

Name of Applicant ERA L. MARTIN? MARTIN? BLAINE COUNTY, IDAHO

80911

TOWNSHIP 2 NORTH RANGE 24 EAST BOISE MERIDIAN

10
SEC.

11
SEC.

SEC.

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SEC.



*Township 2 North
Range 24 East*

4 Township 2 North Range 24 East B.M.

SEC.

SEC.

SEC.

10 SEC.

11 SEC.

SEC.

SEC.

SEC.

SEC.

Spring
in
gulch

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

11608

County: Blaine
Stream: Rustler Gulch Spgs.
Amount: 1 sec.ft.
Use: Irrigation
Priority: 7-2-1915.

STATE OF IDAHO

Water License No. 11608.....

Water District No. 27-B.

WHEREAS, On the 2nd day of July , A. D. 1915, Era L. Martin ,

of Martin , County of Blaine State of Idaho , duly made application (No. 16614) to me for a permit to use 1.4 cubic feet per second of the waters of

Rustler Gulch Springs in Water District No. 27-B.

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

WHEREAS, On the 11th day of September , A. D. 1915 , Permit No. 11608 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 11th day of March , A. D. 1916, and for the application to beneficial use of said water on or before the 11th day of March , A. D. 1916, and,

WHEREAS, On the 15th day of December , A. D. 1915, Era L. Martin ,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 1.4 cubic feet per second of said waters, as evidenced by my Certificate No. 11608 , dated January 6, 1916 , confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.4 cubic feet per second of said water , with date of priority of July 2, 1915 , and

WHEREAS, On the 16th day of March , A. D. 1916, Era L. Martin ,

the holder of said permit, duly made proof of the application to beneficial use of one (1) cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to

Era L. Martin

of Martin , County of Blaine , State of Idaho , the holder and owner of said Permit No. 11608 , a perpetual right, dating from July 2, 1915, to the use of 1.4 cubic feet per second of the waters of Rustler Gulch Springs ,

in the County of Blaine and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at the S. W. Cor. of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 10, T. 2 N., R. 24 E.B.M.,

and conducted to and upon 50 acres of land as follows: 10 acres in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 10, and 40 acres in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 11, T. 2 N., R. 24 E.B.M. ,

for the purpose of irrigation and domestic use , subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source or supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 21st day of March , A. D. nineteen hundred and sixteen.

J. H. Smith.

(Seal)

State Engineer:

11 2215

No. 16614.

31-2218

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

1. Name of applicant: Era L. Martin

Postoffice address: Martin

County: Blaine

State: Idaho.

I. If applicant is a corporation, give

- (a) Date and place of incorporation:
- (b) The amount of capital stock:
- (c) The amount paid in:
- (d) Names and addresses of directors:

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

- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

2. The quantity of water claimed is One $\frac{2}{5}$ cubic feet per second.

3. Source of water supply: Hustler gulch springs

4. Location of point of diversion: In SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 10 Tp. 2 N. R. 24 E. B. M.

County of Blaine, Idaho.

5. To be used for: Irrigation

- I. Irrigation and domestic use: (a) Amount of land to be irrigated: eighty acres.
 (b) In the following legal subdivisions: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11, Township 2 North, Range 24 East B. M.

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

(a) At what point:

(b) Amount of power to be generated:

H. P. under ft. head

(c) Is water to be returned to any stream?
 point of return:

(d) If so, name stream and locate

6. Estimated cost of works: \$200.00

7. Description of works for diversion:

I. Kind of works: dam and ditch

II. Dimensions of works:

(a) Height of dam two feet, length of dam at top 30 feet,
 length of dam at bottom 20 feet. Material used in construction: earth and stone

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

Height feet. (d) Conduit ditch width at bottom 3 $\frac{1}{2}$ feet,

width at water line Five feet, depth of water $\frac{1}{2}$ feet; diameter of pipe

inches; average grade per mile is 30 feet. Length of conduit is $\frac{1}{4}$ miles,
 and it crosses the following quarter sections: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, Township 2 North
 Range 24 East B. M.

