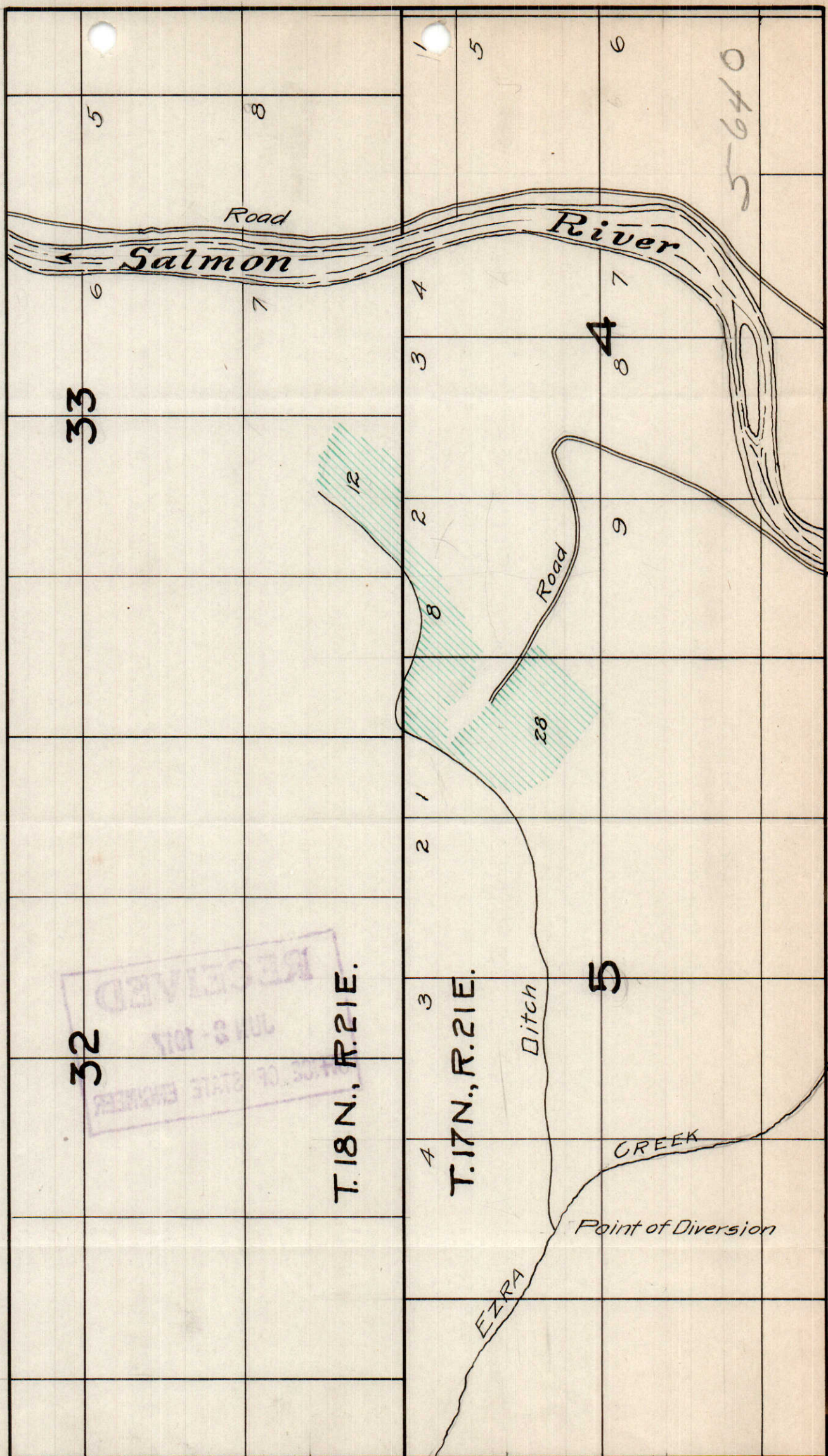




Scale: 1 inch = 1000 feet.

