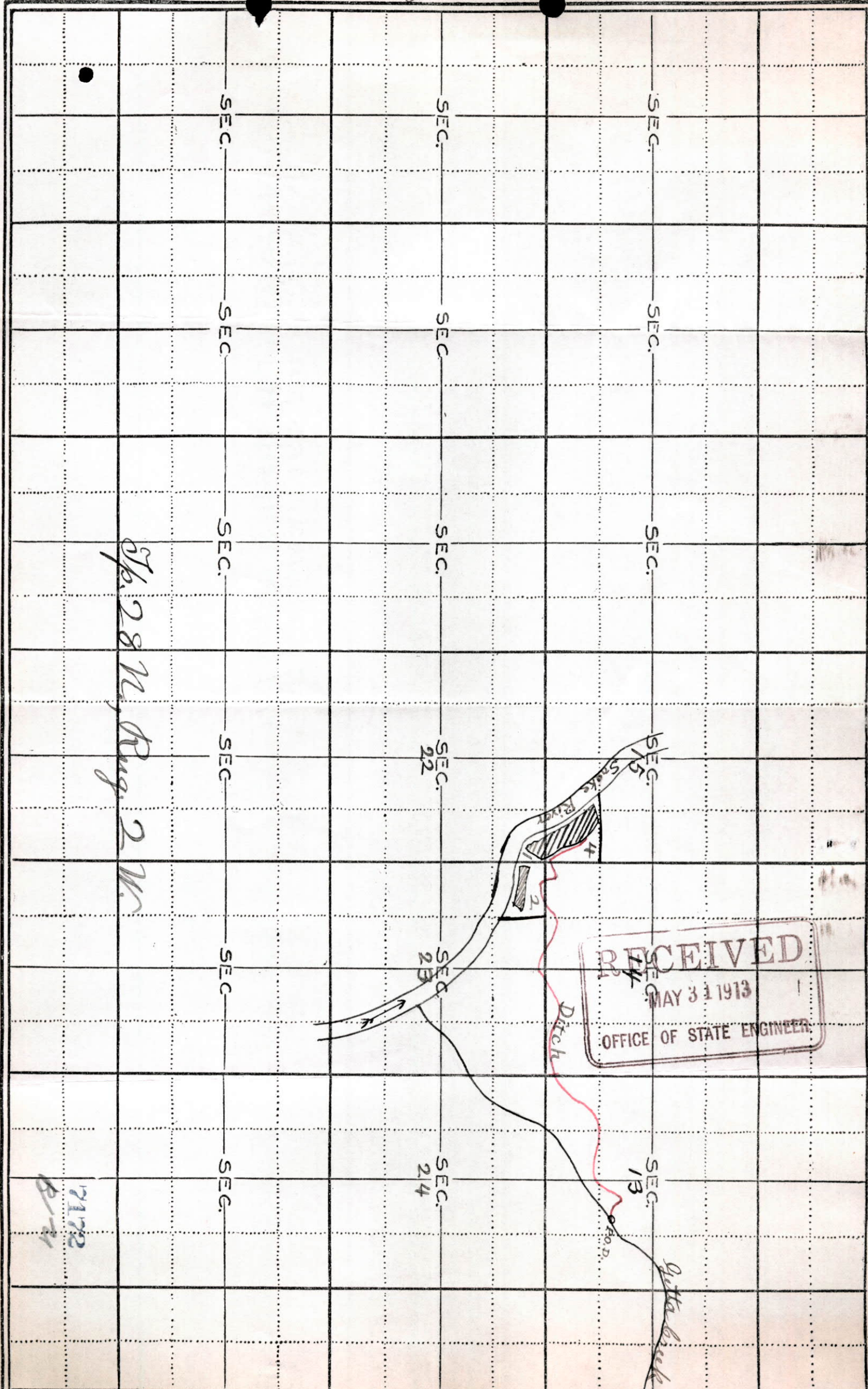


Name of Applicant

George F. Hartvigsen



7/6/28 M. Aug. 2 W.

*7172
B-1*

SCANNED
FEB 11 2004

County: Idaho.
Stream: Getta Creek.
Amount: 21/50 of 1 Sec.ft.
Use: Irrigation.
Priority: 5/4/11.

STATE OF IDAHO

Water License No. 7172.