8. The time required for the completion of the construction of such work is no years.

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

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

Era L. Martin,

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9.00 a.m. July 2, 1915.

Returned to applicant for correction July 13, 1915.

Corrected application received September 3, 1915.

APPROVAL OF STATE ENGINEER

The number of this permit is 11608.

Recorded in Book 39 Page 11608 Approved September 11, 1915.

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 November 10, 1915 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 11, 1915.

The whole of said work to be completed on or before March 11, 1916.

Beneficial use of water appropriated in accordance herewith, to be made on or before March 11, 1916.

Witness my hand this 11th day of September, 1915.

J. H. Smith,
State Engineer.

Remarks:

The works are complete now. I have used the water on the land above described for the last two years. The land that the spring is located on has been unappropriated and unclaimed by any person. I have had the undisputed right to the use of the waters from the time I made the ditch on the land. The land is government land.

Proof of Completion of Works made Dec. 15th, 1915.

Certificate of Completion of Works issued, Jan. 6th, 1916.

Permit No. 11608.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that Era L. Martin of Martin, County of Blaine, and State of Idaho, the holder of Permit No. 11608, issued upon Application No. 16614, bearing date of priority of July, 2, 1915, authorizing the diversion of 1.4 second feet of the waters of Rustler Gulch Springs, County of Blaine, 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 1.4 second-feet of the waters of Rustler Gulch Springs; that the point of diversion of said waters is in the S.W. cor. of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 10, T. 2 N., R. 24 E., B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 10, and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 11, T. 2 N., R. 24 E., B.M., containing 80 acres.

Witness my hand this 6th day of January A.D. 1916.

J.H. Smith, State Engineer of the State of I

License issued for _____ second _____

page 488

March 28, 1916.

Re Permit 11608.

Era L. Martin.
Martin, Idaho.

Sir:--

Enclosing herewith water license issued under
above permit.

Very truly yours,

J.H.SMITH,

State Engineer.

WL

By _____

11608

Affidavit of Publication

I, C. A. Bottolfsen, publisher of **THE ARCO ADVERTISER**, published weekly at Arco, Idaho, do solemnly swear that a copy of the notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for Four consecutive weeks, commencing with the issue dated Feb. 18, 1916, and ending with the issue dated March 10, 1916.

Subscribed and sworn to before me this 16th day of March, 1916.

Notary Public.

11605

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, 1916, at Arco, County of Blaine, State of Idaho, before Otto B. Fleischer, notary public, proof will be submitted of the application to beneficial use of 1.2 cubic feet per second of the waters of Rustler gulch springs, in accordance with the terms and conditions of Permit No. 11608, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person holding said permit are Era L. Martin, Martin, Blaine County, Idaho.

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

3. The amount applied to beneficial use is 1.2 cubic feet per second.

4. The place where said water is used is NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 10, NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 11, Township 2 North, Range 24 east of Boise Meridian.

5. The right to take the water from such works is based upon Permit No. 11608.

6. The source of supply from which such water is diverted is Rustler Gulch Springs.

7. The date of the priority which said user is prepared to establish is July 2, 1915.

J. H. SMITH,
State Engineer.

March 17, 1916.

Re Permit 11608.

Mr. Era L. Martin,
Martin, Idaho.

Sir:--

We are today in receipt of depositions and check for fees for proof of use of water under above permit. As the expense of the examination was required to be paid you you, no additional fees will be charged at this office. The check is accordingly returned to you. As soon as the affidavit of publication is received, license will be issued.

Very truly yours,

J. H. SMITH,

State Engineer.

ChNo.11731

By _____

11608

PERMIT No. 11608

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Era L. Martin, 40 years, Martin, Idaho, Farmer, Martin, Idaho

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

Ans. -----

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

Ans. No 11608. September 11th 1915. July 2nd 1915.

