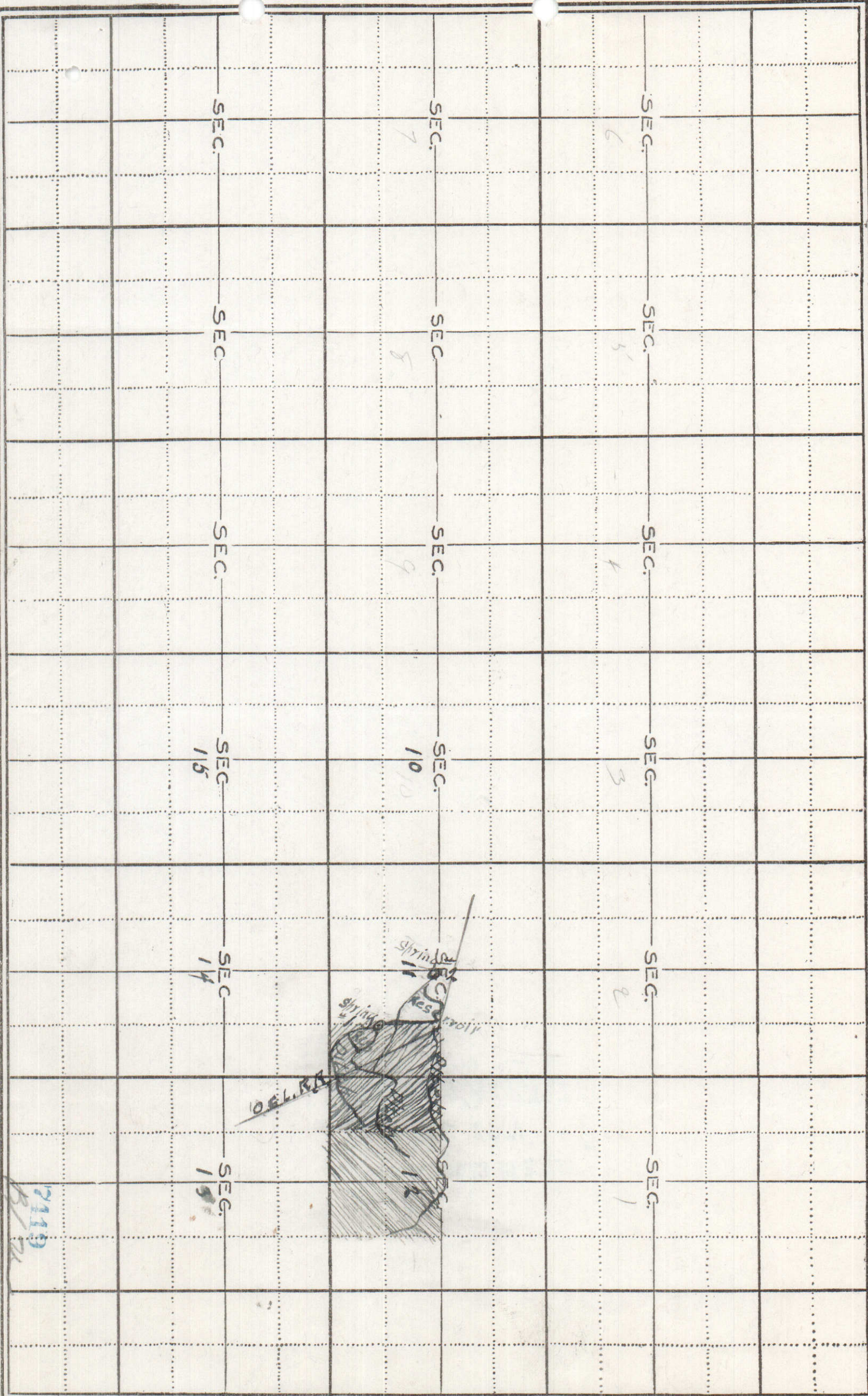


Name of Applicant Geo B. Starcher



County: Blaine
Stream: Spring
Amount: 1.7 sec.ft.
Use: Irrigation
Priority: 5-9-1911

