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Documents
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 Idaho County *
 Getta Creek *
 .7762 second-foot *
 Irrigation *
 Priority 8/12/1908. *

S T A T E O F I D A H O

Water License No. 2431

79-2007

WHEREAS, On the 20th day of November, A.D. 1906, JAMES H. ARAM and JAMES W. AUCKINVOLE, of Ca field, County of Idaho, State of Idaho, duly made application (No. 3401) to me for a permit to use two (2) cubic feet per second of the waters of GETTA CREEK, a tributary of SNAKE RIVER, County of Idaho, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 8th day of December, A.D. 1906, Permit No. 2431 was issued to said applicants for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 8th day of December, A.D. 1909, and for the application to beneficial use of said water on or before the 8th day of December, A.D. 1910, and,

WHEREAS, On the 8th day of December, A.D. 1909, JAMES H. ARAM and JAMES W. AUCKINVOLE, the holders of said permit, duly made proof of the completion of adequate works for the diversion of two (2) cubic feet per second of said waters, as evidenced by my Certificate No. 2431, dated January 5th, 1910, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use two (2) cubic feet per second of water, with date of priority of November 20th, 1906, and,

WHEREAS, On the 5th day of December, A.D. 1911, James W. Auckinvole transferred all his right, title and interest in and to said Permit #2431 to JAMES H. ARAM, and,

WHEREAS, On the 18th day of December, A.D. 1911, JAMES H. ARAM transferred all his right, title and interest in and to said Permit #2431 to THERESA CHRISTIANSEN of Joseph, County of Idaho, State of Idaho, and,

WHEREAS, On the 1st day of August, A.D. 1912, THERESA CHRISTIANSEN, the holder of said permit, duly made proof of the application to beneficial use of .7762 of one 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 THERESA CHRISTIANSEN, of Joseph, County of Idaho, State of Idaho, the holder and owner of said Permit No. 2431, a perpetual right, dating from August 12, 1908, to the use of .7762 of one cubic foot per second of the waters of GETTA CREEK, a tributary of SNAKE RIVER, 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 about one mile from mouth of creek, and conducted to and upon 38.81 acres, divided as follows: (10.47 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, 5 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13; 13 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, 5.34 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24; and 5 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 23, Township 28 North, Range 2, West of the Boise Meridian, 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.

79 2007

WITNESS, My hand and the seal of my office at Boise, Idaho, this 7th day of August,
A.D. Nineteen hundred and twelve.

(SEAL)

A. E. Robinson
State Engineer.

79 2007

No. 3401

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

To Appropriate the Public Waters of the State of Idaho.

1. Name of applicant - JAMES H. ARAM and JAMES W. AUCKINVOLLE
Postoffice address: P. O. - Camfield
County - Idaho.
2. The quantity of water claimed is two (2) cubic feet per second.
3. Source of water supply - Getta Creek, a tributary of Snake River.
County of Idaho.
4. Location of point of diversion - About one mile from mouth of creek.
5. To be used for:
 - I. Irrigation and domestic use:
 - (a) Number of acres to be irrigated one hundred acres.
 - (b) In the following legal subdivisions - All the land is unsurveyed and a part of two 160 acre tracts held and occupied by applicants as possessory claims, supposed to be situated west of Township 28 North, of Range 1 West of B. M.
6. Estimated cost of works - One thousand dollars.
7. Description of works for diversion:
 - I. Kind of works - Two ditches, one on east and one on west side of creek.
 - II. Dimensions of works:
 - (c) Size of headgate, width 2 feet, height $1\frac{1}{2}$ feet.
 - (d) Ditch (flume or pipe) width at bottom 2 feet, width at water line 3 feet, depth of water $1\frac{1}{2}$ feet. Average grade per mile is 70 feet. Length of each ditch is from $\frac{3}{4}$ to one mile, and it crosses the following quarter sections - All upon the possessory right claims above described, the lands to be irrigated being upon each side of the creek.
8. Time required for the completion of the construction of such work is three years.
9. Time required for the complete application of the water to the proposed use is one additional year.

Approval of State Engineer

The number of this permit is 2431.

Date of first receipt of application 9 a. m. November 20, 1906.

Returned to applicant for correction November 20, 1906.

Corrected application received December 3, 1906.

Recorded in Book 7, page 2431. Approved December 8, 1906.

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

Work to begin on or before February 6, 1907, 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 June 8, 1908.

The whole of said work to be completed on or before December 8, 1909.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to December 8, 1910.

Witness my hand this 8 day of December, 1906.

Jas. Stephenson, Jr.

State Engineer.

Blank Notice of proof of completion of works mailed applicant September 1, 1909.
 Notice received Oct. 8, 09 fixing December 8 as date and Whitebird as place of proof.
 E. C. Spedden authorized October 21, 1909 to make examination of the works.
 Notice for publication mailed Standard News Grangeville, Idaho, October 21, 1909.
 Deposition blanks mailed applicants October 27, 09.
 Engineer's report received.
 Affidavit of publication and depositions received December 15, 1909.
 Fees received December 4, 1909.
 Certificate issued January 5th, 1910.