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

Ans. Rustler Gulch Springs. In SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10

~~and SW $\frac{1}{4}$ Section 11, Township 2 North Range 24 East 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. Dam and ditch. One $\frac{2}{5}$ cubic foot. Martin ditch

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

Ans. Irrigation and domestic. NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 10, forty acres. NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 11 Twenty acres. 30 acres cultivated and 30 acres natural meadow

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

Ans. -----

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

Ans. 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. -----

11608

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

Ans. In 1914 and 1915. by irrigation 60 acres and used not less than one inch per acre.

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

Ans. None

(Sign)

E. L. Martin

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Arco, Idaho

County of

Blaine

State of Idaho, on this 16th day of March

A. D. 1916.

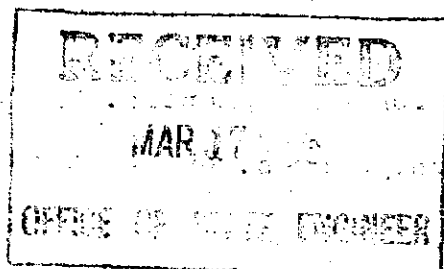
Otto B. Fleischer

Notary Public

My Commission expires July 13th 1919.

Residing at Arco, Idaho

11608



Permit No. 11608

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

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

Ans. Edward B. Jones, 70 years, Martin, Idaho, Farmer, Martin Idaho

Ques. 2. Are you acquainted with Era L. Martin, the holder of Permit No. 11608? How long have you known him and where does he reside?

Ans. Yes. 20 years, Martin, Idaho

Ques. 3. Have you read or heard read said Permit No. 11608, 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. Rustler Gulch Springs. In SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10 Township 2 North Range 24 East B.M. Dam and ditch. Dam is 2 feet high 30 feet long on top, ditch is 3 $\frac{1}{2}$ feet on bottom 5 feet on top.

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. Two feet. ~~20/50 cubic feet~~ 1 2/5 cubic 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. Irrigation and domestic. NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10 forty acres, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11 Twenty acres. 30 acres natural meadow land, 30 acres cultivated land.

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

Ans. -----

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

Ans. Lava Ash, and some gravel. One inch per acre.

11608

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 I have not.

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. Several times during the irrigation season in 1914 and 1915, can not give the exact dates. I saw the water on at least 60 acres of land on the entry and was using not less than one inch per acre.

NAME OF SUBSCRIBER

(Sign)

Edward B Jones

SECTION TO WHICH WATER IS APPLIED

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 Arce, County of Blaine

State of Idaho, on this 16th day of March A. D. 1916.

Otto B Fischer

Notary Public.

Residing at Arce, Idaho

My Commission Expires July 13th 1919.

11608

RECEIVED

Permit No. 11608

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

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

Ans. William E. Heslop. 30 Years, Martin, Idaho, Farmer, Martin, Idaho

Ques. 2. Are you acquainted with Era L. Martin, the

holder of Permit No. 11608? How long have you known him and where does he reside?

Ans. Yes. 5 years. Martin, Idaho

Ques. 3. Have you read or heard read said Permit No. 11608, 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. Rustler Gulch Springs. In SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10 Township 2 North Range 24 East B.M. Dam two feet high and 30 feet long on top ditch is 5 feet on top and 3 $\frac{1}{2}$ feet on bottom.

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. Two cubic feet. 1 2/5 cubic 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. Irrigation and domestic. Section 10 NE $\frac{1}{4}$ SE $\frac{1}{4}$ forty acres, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 11 20 acres. 30 acres cultivated land and 30 acres natural meadow as result of irrigation.

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

Ans. -----

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

Ans. Lava Ash with some gravel. One inch per acre.

11608

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 I have not.

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. I saw the water several times on the land during the year of 1914 and during 1915. Saw the water on not less than 60 acres. He was using an inch of water to the acre. I am unable to state the exact dates when the distribution took place.