STATE OF IDAHO

Water License No. 7419

WHEREAS, On the 9th day of May, A. D. 1911, Zachariah T. Spellman,

of Richfield, County of Lincoln, State of Idaho, duly made application (No. 10715) to me for a permit to use 6.4 cubic feet per second of the waters of Springs Nos. 1 & 2,

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

WHEREAS, On the 10th day of June, A. D. 1911, Permit No. 7419 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 10th day of June, A. D. 1914, and for the application to beneficial use of said water on or before the 10th day of June, A. D. 1918, and,

WHEREAS, On the 12th day of September, A. D. 1913, Zachariah T. Spellman transferred all his right, title and interest in and to three and two-tenths (3.2) cubic feet per second of said water to George B. Starcher, and,

WHEREAS, On the 1st day of January, A. D. 1915, George B. Starcher,

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. 7419, dated January 22, 1915, 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 water, with date of priority of May 9, 1911, and

WHEREAS, On the 8th day of July, A. D. 1915, George B. Starcher,

the holder of said permit, duly made proof of the application to beneficial use of 1.7 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 B. Starcher

of Magic, County of Blaine, State of Idaho, the holder and owner of said Permit No. 7419, a perpetual right, dating from May 9, 1911, to the use of 1.7 cubic feet per second of the waters of Spring No. 1,

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 a point 250' south of N.W. corner of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 11, T. 2 S., R. 17 E.B.M.

and conducted to and upon 85 acres, as follows: 20 acres in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 11; 15 acres in NE $\frac{1}{4}$ of SW $\frac{1}{4}$, 30 acres in NW $\frac{1}{4}$ of SW $\frac{1}{4}$ and 20 acres in NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 12, T. 2 S., R. 17 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 8th day of September, A. D. nineteen hundred and fifteen.

J. H. Smith,

(Seal)

State Engineer:

37-2211

No. 10715.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Zachari T. Spellman.

Postoffice address: Richfield.

County: Lincoln State: Idaho.

2. The quantity of water claimed is six and two-fifths, See remark #3, cubic feet per second.

3. Source of water supply: See remark #1.

4. Location of point of diversion: See remark #2.

County of Blaine.

5. To be used for Irrigation & domestic .

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 320 acres.

(b) In the following legal subdivisions: E $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 11 and SW $\frac{1}{4}$ and W $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 12- all in T. 2 S. R. 17 E. B. M.

6. Estimated cost of works: \$1000.

7. Description of works for diversion:

I. Kind of works: Reservoir and Ditches.

II. Dimensions of works:

(a) Height of dam 15 feet, length of dam at top 600 feet, length of dam at bottom 100 feet. Material used in construction: earth and rock.

(b) Capacity of reservoir: 280 acre feet.

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

(d) Conduit ditch, width at bottom 2 feet, width at water line 4 feet, depth of water 1 foot. Average grade per mile is 5 feet. Length of conduit is 1 $\frac{1}{2}$ miles and it crosses the following quarter sections: SE $\frac{1}{4}$ of Sec. 11 and SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of sec. 12.

8. The time required for the completion of the construction of such work is 5 years.

9. Time required for the complete application of the water to the proposed use is 4 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.

Zachari T. Spellman,

Applicant.

By.....A. H. Wright.....Agent.

Remarks: Remark #1. Spring #1--250' S. of NW cor. of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 11 and Spring #2--2400' S. 84 deg W. of $\frac{1}{4}$ cor. common to secs. 11 and 12, all in T. 2 S. R. 17 E. B. M. County of Blaine.

Remark #2 Spring #1--250' S. of NW cor. of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 11 and Dam 1440' S. 78 deg 40' W. of $\frac{1}{4}$ cor common to Secs. 11 and 12 T. 2 S. R. 17 E. B. M.

