

T. 2 N. R. 21 E. B.M. T. 2 N. R. 22 E. B.M.

SEC. 13  
Morgan Creek  
Point of Diversion

S. Fork

SEC. 14  
Morgan, Scott & Davis Ditch

SEC. 25

SEC. 30

SEC.

SEC.

SEC.

SEC.

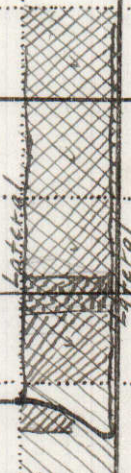
SEC.

SEC.

SEC.

Legend

- Land cultivated and irrigated.
- Land plowed, under ditch, uncultivated.
- Land under ditch - not cleared.



8330

County: Blaine  
 Stream: Muldoon Creek  
 Amount:  $1\frac{1}{2}$  Sec. Feet.  
 Use: Irrigation  
 Priority: April 4, 1912.

## STATE OF IDAHO

Water License No. 8330.

WHEREAS, On the 4th day of April, A. D. 1912,

Alice Davis  
 of Malad, County of Oneida, State of Idaho, duly made application  
 (No. 12222) to me for a permit to use  $1\frac{1}{2}$  cubic feet per second of the waters of the  
 South Fork of Muldoon Creek,

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

WHEREAS, On the 20th day of June, A. D. 1912, Permit No. 8330 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 June, A. D. 1913, and for the application to ben-  
 efitial use of said water on or before the 20th day of June, A. D. 1914, and,

WHEREAS, On the 19th day of July, A. D. 1913, the time for completion of works  
 under said permit was extended to the 28th day of August, A. D. 1913, and the time for  
 beneficial use of water to the 19th day of August, A. D. 1914, and,

WHEREAS, On the 15th day of August, A. D. 1913,

Alice Davis

the holder of said permit, duly made proof of the completion of adequate works for the diversion of  
 $1\frac{1}{2}$  cubic feet per second of said waters, as evidenced by my Certificate No. 8330,  
 dated September 6, 1913 confirming the completion of works of sufficient capacity for diverting and  
 conveying to the place of intended use  $1\frac{1}{2}$  cubic feet per second of said waters,  
 with date of priority of April 4, 1912, and

WHEREAS, On the 20th day of July, A. D. 1914, Alice Davis

the holder of said permit, duly made proof of the application to beneficial use of  $1\frac{1}{2}$  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 Alice Davis

of Malad, County of Oneida, State of Idaho, the holder and owner  
 of said Permit No. 8330, a perpetual right, dating from April 4, 1912,  
 to the use of  $1\frac{1}{2}$  cubic feet per second of the waters of the South Fork of Muldoon Creek,

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 NW Cor. of the SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Sec. 13,  
 T. 2 N., R. 21 E. B. M.

and conducted to and upon 140 acres, as follows: 5 acres in Lot 4, Sec. 30, T. 2 N.,  
 R. 22 E. B. M.; 40 acres in SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , 30 acres in SW $\frac{1}{4}$  of SE $\frac{1}{4}$ , 30 acres in SE $\frac{1}{4}$  of SW $\frac{1}{4}$   
 and 35 acres in SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , Sec. 25, in T. 2 N., R. 21 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 15th day of November,  
 A. D. nineteen hundred and fifteen.

J. H. Smith,

State Engineer:

(Seal)

37-2234

Source, at the P/O indicated  
on License, incorrect. Should  
be Friedman Creek which  
is tributary to South Fork  
Muldoon Creek.

DH

- 37-2234

No. 12222

## APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Alice Davis

Postoffice address: Malad County: Oneida 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 and one-half cubic feet per second.

3. Source of water supply: The south fork of Muldoon Creek

4. Location of point of diversion: at or near the NW corner SW $\frac{1}{4}$  of SW $\frac{1}{4}$  Sec. 13, Tp. 2 N. R. 21, E. B. M.

5. To be used for: Irrigation purposes.

County of Blaine

- I. Irrigation and domestic use: (a) Amount of land to be irrigated: one hundred and eighty-eight acres.  
 (b) In the following legal subdivisions: the S $\frac{1}{2}$  of the SW $\frac{1}{4}$  and the S $\frac{1}{2}$  of the SE $\frac{1}{4}$  of Sec. 25, Tp. 2 N. R. 21 and Lot No. 4 of Sec. 30, Tp. 2 N. R. 22 E. B. M. in Idaho.

