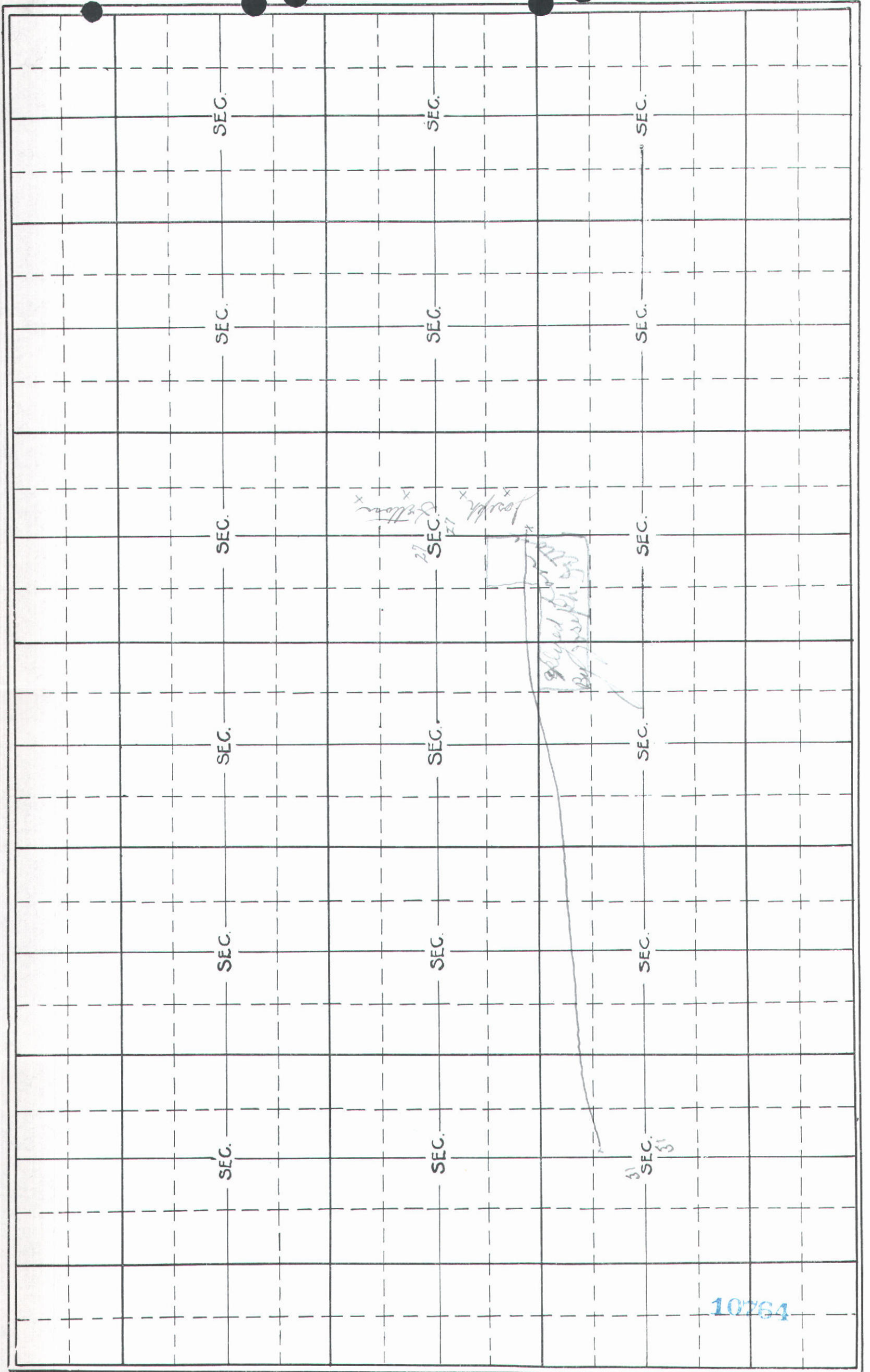


Name of Applicant _____



10764

Name of Applicant

Joseph Detton

Part of Township 4 North, Range 25 East

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

29

28

27

32

33

34

Spring

pipe line

10764

County: Blaine
 Stream: Unnamed spring
 Amount: 1/100 Sec 1 Ft.
 Use: Domestic
 Priority: 10-29-14

