light Co.

### Furniture

St. Anthony Furniture Co.

### Grain Dealers

Miller Bros.

### Grocers

Fogg & Jacobs

The City Grocery

St. Anthony Cash Grocery

O. O. Skalet

### Hardware Stores

The Koontz Hardware Store

Fogg & Jacobs

O. O. Skalet

### Harness & Saddlery

J. E. Rule & Son

### Horse Shoeing

George Naylor

James Smith

### Ice Dealer

James Smith

### Implement Store

Farmers' Society of Equity

### Insurance

The St. Anthony Insurance Agency

M. E. King

### Jeweler

Ashcraft Jewelry Co.

### Job Printing

Teton Peak Chronicle

### Livery, Feed & Sale Stable

J. H. Bates

### Lumber & Building Materials

Train Lumber & Coal Co

St. Anthony Bldg. & Mfg. Co.

### Milliner

Nellie Ferney

### Music Stores, Planos, Phonographs

Phillips & Sandusky

### Newspaper

Teton Peak Chronicle

### Opticians

Ashcraft Jewelry Co.

### Painting Contractors

B. W. Henrichs

Worrell & Davis

### Paints, Oils & Glass

St. Anthony B. & M.

Train Lumber & Coal Co.

Worrell & Davis

### Planos

Phillips & Sandusky

### Plaining Mills

St. Anthony Bldg. & Mfg. Co.

### Plastering Contractor

Norman Arnold

### Plumbing, Heating & Electric Fixtures

Jos. Menagh

Utah Power & Light Co.

### Real Estate & Loans

G. E. Bowerman

M. E. King

O. O. Skalet

### Seed Pea Growers

John T. Wilcox

### Sheet Metal Works

Jos. Menagh

### Signs & Decorating

Worrell & Davis

### Taxidermists

Fred Coleman Co.

### Theaters

Rex Picture Palace

### Tin-Smiths

Pearl S. Park

### Variety Store

St. Anthony Variety Store

### Vet'y Surgeon, Dentist & Hospital

F. W. Rising

### County Officials

Assessor—W. M. Hansen

Clerk of Dist. Court, Ex-Officio, Auditor and Recorder—Sam A. Trude

County Commissioner—J. Harshbarger,

N. D. Jackson and J. D. Ellis

Coroner—D. W. Hathaway

Probate Judge—E. L. Mitchell

Prosecuting Attorney—Geo. H. Lowe

Surveyor—W. G. Baird

Sheriff—John T. Fisher

Supt. of Public Instruction—Harriett

C. Wood

Treasurer and Tax Collector—Theresa

B. Harris

### Judge of the Ninth Judicial District

James G. Gwinn

State of Idaho  
ENGINEERING DEPARTMENT  
BOISE

INSTRUCTIONS  
PROOF OF COMPLETION OF WORKS

John S. Truex,

March 15, 1916

St. Anthony, Idaho

Boise, Idaho,

Dear Sir:

Under the terms of your permit No. 9380, you are required to complete your diversion works on or before June 16, 1916. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

J. H. SMITH

*State Engineer.*

9380

STATE OF IDAHO  
ENGINEERING DEPARTMENT  
BOISE

A. E. ROBINSON,  
STATE ENGINEER

Permit No. 9380, John S. Truex,  
O. E. Peterson,  
Rexburg, Idaho.

BOISE, IDAHO, June 23, 1913.

*Dear Sir:*

I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of State Engineer on the third page.

**F. P. KING**

A. E. ROBINSON,

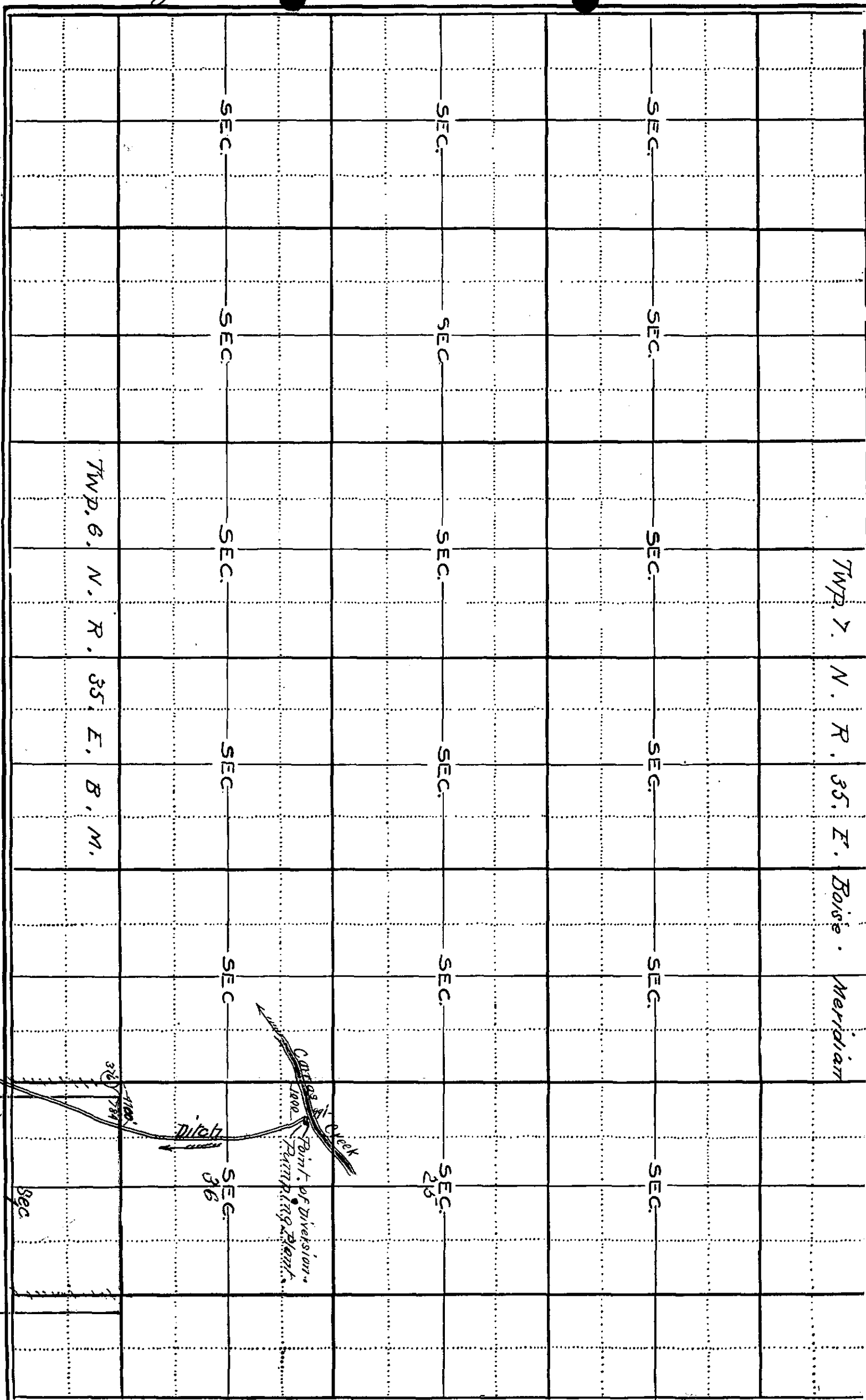
*State Engineer.*

**9380**

Name of Applicant

*John S. Jones*

9380



Name of Applicant John S. True