WITNESSED:

(Sign) William E. Healy

SO MOVED TO PLACE OF TESTIMONY

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 Arco, County of Blaine

State of Idaho, on this 16th day of March A. D. 1916

Notary Public

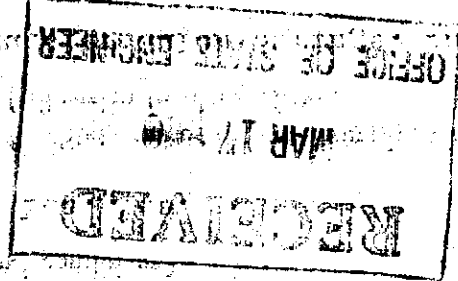
Otto B. Fischer

Notary Public.

Residing at Arco, Idaho

My Commission Expires July 13th 1919.

11608



THE ATTORNEY GENERAL OF IDAHO

OF THE STATE OF IDAHO

DEPARTMENT OF AGRICULTURE

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF BENEFICIAL USE

Era L. Martin,
c/o Otto B. Fleischer,
Arco, Idaho.

BOISE, IDAHO, Feb. 16, 1916.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. 11608.

DEPOSITION OF PERMIT HOLDER,

DEPOSITIONS OF TWO WITNESSES.

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

1. On March 15th, 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 Arco, before Otto B. Fleischer, E.E.

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

Yours truly,

J. H. SMITH,

State Engineer.

11608

February 12, 1916.

Re Permit No. 11608.

Arco Advertiser,
Arco, Idaho.

Gentlemen:--

We are just in receipt of a letter from Mr. Era L. Martin, dated February 3rd, in which he states that the notice for publication for proof under the above permit had not been received by you. The notice was mailed to your office about six weeks ago and must have been lost in the mail. I am, therefore, mailing a new notice and am today advising Mr. Martin of the change in date for making the proof. If you find the original notice has been received, the second notice need not be published.

Very truly yours,

J. H. SMITH,

State Engineer.

N

By _____

11608

February 12, 1916.

Re Permit 11608.

Mr. Era L. Martin,
Martin, Idaho.

Sir:--

Replying to your letter of the 3rd inst., just received, would say that the notice for publication was mailed to the Arco Adviser several weeks ago but was probably lost in the mails. I have, therefore, sent a new notice and have set March 16th as date for making proof. If this is not satisfactory, you should notify the publisher of the paper, fixing a date that will be more convenient to you, allowing time for the publication, and also advise us of the change in date.

The report of Mr. Wm. E. Heslop was received today and is satisfactory.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

11608

Arco Idaho Feb 3 '16

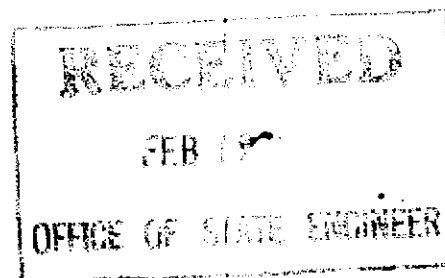
L. H. Smith

State Engineer
Boise Idaho

Dear Sir,

I find that
~~the Arco Advertiser~~ my application
for Water Permit No 11608 for
Eva L. Martin, has not been
received for Publication by the
Arco Advertiser if by any other
please advise me

Eva L. Martin



11608

REPORT OF ENGINEER

1. State name of applicant and number of permit: Era L. Martin
2. State source of water supply: Rustler Gulch springs
3. Location of point of diversion: In the S.W. corner of SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10
Township 2 North Range 24 East Boise Meridian.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Yes
5. Describe works as they exist, giving dimensions and capacities of same: Dam 2 feet high,
30 feet long on top and 20 feet on bottom. Is made out of earth and rocks.
Ditch is $\frac{1}{4}$ mile long to the land and is 3 $\frac{1}{2}$ feet on bottom and 5 feet
wide on top and will carry two cubic feet of water.
6. State whether or not water has been turned into works of diversion: Yes
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10 and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11 Township 2 North Range 24
East Boise Meridian. In the NE $\frac{1}{4}$ SE $\frac{1}{4}$ ~~about~~ Section about 8 acres,
In NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11 40 acres.
8. Submit map on enclosed plat, showing location and details of above description.