WHEREAS, On the 4th day of March, A. D. 1911, GEORGE F. HARTVIGSEN,

of Enterprise, County of Wallowa, State of Oregon, duly made application (No. 10371) to me for a permit to use 3.2 cubic feet per second of the waters of Getta Creek.

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

WHEREAS, On the 20th day of March, A. D. 1911, Permit No. 7172 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 20th day of March, A. D. 1912 and for the application to beneficial use of said water on or before the 20th day of March, A. D. 1913, and,

WHEREAS, On the 25th day of January, A. D. 1912, GEORGE F. HARTVIGSEN,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 3.2 cubic feet per second of said waters, as evidenced by my Certificate No. 7172 dated January 30, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 3.2 cubic feet per second of said waters, with date of priority of March 4, 1911, and

WHEREAS, On the 8th day of February, A. D. 1913, GEORGE F. HARTVIGSEN,

the holder of said permit, duly made proof of the application to beneficial use of 21/50 of 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 GEORGE F. HARTVIGSEN,

of Enterprise, County of Wallowa, State of Oregon, the holder and owner of said Permit No. 7172, a perpetual right, dating from March 4, 1911, to the use of 21/50 of 1 cubic foot per second of the waters of Getta Creek,

in the County of Idaho and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the NW 1/4 of SE 1/4 Sec. 13, T. 28 N., R. 2 W.B.M.,

and conducted to and upon about 21 acres divided as follows: 17 acres in Lot 4, Sec. 15, 1 1/2 acres in Lot 1, Sec. 22, 3 acres in Lot 3, Sec. 23, all in T. 28 N., R. 2 W.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 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 6th day of September, A. D., nineteen hundred and thirteen.

F.P.KING,

(Seal)

State Engineer.

79 2027

79-2027

No. 10371

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: George F. Hartvigsen

Postoffice address: Enterprise

County: Wallowa State: Oregon

2. The quantity of water claimed is 3.2 cubic feet per second

3. Source of water supply: Getta Creek

County of Idaho

4. Location of point of diversion: One and one half miles from Snake River on or about the center of SW4 SE4 Sec. 13, Twp. 28 N.R.2 W.B.M.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 160 acres

(b) In the following legal subdivisions: Lot 4, Sec. 15, Lot 1 Sec. 22 and Lots 1, 2, 3 Sec. 23, Twp. 28 N.R.2 W.B.M.

6. Estimated cost of works: \$1500.00

7. Description of works for diversion:

I. Kind of works: All ditch and flume for entire length of three and one half miles

II. Dimensions of works:

(a) Material used in construction: wood, earth and stone

(c) Size of headgate: Width 2.5 feet, height 1 foot.

(d) Conduit ditch & flume, width at bottom 1.5 feet, width at water line 2 feet, depth of water 1 foot. Average grade per mile is 30 feet. Length of conduit is 3 1/2 miles, and it crosses the following quarter sections: SW4 Sec. 13, NE4 Sec. 23, and SW4 14, Twp. 28 N.R.2 W.B.M., to land described in 5 I (b) above which is the point of intended use.

8. The time required for the completion of the construction of such work is until Jan. 25th, 1912.

9. Time required for the complete application of the water to the proposed use is one additional year.

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.

George F. Hartvigsen,

Applicant

APPROVAL OF STATE ENGINEER

The number of this permit is 7172

Date of first receipt of application: 9:00 A.M. March 4, 1911

Returned to applicant for correction: ^{am}March 6, 1911

Corrected application received: March 15, 1911

Recorded in Book 22. Page 7172. Approved March 20, 1911

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

Work to begin on or before May 19, 1911, 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 September 20, 1911.

The whole of said work to be completed on or before March 20, 1912.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to March 20, 1913

Witness my hand this twentieth day of March, 1911.

A.E. Robinson

State Engineer

6472

Notice of Proof of Completion of Works received November 27, 1911, fixing January 25, 1912, as date, and Whitebird, Idaho, as place of proof.

Deposition blankmailed December 5, 1911.

E. C. Spedden authorized to make the examination of works on December 12, 1911

Deposition received January 30, 1912.

Report of Engineer and Fee received January 30, 1912.

Certificate issued January 30, 1912.