STATE OF IDAHO

Water License No. 10764.....
 WATER DISTRICT NO. 27-B

WHEREAS, On the 29th day of October , A. D. 1914 ,

Joseph Detton

of Arco , County of Blaine State of Idaho , duly made application
 (No. 15813) to me for a permit to use 1/5 of 1 cubic foot per second of the waters of
 an unnamed spring in Water District No. 27-B,

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

WHEREAS, On the 12th day of November , A. D. 1914, Permit No. 10764 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 12th day of November , A. D. 1916, and for the application to ben-
 efitial use of said water on or before the 12th day of November , A. D. 1916, and,

WHEREAS, On the 11th day of September , A. D. 1916 ,

Joseph Detton

the holder of said permit, duly made proof of the completion of adequate works for the diversion of
 1/5 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 10764
 dated September 20, 1916, confirming the completion of works of sufficient capacity for diverting and
 conveying to the place of intended use 1/5 of 1 cubic foot per second of said water
 with date of priority of October 29, 1914 , and

WHEREAS, On the 11th day of November , A. D. 1916 ,

Joseph Detton

the holder of said permit, duly made proof of the application to beneficial use of 1/100 of 1 cubic
 foot per second of said water:

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

Joseph Detton

of Arco , County of Blaine , State of Idaho , the holder and owner
 of said Permit No. 10764 , a perpetual right, dating from October 29, 1914
 to the use of 1/100 of 1 cubic foot per second of the waters of an unnamed spring,

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 N. W. corner of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 33,

T. 4 N., R. 25 E., B. M.

and conducted to ~~and upon~~ the residence of Holder, in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 27, T. 4 N.,
 R. 25 E., B. M.

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

WITNESS, My hand and the seal of my office at Boise, Idaho, this 12th day of January
 A. D. nineteen hundred and seventeen.

J. H. SMITH

(Seal)

State Engineer:

No. 15813

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Joseph Detton

Postoffice address: Hatch

County Bannock

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-fifth (1/5) cubic feet per second.

3. Source of water supply: Unnamed Spring. (unsurveyed)

4. Location of point of diversion: In N.W. corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33, Tp. 4 N., R. 25 East, Boise Meridian.

County of Blaine

5. To be used for:

- I. Irrigation and domestic use: (a) Amount of land to be irrigated: ten acres.
- (b) In the following legal subdivisions: SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27, Tp. 4 N., R. 25 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? return:

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

6. Estimated cost of works: \$500.00

7. Description of works for diversion:

I. Kind of works: Pipe line.

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

Pipe

width at bottom

feet,

width at water line

feet, depth of water

feet; diameter of pipe

one inches; average grade per mile is 60 feet. Length of conduit is one miles, and it crosses the following quarter sections: NE $\frac{1}{4}$ Sec. 33, SE $\frac{1}{4}$ Sec. 28, NW $\frac{1}{4}$ Sec. 34, and SW $\frac{1}{4}$ Sec. 27, all in Township 4 North, Range 25 East, B.M.

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

Joseph Detton

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9.00 A. M. October 29, 1914.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 10764

Recorded in Book 36 Page 110764 Approved November 12, 1914.

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 January 11, 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 November 12, 1915.

The whole of said work to be completed on or before November 12, 1916

Beneficial use of water appropriated in accordance herewith, to be made on or before November 12, 1916.

Witness my hand this 12th day of November, 1914.

Herbert Wing,
Acting State Engineer.

Remarks: Under general rule 3:

The land on which the spring described in this application is situated, has been surveyed by the Government; by the survey has not yet been approved. The land is still owned by the Government. The spring described does not exceed in surface area, at any time, five acres.