PERMIT NO. 2431.

CERTIFICATE OF COMPLETION OF WORKS

To All Whom it May Concern:

This is to certify that JAMES H. ARAM and JAMES W. AUCKINVOLLE, of Joseph, County of Idaho, and State of Idaho, the holders of Permit No. 2431, issued upon Application No. 3401 bearing date of priority of November 20th, 1906, authorizing the diversion of two (2) second feet of the waters of Getta Creek, County of Idaho, State of Idaho, for irrigation and domestic purposes, have 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 two (2) second-feet of the waters of said stream: that the point of Diversion of said waters is at a point a mile from the mouth of the stream, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: all unsurveyed lands, being the possessory claims of permit holders, probably situated in Sections 13, 23 and 24 Township 28 North of Range 2 West of the Boise Meridian.

Witness my hand this fifth day of January, A. D. 1910,

Jas. Stephenson, Jr.,
 State Engineer of the State of Idaho.

License issued for 7762/10,000 second feet
 P. 1362

JONES EUREKA LEAF, PAT. FEB. 7, 1906
 HALL LITHOGRAPH & PRINT

THIS INDENTURE, Made the 5th day of December, in the year of Our Lord one thousand nine hundred and eleven, between J. W. Auchinvole, formerly of the County of Idaho, State of Idaho, party of the first part, and Jas. M. Aram, of the County of Idaho, State of Idaho, party of the second part:

WITNESSETH. That the said party of the first part, for and in consideration of the sum of One Dollar, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, remised, released, and forever quitclaimed, and by these presents does grant, remise, release, and forever quit-claim unto the said party of the second part, and to his heirs and assigns, the following described real property situated in Idaho County, Idaho, to-wit: All right, title and interest in all water rights in and all rights to the use of the waters of Getta Creek and all its tributaries including Fir Gulch Creek, the said Getta Creek being a tributary of the Snake River, including all ditches, flumes, pipes and aqueducts of any kind used for diverting and applying any of said waters to any use, and all rights of way therefor, with all appurtenances, including all rights under a parmit issued by the State Engineer to first party with second party, No. 2431.

TOGETHER, WITH ALL AND SINGULAR, The tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the rents, issues and profits thereof.

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

IN TESTIMONY WHEREOF, The said party of the first part has hereunto set his hand and seal this 5th day of December, 1911.

J. W. Auchinvole. (SEAL)

Witness: Walter G. Hayes

O. D. Rennie

State of Oregon,)
County of Multnomah,) SS.

On this 11th day of Dec. in the year 1911, before me, Walter G. Hayes, a Notary Public in and for said County, personally appeared J. W. Auchinvole, 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 TESTIMONY WHEREOF, I have hereunto set my hand and official seal, on the day and year in this certificate above written.

(SEAL)

Walter G. Hayes,

Notary Public.

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9:00 A.M. June 29, 1912.

A. E. Robinson,

State Engineer.

THIS INDENTURE, Made the 18th day of December, in the year of Our Lord one thousand nine hundred and eleven between James H. Aram, of the County of Idaho, State of Idaho, party of the first part, and Theresa Christiansen, of the County of Idaho, State of Idaho, party of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One dollar, lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has remised, released, and forever quitclaimed, and by these presents does remise, release, and forever quit-claim unto the said party of the second part, and to her heirs and assigns, the following described real property, situated in Idaho County, Idaho, to-wit:

All the water rights and rights to use the waters from Getta Creek (a tributary of Snake River in said county) held and owned by him whether for irrigation, domestic purpose or any other use, and including all rights under a permit granted to first party and Jas. W. Auchinvole by the State Engineer being permit No. 2431, (the rights of said Auchinvole having been acquired by first party) and including all ditches and flumes and aqueducts conveying water from said creek to the desert entry of said second party; the said water right being the first and prior water right on said creek; and this deed being to evidence a transfer heretofore made and under which second party is in possession of such water rights and ditches and flumes.

TOGETHER WITH ALL AND SINGULAR, The tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances and privileges thereto incident, unto the said party of the second part, her heirs and assigns forever.

IN TESTIMONY WHEREOF, The said party of the first part has hereunto set his hand and seal this 18th day of December, 1911.

James H. Aram (SEAL)

STATE OF IDAHO,)
County of Idaho,) ss.

On this 18th day of December 1911, before me, A. S. Hardy, a Notary Public in and for said County, personally appeared James H. Aram, 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 TESTIMONY WHEREOF, I have hereunto set my hand and official seal, on the day and year in this certificate above written.

A. S. Hardy,

(SEAL)

Notary Public.

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9.00 A.M. June 29, 1912.

A. E. Robinson,

State Engineer.