Permit No. 7172

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that GEORGE F. HARTVIGSEN, of Enterprise, County of Wallowa, and State of Oregon, the holder of Permit No. 7172, issued upon Application No. 10371, bearing date of priority of March 4th, 1911, authorizing the diversion of 3.2 second feet of the waters of Getta Creek, County of Idaho, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 3.2 second-feet of the waters of Getta Creek, that the point of diversion of said waters is at a point in the Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 13, Township 28 North, Range 2 West of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lot 4, Section 15, Lot 1, Section 22, Lots 1, 2, and 3, Section 23, Township 28 North, Range 2, West of the Boise Meridian.

Witness my hand this 30th day of January, 1912.

A. E. Robinson,

State Engineer

License issued for 21/50 second feet

Page 1426

THIS INDENTURE, Made the 15 day of February in the year of our Lord one thousand nine hundred and thirteen, between Geo. F. Hartvigsen, of Enterprise, County of Wallowa, State of Oregon, the party of the first part, and Enoch Christensen, of Joseph, County of Idaho, State of Idaho, the party of the second part,

WITNESSETH, That the said party of the first part, for and inconsideration of the sum of twenty five hundred Dollars, legal tender, of the United State of America, to me in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents, remise, release and forever QUITCLAIM, unto the said party of the second part, and to his heirs and assigns all that certain property (lot... piece..... or parcel.... of land, situate, lying and being in Idaho County, State of Idaho, bounded and particularly described as follows, to-wit: My water right and license Permit #7172, to certain waters of Hetta Creek, together with approximately three and one half (3½) miles of ditch & flume belonging to me.

TOGETHER WITH All and singular, the tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances, unto the said party of the second part and to his heirs and assigns forever.

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

George F. Hartvigsen (SEAL)

STATE OF IDAHO,)
COUNTY OF IDAHO,) SS.

On this 15 day of February, in the year 1913, before me, G.J. Wright, a Notary Public in and for said County, Personally appeared George F. Hartvigsen, known to me to be the person, whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

G. J. Wright,

Notary Public.

(SEAL)

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9.00 A.M. September 6, 1913.

F.P.King,

State Engineer.

JONES EUREKA LEAF PAT. FEB. 7, 1905
HALLING CO. JOURNAL 1112

STATE OF IDAHO, }
COUNTY OF IDAHO,) SS.

Enoch Christensen, being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to appropriate the Public waters of the State of Idaho, No. 7172.

That he intends to change the point of diversion, as described in said Permit, to the following described point: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec.13, Twp. 28 N., R. 2 W., B.M.

That such change, will be made for the following reasons to-wit: That the final survey by Surveyor E.C. Spedden showed that said P.O.D. to be as so amended, instead as has been always supposed in the other subdivision.

That no one will be injured by such change, and that deponent will make such change at his own risk.

And further deponent saith not.

Enoch Christensen.

(SEAL)

Subscribed and sworn to before me this 23 day of August, 1913.