PERMIT No. 10764

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that Joseph Detton of Arco, County of Blaine, and State of Idaho, the holder of Permit No. 10764, issued upon Application No. 15813 bearing date of priority of October 29, 1914, authorizing the diversion of one-fifth second feet of the waters of Unnamed spring, County of Blaine, State of Idaho, for 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 one-fifth second feet of the waters of Unnamed spring; that the point of diversion of said waters is NW Corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33, Tp. 4 N.R. 25 E.B.M. and that the place of the use of said water is at the home of the applicant.

WITNESS my hand this 20th day of September, A.D. 1916.

J.H. SMITH,
State Engineer of the State of Idaho.

License issued for 1/100 second feet

Bk. 4 Licenses - Page 2093

March 2, 1928.

Re: water right-Permit #10764-

Mr. George A. Anderson,
851 Pierpont Street,
Salt Lake City, Utah.

Dear Sir:-

Referring to your letter of the 15th ult., would say that the first and best thing for you to do, before going further with a filing, is to ascertain from the U. S. Land Office at Blackfoot, whether or not the land upon which the spring, or springs, are located is open, government land again. If you find that it is, there is no reason why you should not make a filing in your own name for irrigation and domestic use upon the land in question.

We are returning you Mrs. Thiessen's letter.

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

By _____
Chief Clerk.

Enc.L

10764

(Kindly Return
Mr. Thiesse's letter)

10764

St. Lake City

Feb. 15. 28

Mr. Geo. W. Carter

Reclamation Service

10764

Boise Idaho.

Dear Sir: Letter and filing
Blank received and have
filled same in but am leaving
Permission Blank as I learn
from Mrs Thiesse that her
deed does not call for any
water whatsoever and the
whereabouts of Mr Letton is
unknown. So as I am not
really able to locate any holder
land leaving it up to you to try
and solve the same. I hope

however ²after going to this ^{expense}
you can adjust matters
satisfactory. Of course I am
doubtful if I will ever be able
to get sufficient water to be
of much use but it is possible.

Am enclosing letter from
Mrs Thiesse whereby you
can see she does not make
any claim on water. I wrote
her a letter in reply to this
and informed her that spring
was not located on her ground
and also explained my work
on developing spring. This
letter was an inquiry to a
letter my Father. L. A. W. M. W.
10764

Nataniel wrote her as at present there is no water and as he is carrying for my sheep was forced to haul water for stock. So he wrote her a letter saying I was paying to high a lease when we could not rely on water.

Hoping this will help to clear up matters and Hoping proper adjustments can be made so I will know exactly where I stand.

Will hold application till I receive word from you so you would not have to return it to me. Thanking you I remain
 George Anderson 1851 Perpoint Salt Lake City Utah

February 13, 1928.

Re: Permit No. 10764 - Detton

Mr. George A. Anderson
851 Pierpont Street,
Salt Lake City, Utah.

Dear Sir:-

Referring to your letter of the 12th inst. would say that the above numbered permit was issued to Joseph Detton, for one-fifth of a second foot of the waters of springs located at N.W. corner of SW 1/4, Sec. 35, Twp. 4 N., R. 25 E., B.M., for domestic use, only, at residence of the applicant. This filing was made October 29, 1914. Proof of completion of works was made and the certificate of completion issued for the amount filed upon but license issued under proof of beneficial use of water for only 1/100 of one second foot, dated January 12, 1917. At the time this filing was made, the springs were on government land.

Our records show no other filing upon springs in this particular location.

We are mailing you herewith application blank with instructions, in case you desire to make a filing for additional water. We would, however, call your attention to the form for affidavit of permission to file on springs where the springs are land owned by some person other than the applicant.

In order to obtain the right now held by Joseph Detton, you should get a transfer from Mrs. Katherine Thiessen. This transfer, however, should show the chain of title bringing the right down to her. The transfer should then be sent to us for record under the permit in this office.