Remarks: _____

This examination was made on the 10th day of December 19 15.

(Signed) _____

Examiner.

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

STATE OF IDAHO

County of Blaine

} ss.

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

Subscribed and sworn to before me this 3d day of February 1916

Otto B. Fischer

Notary Public.

My Commission Expires July 13th 1919.

Name of Applicant ERA L. MARTIN? MARTIN? BLAINE COUNTY, IDAHO

80911

TOWNSHIP 2 NORTH RANGE 24 EAST BOISE MERIDIAN

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Township 2 North
Range 24 East
Boise Meridian

STATE OF IDAHO
ENGINEERING DEPARTMENT

F. P. KING,
STATE ENGINEER

BOISE

INSTRUCTIONS
PROOF OF BENEFICIAL USE

Era L. Martin,
c/o Otto B. Fleischer,
Arco, Idaho.

BOISE, IDAHO, Jan. 19, 1916.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. 11608.

DEPOSITION OF PERMIT HOLDER,

DEPOSITIONS OF TWO WITNESSES.

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

1. On ~~February 1st~~, 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 **Arco, before Otto B. Fleischer, N.F.**

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

Yours truly,

H. H. SMITH ~~E. P. KING~~
State Engineer.

11608

January 17, 1916.

Re Permit No. 11608.

Era L. Martin,
Martin, Idaho.

Sir:--

Am enclosing herewith certificate of completion of works with receipt for fees.

Very truly yours,

J. R. SMITH,

State Engineer.

CCW-R7936

By _____

11608

Office of the State Engineer

Boise, Idaho, Jan. 12, 1918

Wm. E. Heslop,
Martin, Idaho.

DEAR SIR:

~~Fra L. Martin~~, residing at ~~Martin~~
County of _____, State of ~~Idaho~~, has requested that
you make examination required under Permit No. ~~11608~~. Will you
therefore, arrange with the holder of said Permit to make such examination as will
enable you to answer the questions on the enclosed blank? Also, make a sketch on
the enclosed blank plat showing source of supply, point of diversion, route of ditch
and place of use. You should, also, arrange with the holder of said Permit for the
payment of your fee for your services, and such proper expenses as you will incur in
making this examination and report.

Please advise me promptly of receipt of this communication, and whether or not
you will be able to make the examination and report as required.

Very truly yours,

J. H. SMITH,

~~A. E. ROBINSON~~

State Engineer.

11608

11608

Martin Idaho
1.7.16

J. H. Smith
State Engineer
Boise Ida

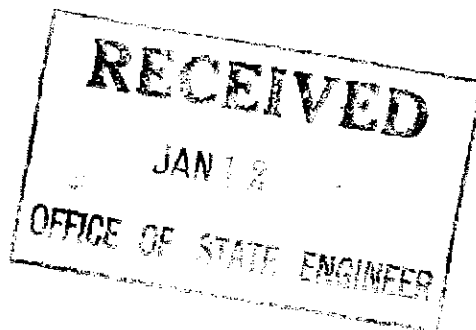
Permit {
No 11600 }

Sir:
yours of Dec 17

At hand I will give you
the name of William C Heslop
Martin PO Blaine Co Idaho
to make report you want

Yours

Era L Martin



11608

78612

December 17, 1915.

Permit No. 11608.

Era L. Martin,
Martin, Idaho.

Sir:—

We are in receipt of your affidavit and fee for proof of completion of works, also, notices for final proof under above permit. The certificate of completion will be mailed to you soon.

Notice for final proof will be mailed to the Arco Advertiser in time for the required four weeks publication prior to February 12, 1916, and deposition blanks will be mailed to Era L. Martin, notary public.