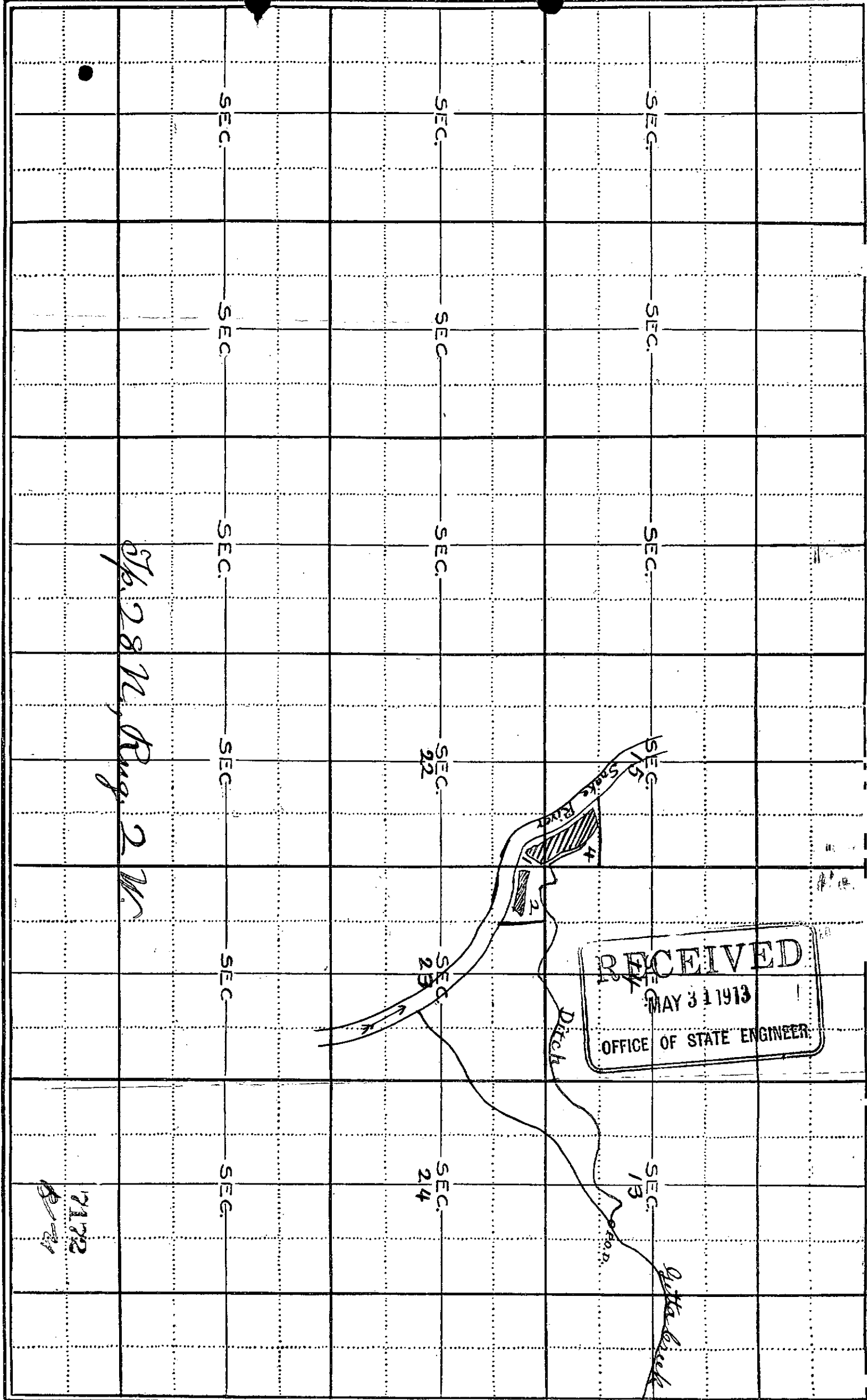
G. J. Wright,
Notary Public.

My Commission expires Feb. 5, 1917.

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9.00 A.M. September 6, 1913.

P.P. King,
State Engineer.

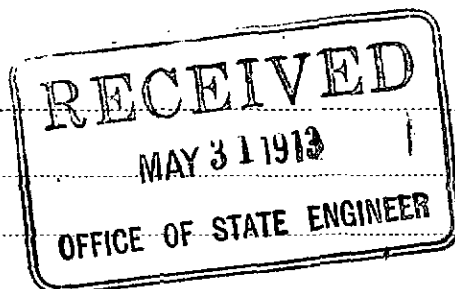
Name of Applicant George F. Hartvigsen



REPORT OF ENGINEER

1. State name of applicant and number of permit: Geo. H. Hartvigsen - No 7172
2. State source of water supply: Gutta Creek
3. Location of point of diversion: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of Section 13, T₂₈N., R₂W., Idaho County
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 of same as follows:
 - (a) Width of conduit at bottom: 20 inches
 - (b) Width at water line: 2 feet
 - (c) Depth of water: 10 inches
 - (d) Grade per mile: 25 feet to 75 feet
 - (e) Capacity of ditch: second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent: Water is flowing in ditch to full capacity
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: Lot No 4 in Section 15 has 16 $\frac{1}{2}$ acres in cultivation. Lot 1 in Sec. 22 has 1 $\frac{1}{4}$ acres in cultivation. Lot 2 in Sec. 23 has 3 acres in cultivation. All in T₂₈N., R₂W.
8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:



STATE OF IDAHO,

County of Idaho } ss.

E. C. Spedden, 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

27

day of

May1913

My Commission Expires

Dec 15 - 1915A. B. Stand

7172

Notary Public.

B/4