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

By _____
Chief Clerk.

F1

10764

Salt Lake City, U. T.

Feb. 2-28

Mr George M. Carter
Boise Idaho:

Dear Sir: Can I ask you to furnish me necessary information in regard to filing or transferring right to Spring. I am contemplating buying a ranch formerly owned by Mr Joseph Dutton located $11\frac{1}{2}$ miles west of Arco, Idaho but now owned by a Mrs Fairman Thieson of St. Paul. she purchased the Mortgage notes on this ranch and Mr Joseph Dutton has not resided there for 4 or 5 years. But while there he worked on a spring located on another man's ground and piped the same into his place. Now from what I can learn Mr Dutton filed on this spring

and of course he² had right to same.
if such is the case, but as he has
not lived there for 4 or 5 years and
no one else why the flood waters
and spring rains had washed away box
or reservoir and pipe had been
removed and the spring filled in. Now
I leased this ranch from Mrs Thiessen
last spring with an option to buy and
have figured very much on doing so,
but I had to do considerable work
on this spring as 2 men and myself
worked two weeks cleaning out spring
and building a new 8x12 box or reservoir
and I purchased \$50.00 worth of new pipe
plus other extras and have now
the spring in as good a shape as
possible but we are short on water
pressure as the spring filled in
for so long a time had found other

outlets so I am a little disappointed
but nevertheless we have enough
water for stock. Now can I transfer
Mr Duttons or Mrs Thiessens claim
to myself as I have done all this work
and spent considerable money. Possibly
I should have made this inquiry before
starting any work but we had to have
water for stock so I am doing this now.
Now if such should be case that no one
filed on this spring can I do so it is
located approximately 2 or 300 ft
South West of Mr Duttons line and
lays on ground owned by a Harry King
who I think has forfeited claim to land
on account delinquent taxes.

Hoping I can get claim to
this spring remain very Respectfully

P.S. An early reply will be appreciated
Thanking you.

10764

George A. Anderson
857 Pierpont St.
Salt Lake City, Utah

January 23, 1917.

Re Permit 10764.

Joseph Detton,
Arco, Idaho.

Dear Sir:

Enclosed herewith License issued under above
permit.

Very truly yours,

J. H. SMITH,

State Engineer.

By_____.

L-

10764

REPORT OF ENGINEER

1. State name of applicant and number of permit: Joseph Detton- Permit 10764
2. State source of water supply: Spring-
3. Location of point of diversion: N.W. Cor. SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 31, T. 4 N., R. 25 E.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: It has
5. Describe works as they exist, giving dimensions and capacities of same: Work consists of a $\frac{3}{4}$ in galvanized iron pipe laid from spring to Residence on the SW cor of the SE quarter of Sec 27 T. 4 N. R. 25 E
6. State whether or not water has been turned into works of diversion: It has
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): Water is for domestic use at this date there is 1 gill of water per minute flowing from spring Sec 27 1916
8. Submit map on enclosed plat, showing location and details of above description.

Remarks: _____

This examination was made on the 20 day of December 1916.(Signed) J. K. Smith

Examiner.

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

STATE OF IDAHO

County of _____

} ss.

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

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

Notary Public.

My Commission Expires _____

DIST. No. 27-B
JOS. DETTON - ARCO.

Office of the State Engineer

Boise, Idaho, Dec. 8th 19126

Mr. Jns. R. Smith,
Arco, Idaho.

DEAR SIR:

Joe Detton, residing at Arco
County of _____, State of Idaho, has requested that
you make examination required under Permit No. 10764. 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, ~~Ab E. ROBINSON~~
State Engineer.