MAP ACCOMPANYING REPORT OF EXAMINATION OF PERMIT No. 5640

Made April 22, 1917, by Allen C. Merritt, Salmon, Idaho.

INTER-DEPARTMENT MEMO — 1

FROM *Glen*

DATE *11-7-84*

TO *File*

SUBJECT *trib determined from quad sheet*

KJ

SIGNATURE

State of Idaho
License and Certificate of Water Right

Water License No. 5640
Water District No. 3-J

Amount 48/50 of 1 sec. ft.
Priority 11-6-09

THIS IS TO CERTIFY that ELLIS E. HIGLEY
of Salmon, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 6, 1909; that Permit No. 5640
was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2
second feet, was issued thereunder on December 15, 1914, showing that said works
were completed on the 14th day of December, 1914; and that on the 1st
day of June, 1916, Ellis E. Higley

of Salmon, State of Idaho, made proof to the satisfaction of the
State Engineer of Idaho, of a right to the use of the waters of Ezra Creek
a tributary of, for the purpose of irrigation and domestic use,
under Use Permit No. 5640 of the State Engineer, and that said right to the use of said
waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State
Engineer of Idaho and entered of record in Volume 5 of Licenses, at page 2276, on the 20
day of May, 1918;

The right hereby confirmed dates from November 6, 1909;

The Point of Diversion is located about 1 mile from mouth of creek in Lot 4,
Sec. 5, Tp. 17 N., R. 21 E., B. M.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 48/50 of 1 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
17 N.	21 E.	5	Lot 1		28
		4	Lot 2		8
18 N.	21 E.	35	SE 1/4 SW 1/4		12

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

WITNESS the hand and signature of the State Engineer, affirmed before me, this 20

day of May, 1918

FRANK A. WILSON

State Engineer

No. 7835 75-2015

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Ellis E. Highley

Postoffice address: Salmon

County of Lemhi State of Idaho

2. The quantity of water claimed is two (2) cubic feet per second.

3. Source of water supply: Ezra Creek

County of Lemhi

4. Location of point of diversion: One mile from mouth

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: Located on unsurveyed land, public domain in my possession.

6. Estimated cost of works: \$350.00

7. Description of works for diversion:

I. Kind of works: Ditch & flume

II. Dimensions of works:

(a) Height of dam 3 feet, length of dam at top 6 feet, length of dam at bottom 3 feet.

(c) Size of headgate: Width 2 feet, height 2 feet.

(d) Conduit ditch, width at bottom 2 feet, width at water line 3 feet, depth of water 3/4 foot. Average grade per mile is 20 feet. Length of conduit is one mile, and it crosses the following quarter sections: Unsurveyed public domain 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 three years.

9. Time required for the complete application of the water to the proposed use is 3 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.

Ellis Highley,

Applicant

Remarks:

Mouth of creek prominent point, one mile from diversion to mouth of creek. Creek running southeast, ditch running northeast. Land to be irrigated 3/4 mile due north of mouth of creek.

Unsurveyed land. Land to be irrigated 3/4 mile north of Ezra Creek (1/4) one fourth mile west of Salmon River.

APPROVAL OF STATE ENGINEER

The number of this permit is 5640

Date of first receipt of application: 9.00 a.m. November 6, 1909

Returned to applicant for correction: November 6, 1909

Corrected application received: January 5, 1910

Recorded in Book 16. Page 5640. Approved January 5, 1910

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 March 6, 1910, 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 July 5, 1911.

The whole of said work to be completed on or before January 5, 1913.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to January 5, 1916.

Witness my hand this fifth day of January, 1910.

Jas. Stephenson, Jr.

State Engineer

On proper request of the holder of the above numbered Permit I have this 25th day of April, 1914, extended the time for proof of completion of works thereunder to the 15th day of November, 1914.

F. P. King.

State Engineer.

Proof of Completion of Works made November 14, 1914.

Certificate of Completion of Works issued December 15, 1914.