It will also be necessary for us to have the report of some competent person. If you can send the name of some one near you who can do this work for you, the necessary papers will be sent to him.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

11608

Feb 12

304

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Dec 15th 1915
(P. O.) Martin

To the State Engineer,
Boise, Idaho.

Dear Sir:

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

Ernest Martin

(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.

11608

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 12th day of February, 1916,
 at Arco, County of Blaine, State of Idaho,
 before Otto B. Fleischer, Notary Public, proof will be submitted
 of the application to beneficial use of One 2/5 cubic feet per second of the waters of
Rustler gulch springs, in accordance with the terms and conditions of Permit No. 11608
 heretofore issued by the State Engineer of the State of Idaho.

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

Era L. Martin, Marti, Blaine County, Idaho

2. The use to which said water has been applied is Irrigation

3. The amount applied to beneficial use is two 2/5

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

NE 1/4 Section 10, NW 1/4 Section 11 Township 2 North Range 24 East
Boise Meridian

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

Era Martin ditch

6. The right to take the water from such works is based upon Permit No. 11608

7. The source of supply from which such water is diverted is Rustler gulch springs

8. The date of the priority which said user is prepared to establish is September 11th 1915

F. P. KING,
 State Engineer.

11608

Permit No. **11608**

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of **Blaine**

ss.

Era L. Martin

, 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. **11608** and that his postoffice address is **Martin, Blaine County, Idaho**
State of _____

Second: That the name of the stream from which said water is to be diverted is _____

Rustler gulch springs

Third: That the point of diversion of said water is **in the SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10 Township 2 North Range 24 East B.M.**

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by **March 11th 1916.** 191____

Fifth: 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: **Dam and ditch**

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: _____

(a) Height of dam **two** feet, length of dam at top **30** feet, length of dam at bottom **20** feet. Material used in construction **earth and rock**

(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 **3 $\frac{1}{2}$** feet, width at water line **5** feet, depth of water **$\frac{1}{2}$** feet; diameter of pipe _____ inches; average grade per mile is **30** feet. Length of conduit is **$\frac{1}{4}$** miles.

(State whether ditch, flume or pipe)

Seventh. That said works are capable of conducting to the place of intended use _____

Two _____ second feet of water.

Eighth. That water appropriated under said permit is available for **eighty** acres of land described as follows: **NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11 Township 2 North Range 24 East, Boise Meridian.**

Ninth. Remarks: That _____

Era L. Martin
(Sign here.)

Subscribed and sworn to before me this **15th** day of **December**, 191 **5**.

My commission expires **July 13th 1919.**

Otto B. Blum
Notary Public.

11608

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Era L. Martin,
Martin, Idaho.

Boise, Idaho, December 1, 1915.

Dear Sir:

Under the terms of your permit No. ~~11608~~-----, you are required to complete your diversion works on or before-----~~March 11, 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.

11608

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Era L. Martin,
Martin, Idaho.

December 1, 1915.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 11608_____, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J. H. Smith,

State Engineer

11608

State of Idaho
ENGINEERING DEPARTMENT

BOISE

Permit # 11608

Mr. Era L. Martin,
Martin, Idaho.

Boise, Idaho,

Sept. 13, 1915.

Dear Sir:

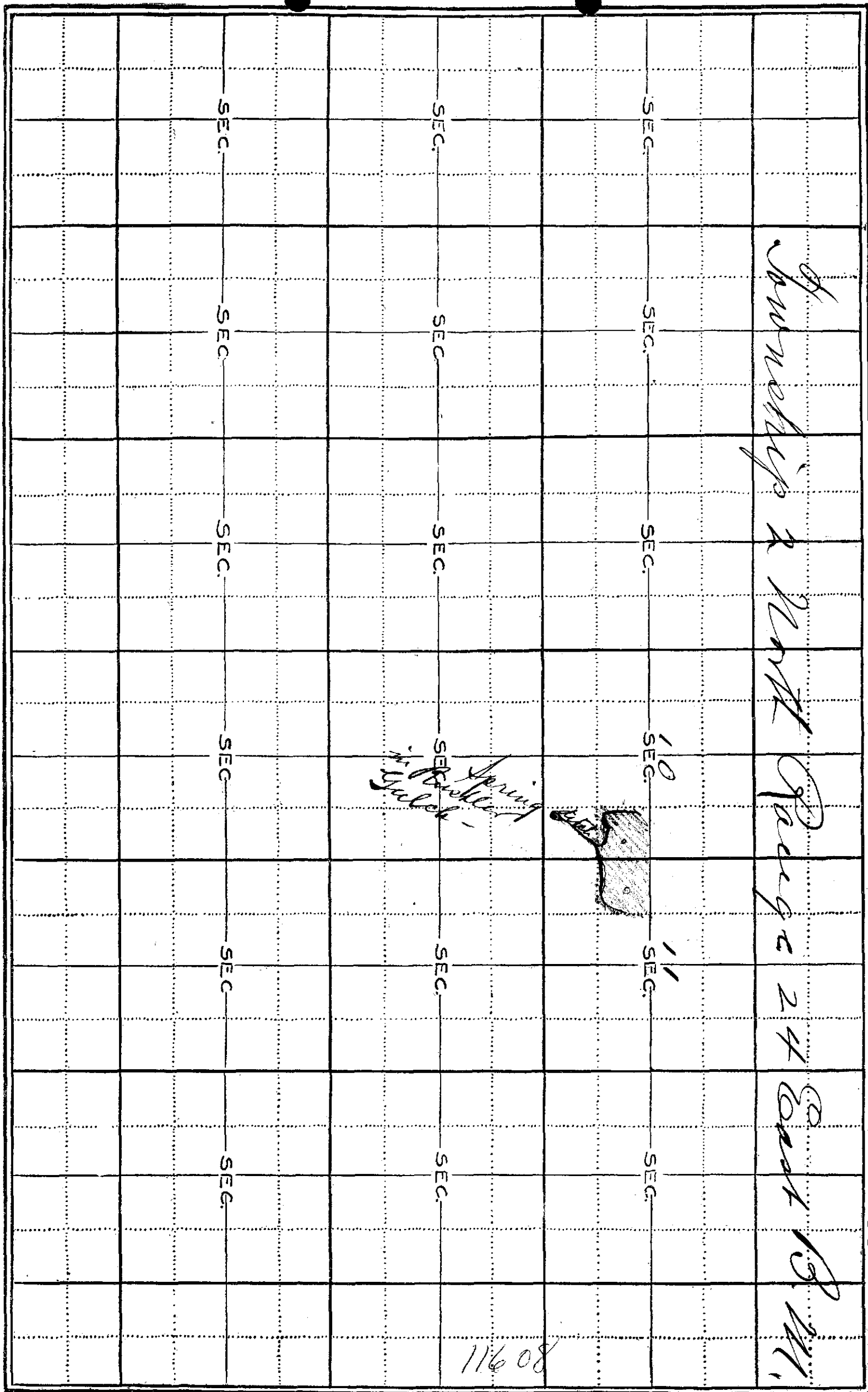
I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND
CONDITIONS OF SAME as given under approval of State Engineer on the third page.

J.H.Smith.

State Engineer

11608

Name of Applicant.....Era L. Martin.....Martin, Idaho



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

Martine Idoko
Sep. 1st - 15-

J. H. Smith
State Engineer

Dear Sir;

I am returning
application Blank
Corrected as to
Location of spring
I see I had it
located in Section 11
when it should have
been 10

Trusting you
find it O.K.
Yours
SEP - 1915
OFFICE OF STATE ENGINEER

Era L. Martine

11608

166140

July 13, 1915.

16614

Mr. Era L. Martin,
Martin, Idaho.

In 7 II (a) describe all quarter sections crossed
by ditch from point of diversion to lands to be irrigated.

September 12, 1915

11608

16614-EFR. 10455.

GB.