- 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: \$250.00

7. Description of works for diversion:

I. Kind of works: Ditch

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 ditch width at bottom 2 feet,

width at water line 2 &amp; 1/2 feet, depth of water 1 feet; diameter of pipe

inches; average grade per mile is 7 feet. Length of conduit is 2 miles,  
 and it crosses the following quarter sections: the SW $\frac{1}{4}$  of Sec. 13, the NW $\frac{1}{4}$  and the SW $\frac{1}{4}$  and  
 also the SE $\frac{1}{4}$  of Sec. 24; the NE $\frac{1}{4}$  and the SE $\frac{1}{4}$  of Sec. 25, Tp. 2 N. R. 21, and the  
 SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Sec. 30, Tp. 2 N. R. 22 E. B. N. in Idaho.

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

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

Alice Davis.... Applicant.

By .. S. D. Davis..... Agent.

Date of first receipt at office of State Engineer 9.00 a.m. April 4, 1912

Returned to applicant for correction April 4, 1912.

Corrected application received May 29, 1912

### APPROVAL OF STATE ENGINEER.

The number of this permit is 8330

Recorded in Book 26 Page 8330 Approved June 20, 1912.

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 August 19, 1912, 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 20, 1912

The whole of said work to be completed on or before June 20, 1913.

Beneficial use of water appropriated in accordance herewith, to be made on or before June 20, 1914.

Witness my hand this 20th day of June, 1912

A. E. Robinson,  
State Engineer.

Remarks:

### EXTENSION OF TIME

On proper request of the holder of the above numbered permit I have this 19th day of July, A.D. 1913, extended the time for proof of completion of works to the 28th day of August, 1913.

F.P.King.  
State Engineer.

Satisfactory affidavit of proof of completion of works made August 15th , 1913.

Certificate of completion of works issued September 6, 1913.

PERMIT NO. 8330.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Alice Davis, of Malad, County of Oneida, and State of Idaho, the holder of Permit No. 8330, issued upon Application No. 12222, bearing date of priority of April 4, 1912, authorizing the diversion of  $1\frac{1}{2}$  second feet of the waters of South Fork of Muldoon Creek, 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  $1\frac{1}{2}$  second feet of the waters of South Fork of Muldoon Creek; that the point of diversion of said waters is at or near the NW Cor. SW $\frac{1}{4}$  of SW $\frac{1}{4}$  Sec. 13, Twp. 2 N., R. 21 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: S $\frac{1}{2}$  of the SW $\frac{1}{4}$  & the S $\frac{1}{2}$  of the SE $\frac{1}{4}$  of Sec. 25, Twp. 2 N., R. 21, and Lot No. 4, of Sec. 30, Twp. 2 N., R. 22 E.B.M., containing 188 acres.

Witness my hand this 6th day of September, A.D. 1913.

F.P. King,

State Engineer of the State of Idaho.

No. 8330

See Deed transferring Permit/to Lee Warf, recorded under Permit No. 10480.

See Deed transferring Permit No. 8330 to ~~Ann~~ Durkee, recorded under Permit No. 10480.

License issued for  $1\frac{1}{2}$  second

Page 1931

WATER RIGHT NUMBER 37-2234-

DHH

OWNER LAST NAME - DAVIS / FIRST NAME - ALICE / ORIG OWNER -  
ADDRESS LINE 1 - ADDRESS LINE 2 -  
ADDRESS LINE 3 - CITY - MALAD STATE - ID ZIP CODE -  
SOURCE - FRIEDMAN CREEK / TRIBUTARY OF - SOUTH FORK, MULDOON CREEK  
STAGE - LICENSE / STATUS - PRIORITY - 04-04-1912 COUNTY - BLAINE / TOTAL DIV. RATE - 1.5000 -CFS  
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - 370' DLE/CAREY ACT - RIGHT BASIS -  
DIVERSION POINT - SWSW 13 02N 21E LOT REDIV - 272.0 386.0 2.0 14.0 2.0 0.0 0.0 0.0 0.0 0.0 3.2  
FROM - TO - USE - IRRIGATION / USE DIV. RATE - 1.5000 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 02N RNG 21E SEC 25 TRACT SWSW LOT AC 35 TRACT SESW LOT AC 30  
USE - IRRIGATION PLACE OF USE - TWN 02N RNG 22E SEC 30 TRACT SWSE LOT AC 30 TRACT SESE LOT AC 40  
DEGREE NAME - DATE - TOTAL ACRES 140/  
REMARKS - LICENSE INCORRECTLY INDICATES SOURCE AS SOUTH FORK, MULDOON CREEK  
PER REVIEW OF U.S.G.S. MAP SOURCE IS FRIEDMAN CREEK.  
NON IRRIG USE -  
OTHER RIGHTS FOR SAME USE -  
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 8330/  
PROOF MADE - FLD EXAM - COND. OF APPROVAL -  
DIVERSION MEANS -