PERMIT NO. 5640

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Ellis E. Higley of Salmon, County of Lemhi, and State of Idaho, the holder of Permit No. 5640, issued upon Application No. 7835, bearing date of priority of November 6, 1909, authorizing the diversion of 2 second feet of the waters of Ezra Creek, County of Lemhi, 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 diversions set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2 second-feet of the waters of Ezra Creek; that the point of diversion of said waters is at a point one mile from mouth of Creek; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lot 1, Sec. 5, Lot 2 Sec. 4, Tp. 17 N. R. 21 E.B.M., and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33, Tp. 18 N. R. 21 E.B.M., containing 160 acres.

Witness my hand this 15th day of December, A. D. 1914.

Herbert Wing,

Acting State Engineer of the State of Idaho.

License issued to 48/50 second feet
Page 2276

VERIFIED LGS

WATER RIGHT NUMBER 75-2015

OWNER LAST NAME - RIGLEY FIRST NAME - ELLIS E. ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - SALMON STATE - ID ZIP CODE -
SOURCE - EZRA CREEK TRIBUTARY OF - SALMON RIVER
STAGE - LICENSE STATUS - PRIORITY - 11-06-1909 COUNTY - LEMHI TOTAL DIV. RATE - .9600 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NWNW 05 17N 21E LOT 04 REDIV - 272.0 92.0 369.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 1.7
FROM - TO - USE - IRRIGATION USE DIV. RATE - .9600 CFS USE DIV. VOLUME - .00 AFA
FROM - TO - USE - DOMESTIC USE DIV. RATE - .0000 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 18N RNG 21E SEC 33 TRACT SESW LOT AC 12
USE - IRRIGATION PLACE OF USE - TWN 17N RNG 21E SEC 05 TRACT NENE LOT 01 AC 28
USE - IRRIGATION PLACE OF USE - TWN 17N RNG 21E SEC 04 TRACT NWNW LOT 02 AC 08
DECREE NAME - DATE - TOTAL ACRES 48
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 5640
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

2/1/85

IDENT. NO. 75-2015

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 5640 / 75-20'S
 Old No. New No.

Record

1. Original Owner: Elvin E. Higley

Present Owner: _____

2. Address:

3. City: Salmon State: Id Zip: _____

4. A. Source of Water: Ezra Creek

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 11-6-1909

D. County: 59

E. Total Diversion Rate: .9

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District: _____

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion		<u>5</u>	<u>17^N</u>	<u>21^E</u>	<u>4</u>	

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for A purposes. Amount .9
 (cfs or AC-FT/yr)

from _____ to _____ for D purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

18279

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 5640

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval:

14. Diversion Means (brief narrative):

501-100-100

REPORT OF ENGINEER

1. State name of applicant and number of permit: Ellis E. Higley- Permit 5640
2. State source of water supply: Ezra creek- 2 sec. ft.
3. Location of point of diversion: One mile from mouth of creek.

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: They are

5. Describe works as they exist, giving dimensions and capacities of same: Ditch, 2 ft. wide on bottom, 2 1/2 ft. wide at water line, depth water 1 ft. Capacity about 2.2 second ft. Headgate 2 ft. wide 2 ft. high. No diversion dam.

6. State whether or not water has been turned into works of diversion: Water has been diverted through the ditch.

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):

Lot 1, sec. 5, Lot 2, sec. 4 T. 17 N. R. 21 E. B. M. SE 1/4 SW 1/4 Sec. 33, T. 18 N. R. 21 E. B. M. Lot 1, Sec. 5, 28 acres; Lot 2, Sec. 4, 2 acres; SE 1/4 SW 1/4 Sec. 33, 12 acres.

8. Submit map on enclosed plat, showing location and details of above description.

Remarks: The land is very rough and broken and the above is approximately all of the area which is susceptible of cultivation.

This examination was made on the 22nd day of April 1917.

(Signed)

Allen C. Merritt

Examiner.

5640

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

STATE OF IDAHO

County of Lemhi } ss.