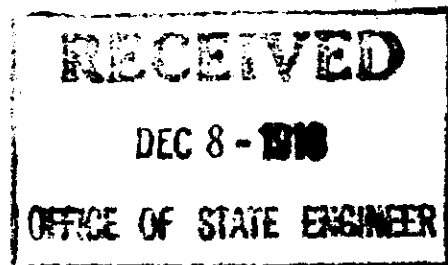
10764

Arco, Ida.
Dec 7-1916

Mr J. H. Smith

Boise Ida
State Engineer Please say in regard
water Permit. I haven't the number
so cannot refer to it I have selected
John R. Smith of Arco to measure
the amount of water the spring
furnishes so I send Blank to
him Respo Yours
Joe Peterson

10764



10764

November 13, 1916.

Re Permit 10764.

Joseph Detton,
Arco, Idaho.

Sir:--

We are today in receipt of depositions, affidavit of publication and money order the fees for final proof under above permit.

As the amount of water is small and for domestic use only, I will ask that you send the name of some one near you, whom you know to be competent to make an examination and report on the amount and use of the water. Upon receipt of such a name, report blanks will be furnished him from this office.

The money order is hereby returned to you, as no additional fees are charged for this proof where the expense of the examination is paid by the holder of the permit.

Very truly yours,

J. H. SMITH,

State Engineer.

MO#2

By _____

10764

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 Oct 6, 1916, and ending with the issue dated Oct 27, 1916.

C. A. Bottolfsen

Subscribed and sworn to before me this 10th day of Nov., 1916.

J. H. Smith

Notary Public.

10764

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at eleven a. m. on the 10th day of November, 1916, at Arco, County of Blaine, State of Idaho, before T. C. Salt, Notary Public, proof will be submitted of the application to beneficial use of one-fifth cubic feet per second of the waters of unnamed spring, in accordance with the terms and conditions of Permit No. 10764 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 Joseph Detton, Arco, Blaine County, Idaho.

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

3. The amount applied to beneficial use is one-fifth cubic feet per second.

4. The place where said water is used is the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 4 N., R. 25 E., B. M. Used only for domestic purposes.

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

6. The right to take the water from such works is based upon Permit No. 10764.

7. The source of supply from which such water is diverted is unnamed spring in N. W. corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 4 N., R. 25 E., B. M.

8. The date of the priority which said user is prepared to establish is October 29, 1914.

J. H. SMITH,

State Engineer.

PERMIT No. 10764**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

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

Ans. Joseph Detton, 33 years old, Arco, Idaho, rancher,P. O. Address, Arco, 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. 10764. Date, November 12, 1914. Date of priority,
November 12, 1914.

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

Ans. Source, unnamed spring. In northwest corner of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section
33, Township 4 North, Range 25 East, Boise Meridian.

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

Ans. Pipe line, one inch, one mile long, will convey 1/5 second
foot from point of diversion to place of use.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. Water is used only for domestic use, on the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section
27, Tp. 4 N., R. 25 E., B. M. Have not been able to obtain any
water for irrigation purposes.

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

Ans. Used only for domestic purposes.

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

Ans. All the water the spring will furnish, which is less than the
amount applied for in the Permit.

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. _____

10764

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

Ans. Have used the water for domestic purposes since June 1915, to the amount that the spring will furnish, which is about 1/10 of a second foot.

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)

Joseph Detton

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, County of Blaine, State of Idaho, on this 11th day of November, A. D. 1916.

J. C. Salt

Notary Public,
Residing at Arco, Idaho.

10764

Permit No. 10764

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. George R. Lycett, 36 years old, Arco, Idaho, rancher,
P. O. Address, Arco, Idaho.

Ques. 2. Are you acquainted with Joseph Detton, the holder of Permit No. 10764? How long have you known him and where does he reside?

Ans. Yes. Have known him since April, 1915. He resides at Arco, Idaho.

Ques. 3. Have you read or heard read said Permit No. 10764, 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. Source, unnamed spring. Point of diversion, in the northwest corner of SW¹NE¹, Sec. 33, Tp. 4 N., R. 25 E., B. M. Works, are a one-inch pipe line, one mile long.