VERIFIED DHH

3/79

IDENT. NO. 37-2234

I D A H O   D E P A R T M E N T   O F   W A T E R   R E S O U R C E S

WATER RIGHT  
DATA ENTRY LOG

[illegible]

# WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 0330 / 37-2234  
 Old No. New No.

## Record

1. Original Owner: Alice Davis

Present Owner: \_\_\_\_\_

2. Address:

3. City: Malad State: 10 Zip: \_\_\_\_\_

4. A. Source of Water: Muldoon Creek, South fork

B. Tributary of: \_\_\_\_\_

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

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

C. Priority Date: 4-4-12

D. County: 13

E. Total Diversion Rate: 1.5

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<br>Lot | Rediv. |
|--------------------------|-------------|-----------|-----------|------------|--------------|--------|
| 6. A. Point of Diversion | <u>SWSW</u> | <u>13</u> | <u>2n</u> | <u>21e</u> | _____        | _____  |
|                          | _____       | _____     | _____     | _____      | _____        | _____  |
|                          | _____       | _____     | _____     | _____      | _____        | _____  |
|                          | _____       | _____     | _____     | _____      | _____        | _____  |
|                          | _____       | _____     | _____     | _____      | _____        | _____  |

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

from \_\_\_\_\_ to \_\_\_\_\_ for 2 purposes. Amount 1.5 cfs  
 (cfs or AC-FT/yr)

from \_\_\_\_\_ to \_\_\_\_\_ for 0 purposes. Amount \_\_\_\_\_

from \_\_\_\_\_ to \_\_\_\_\_ for \_\_\_\_\_ purposes. Amount \_\_\_\_\_

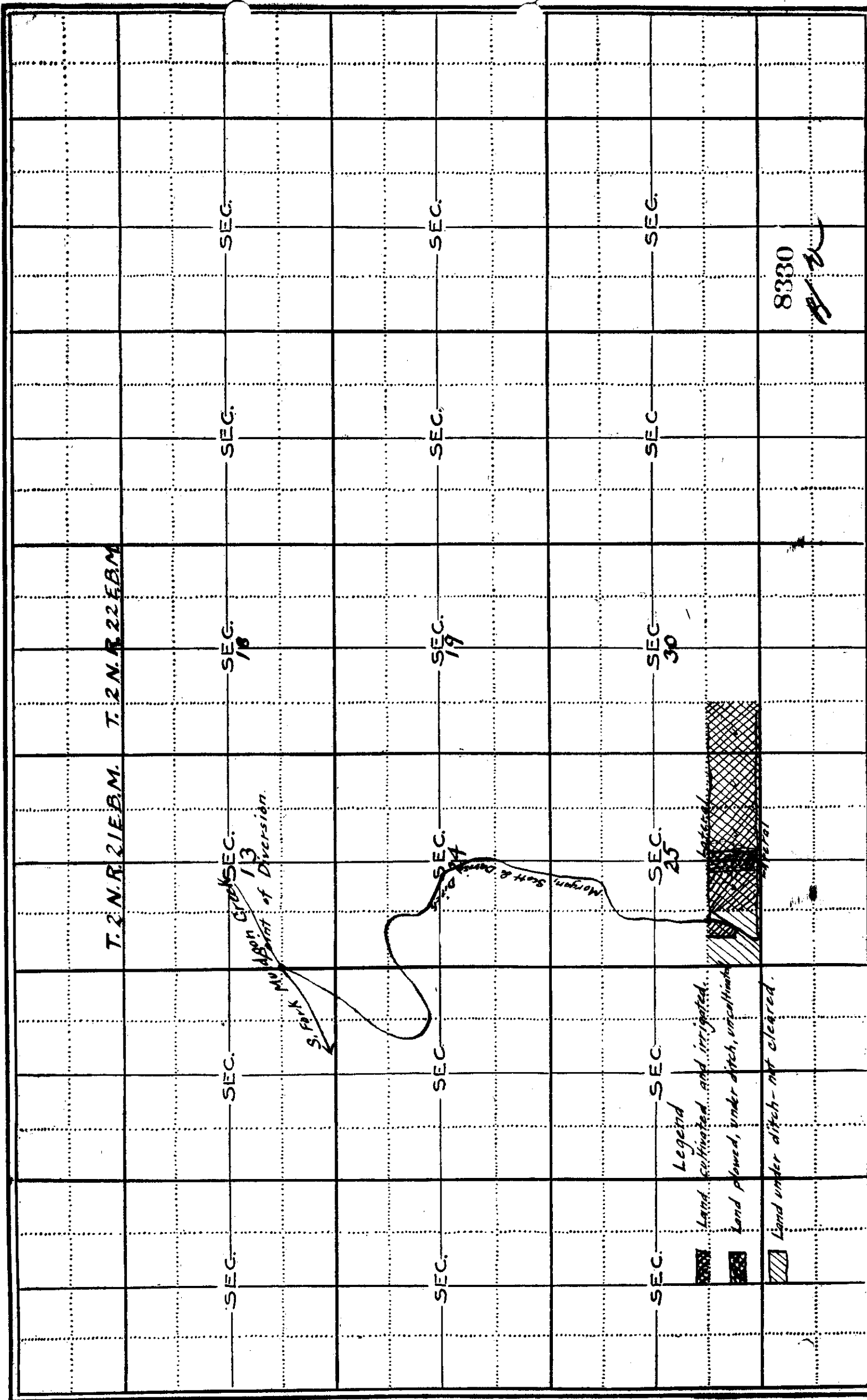
from \_\_\_\_\_ to \_\_\_\_\_ for \_\_\_\_\_ purposes. Amount \_\_\_\_\_