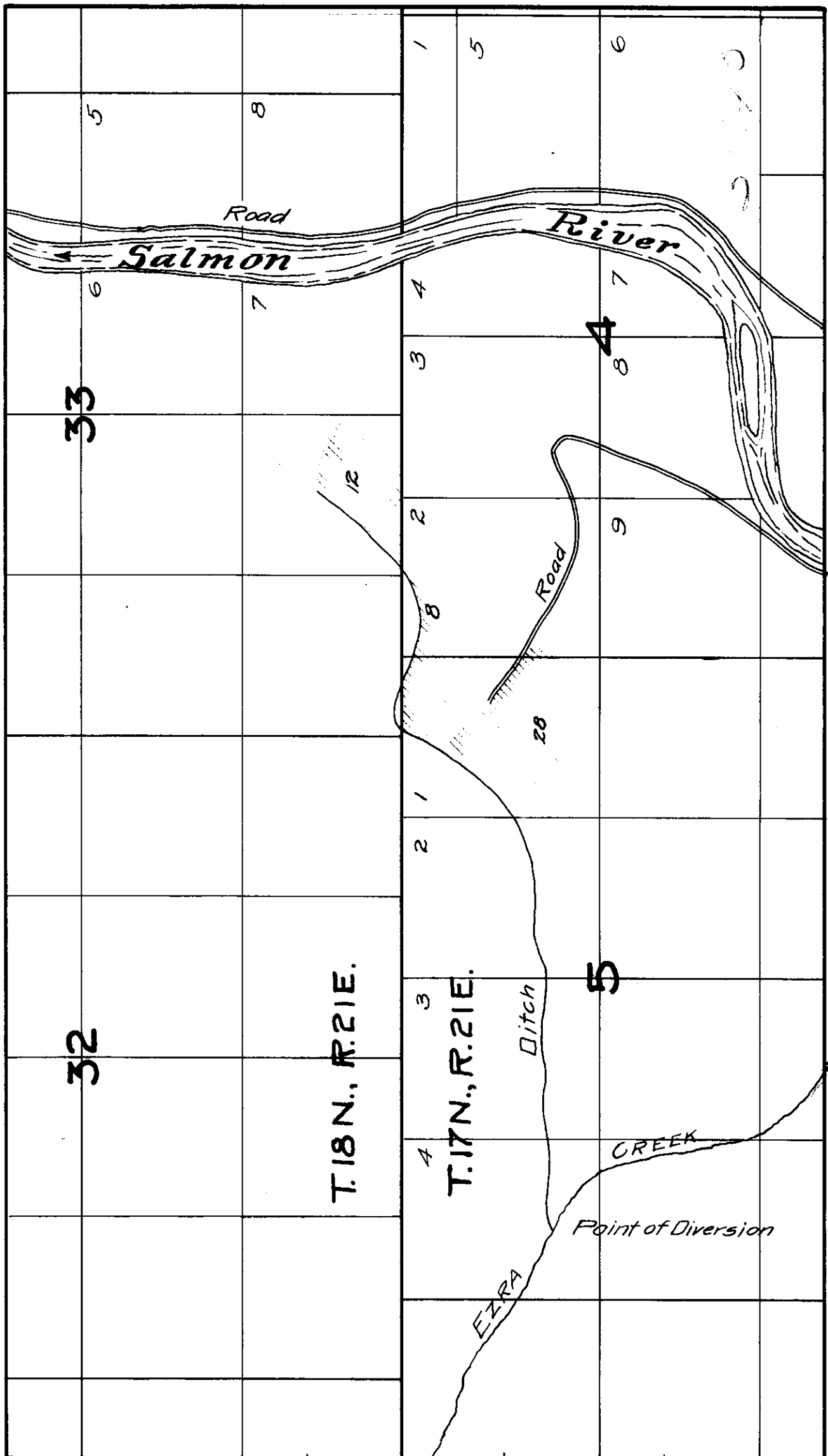
Allen C. Merritt, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 26th day of May 1917

W. C. Smith
Notary Public.

My Commission Expires Dec. 31, 1918.





Scale: 1 inch = 1000 feet.

MAP ACCOMPANYING REPORT OF EXAMINATION OF PERMIT No. 5640

Made April 22, 1917, by Allen C. Merritt, Salmon, Idaho.