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. Said works will safely convey 1/5 of a second foot to place to place of use. Have seen 1/10 of a second foot so 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. Water is used only for domestic purposes on the SW¹SE¹, Sec. 27, Tp. 4 N., R. 25 E., B. M. No water is available for irrigation purposes.

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

Ans. Water is used only for domestic purposes.

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. Not used for irrigation purposes.

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

Ans. 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. In July, 1915, I saw water conveyed through the pipe line for domestic use, to the amount of 1/10 of a second foot.

(Sign) George R. Lyett

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 11th day of November A. D. 1916.

J. V. Salt

Notary Public.
Residing at Arco, Idaho.

My commission expires August 27, 1917.

10764

Permit No. 10764,---

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Hilva D. Detton, 28 years old, Arco, Idaho, Housewife,

P. O. Address, Arco, Idaho.

Ques. 2. Are you acquainted with Joseph Detton, the

holder of Permit No. 10764? How long have you known him and where does he reside?

Ans. Yes. Have known him 14 years. He resides at Arco, Idaho.

Ques. 3. Have you read or heard read said Permit No. 10764, 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. Source, unnamed spring. Place of diversion, in northwest corner of SW 1/4, Sec. 33, Tp. 4 N., R. 25 E., B. M. Works are a one-inch pipe line, one mile long.

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. Said works will safely convey 1/5 of a second foot to place of use. Have seen 3/25 of a second foot so 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. Water is used only for domestic purposes, no water being available for irrigation.

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

Ans. Water is used only for domestic purposes.

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. No water used for irrigation.

10764

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. Am the wife of the holder of the Permit.

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

Ans. Have seen water conveyed through the pipe line for domestic use all the time since June, 1915, to the amount of 1/10 of a second foot. There is no water for irrigation purposes.

(Sign) Elva D. Detton,

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 11th day of November A. D. 19 16.

J. B. Salt,
Notary Public.
Residing at Arco, Idaho.

My commission expires August 27, 1917.

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

Joseph Detton,
e/o T.C. Salt,
Arco, Idaho.

BOISE, IDAHO, October 17, 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. **10764.**

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 November 11th, 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 T. C. Salt, N.P.**

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.

10764

(P. O.)

(Date)

Arco, Idaho

Oct. 5-1916

State Engineer, Boise.

Dear Sir:

I have your letter of Oct 3 enclosing Notice of Proof
of Beneficial Use of Water under Permit No. 10764 which will be pub-
lished as you request, beginning with our issue of Oct. 6-1916
Arco Advertiser

10764

September 23, 1916.

Re Permit No. 10764.

Joseph Detton,
Arco, Idaho.

Sir:--

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

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

Enc. CCW-R8594.

10764

9/20/10

September 15, 1916.

Permit

10764.

Joseph Detton,
Arco, Idaho.

Sir:--

Notice for publication for final proof under above permit will be mailed to the Arco Advertiser in time for same to be published four full weeks prior to November 10th, and deposition blanks will be mailed to T.C. Salt, at Arco.

Very truly yours,
J. H. SMITH,
State Engineer.

By _____

10764

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at eleven a. m. on the 10th day of November, 1916,
 at Arco, County of Blaine, State of Idaho,
 before T. C. Salt, Notary Public, proof will be submitted
 of the application to beneficial use of one fifth cubic feet per second of the waters of
unnamed spring, in accordance with the terms and conditions of Permit No. 10764
 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
Joseph Detton, Arco, Blaine County, Idaho.
2. The use to which said water has been applied is domestic use.
3. The amount applied to beneficial use is one fifth cubic feet per second.
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 4 N., R. 25 E., B. M.
Used only for domestic purposes.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is
Pipe line
6. The right to take the water from such works is based upon Permit No. 10764
7. The source of supply from which such water is diverted is Unnamed spring, in N.W. corner
of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T. 4 N., R. 25 E., B. M.
8. The date of the priority which said user is prepared to establish is November 10, 1916. Oct 29-1914
October 29, 1914

J.H. SMITH,

State Engineer.