from \_\_\_\_\_ to \_\_\_\_\_ for \_\_\_\_\_ purposes. Amount \_\_\_\_\_

from \_\_\_\_\_ to \_\_\_\_\_ for \_\_\_\_\_ purposes. Amount \_\_\_\_\_

from \_\_\_\_\_ to \_\_\_\_\_ for \_\_\_\_\_ purposes. Amount \_\_\_\_\_





T. 2 N. R. 21 E. B. M. T. 2 N. R. 22 E. B. M.

SEC. 13  
Point of Diversion  
Diversion of Creek

SEC. 19  
Morgan, Scott & Davis Ditch

SEC. 25  
Lateral Ditch

SEC. 30

8330

## REPORT OF ENGINEER

1. State name of applicant and number of permit: Alice Davis, Permit 8330
  2. State source of water supply: South Fork of Muldoon Creek- 1 $\frac{1}{2}$  sec.ft.
  3. Location of point of diversion: NW Cor. of SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec.13, T.2 N.R.21 E.
  4. State whether or not the works of diversion are fully completed and in accordance with terms of permit:  
Diversion works are fully completed. (Small earth embankment)
  5. Describe works as they exist, giving dimensions of same as follows: See Remarks.
    - (a) Width of conduit at bottom: 4 feet.
    - (b) Width at water line: 6 feet.
    - (c) Depth of water: 1 foot.
    - (d) Grade per mile: 5 feet
    - (e) Capacity of ditch: 4.4 second feet.
  6. State whether or not water has been turned into works of diversion and if so, to what extent:  
Water has been turned into works sufficient to irrigate 145 acres under Permit 8330 and 70 acres under Permit 9102.
  7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: S $\frac{1}{2}$  SW $\frac{1}{4}$  & S $\frac{1}{2}$  SE $\frac{1}{4}$ , Sec.25, T.2 N.R.21 E; Lot 4 Sec.30, T. 2 N., R.22 E.B.M.  
In Lot 4, Sec.30, T.2 N.R.22 E.B.M. - 40 acres in cultivation and irrigated.  
In SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec.25, T.2 N.R.21 E.B.M. - 40 acres in cultivation and irrigated.  
In SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec.25, T.2 N.R.21 E.B.M. - 30 acres in cultivation and irrigated.  
In SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec.25, T.2 N.R.21 E.B.M. - 30 acres in cultivation and irrigated.  
In SW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec.25, T.2 N.R.21 E.B.M. - 5 acres in cultivation and irrigated.  
Total - - - - 145 acres in cultivation and irrigated.
  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: The ditch is a joint ditch for Permits 8330 and 9102 for 1.5 and 2.9 second feet respectively.

Examination was made September 17, 1915.

J.E. Badley

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\_\_\_\_\_

My Commission Expires \_\_\_\_\_

8330