10764

12728 CAPITAL NEWS JOB ROOMS

Permit No. 10764.

Form 6

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO, }
County of Blaine } ss.

Joseph Detton, 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 10764 and that his postoffice address is Arco, Blaine County, State of Idaho

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

Unnamed spring.

Third: That the point of diversion of said water is in the northwest corner of the SW 1/4 NE 1/4, Sec. 33, T. 4 N., R. 25 E., B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by November 12, 1916.

Fifth: That the use for which said water is intended is Domestic use.

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

1. Kind of works: Pipe line.

(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 Pipe width at bottom feet, width at water line feet, depth of water feet; diameter of pipe one inches; average grade per mile is 60 feet. Length of conduit is one miles.

Seventh: That said works are capable of conducting to the place of intended use one fifth second feet of water.

Eighth: That water appropriated under said permit is available for no acres of land described as follows:

Ninth: Remarks: That at the time I made application for the Permit, I thought I would be able to obtain some water for irrigation purposes, but find that the water available is only sufficient for domestic use.

Joseph Detton
(Sign here.)

Subscribed and sworn to before me this 11th day of September, 1916.

J. S. Ball
Notary Public.

My commission expires Aug. 27, 1917.

10764

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Aug 15 1916

Jos. Detton,

Dear Sir: Hatch, Idaho

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 10764-----, 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

10764

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

Jos. Detton,
Hatch, Idaho

PROOF OF COMPLETION OF WORKS

Aug 15 1916

Boise, Idaho,

Dear Sir:

Under the terms of your Permit No. ~~10764~~, you are required to complete your diversion works on or before ~~Nov 12 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. L. Smith

State Engineer.

10764

Boise, Idaho, Dec. 31, 1914.

Permit No. 10764.

Mr. Joseph Detton,
Hatch, Idaho.

Sir:--

Replying to your letter of the 26th would advise that the State Engineer has no authority to grant an extension of time within which to begin work under a Permit. However, if you commence work as soon as weather conditions improve sufficiently for you to work to advantage, it is my opinion that you will still be within your rights.

Very truly yours,

Acting State Engineer.

W/L

10764

10764

RECEIVED

DEC 28 1914

OFFICE OF STATE ENGINEER

Hatch Ida.

Dec. 26th / 1914.

State Engineering Department

Boise Ida

Herbert Wing, Acting State Engineer.

Dear Sir:

I wish to inquire regarding Permit No. 10764 the limitations of time given is Jan 11 1914. and owing to the frost in the ground it will be very expensive for me to attempt to put in the Pipeline and bottle with frozen soil so I am asking if it is possible to give me an extension of time of two months, 60 days in which to commence work on this claim it will cost fully \$500.00 to put in this line in soft weather, as the pipe will cost \$375.00 besides work I intend completing the line when I commence so if it is possible give me an extension of time as above stated, and reply at once.

P.S. if this work has to begin } Respt Yours
on Jan 11. can I have just enough done Joseph Ditton
to make showing until the frost is out of ground? Hatch
Ida.

State of Idaho

ENGINEERING DEPARTMENT BOISE

STATE ENGINEER

Permit No. 10764

Boise, Idaho, Nov. 12, 1914.

Mr. Joseph Detton,
Hatch, Ida.

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.

HERBERT WING,

Acting State Engineer.

10764

Name of Applicant

Joseph Detton

Part of Township 4 North, Range 25 East

SEC.

SEC.

SEC.

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SEC.

SEC.

SEC.

29

28

27

32

33

34

Spring

Old line

10763

Boise, Idaho, November 5, 1914.

Application 15813 -

Mr. Jos. Detton,
Hatch, Idaho.

Sir:--

The above application received and
filed. Same will be passed to permit and
returned to you as soon as recorded.

I enclose you herewith rebate of \$1.00,
since you remitted that amount in excess of the
amount required.

Very truly yours,

HERBERT WING,

Acting State Engineer.

By _____

Enc. R. 15813-PFR. 9805.

GB.

10764