Remark #3--3 1/5 (three and one fifth) cu. ft. Per sec. is claimed from each of the two springs designated in remark #1.

Time asked for in section 8 above is hereby reduced to three years.

A. E. Robinson,

State Engineer.

CB.

APPROVAL OF STATE ENGINEER.

The number of this permit is 7419.

Date of first receipt at office of State Engineer. 9.00 a.m. May 9, 1911.

Returned to application for correction: May 11, 1911.

Corrected application received: June 2, 1911.

Recorded in Book 23 Page 7419 Approved June 10, 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 approve the same, subject to the following limitations and conditions:

Work to begin on or before August 9, 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 December 10, 1912.

The whole of said work to be completed on or before June 10, 1914.

Beneficial use of water appropriated in accordance herewith, to be made on or before June 10, 1918.

Witness my hand this tenth day of June, 1911.

A. E. Robinson,

State Engineer.

THIS INDENTURE, Made this Twelfth day of September, in the year of our Lord one thousand nine hundred and Thirteen, between Zackariah T. Spellman and Helen Spellman, Husband and Wife, of Richfield, County of Lincoln, State of Idaho, the parties of the first part, and George B. Starcher and Estella B. Starcher, of Boise, County of Ada, State of Idaho, the parties of the second part;

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of One Dollar and other valuable considerations, in lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever QUIT CLAIM unto the said parties of the second part, and to their heirs and assigns, all that certain lot, piece or parcel of land situate, lying and being in the County of Blaine, State of Idaho bounded and particularly described as follows, to-wit: The North East Quarter (NE $\frac{1}{4}$) of the South East Quarter (SE $\frac{1}{4}$) of Section Eleven (11) and the North Half (N $\frac{1}{2}$) of the South-West quarter (SW $\frac{1}{4}$) of Section Twelve (12) and the North West Quarter (NW $\frac{1}{4}$) of the South-East Quarter (SE $\frac{1}{4}$) of Section Twelve (12), all in Township Two (2) South, Range Seventeen (17) East of Boise Meridian, together with all water right, ditches and canals thereunto belonging or in any wise appertaining.

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 parties of the second part, and to their heirs and assigns forever.

In Witness Whereof, The said Parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Zackariah T. Spellman (SEAL)
Helen Spellman (SEAL)

H. L. Childs.

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

On this 16th day of September, in the year 1913, before me, H. L. Childs, a Notary Public in and for said County, personally appeared Zackariah T. Spellman and Helen Spellman, Husband and Wife, known to me to be the persons whose name are subscribed to the within instrument, and acknowledged to me that they 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.

(SEAL)

H. L. Childs,
Notary Public.

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9.00 a.m. Jan. 19, 1915.

Herbert Wing, Acting State Engineer.

Proof of completion of works made January 1, 1915.

Certificate of completion issued January 22, 1915.

Permit No. 7419

CERTIFICATE OF COMPLETION OF WORKS .

To All Whom It May Concern:

This is to certify that George B. Starcher and Estelle B. Starcher, of Magic, County of Blaine and State of Idaho, the holders of Permit No. 7419, issued upon Application No. 10715, bearing date of priority of May 9, 1911, authorizing the diversion of 6.4 second feet of the waters of two unnamed springs, County of Blaine, 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 3.2 second feet of the waters of two unnamed springs; that the points of diversion of said waters are as follows: from Spring No. 1- 250' S. of NW Cor. of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 11; from Spring No. 2- 2400' S. 84° W. of $\frac{1}{4}$ Cor. common to Secs. 11 & 12, T. 2 S., R. 17 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and N $\frac{1}{2}$ of SW $\frac{1}{4}$, Sec. 12, and NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 11, all in T. 2 S., R. 17 E.B.M.

- Witness my hand this 22nd day of January, A. D. 1915.

Herbert Wing,

Acting State Engineer of the State of Idaho

License issued for 3.2 second feet
EXTENSION OF TIME.

Upon proper request of George B. Starcher, holder of Permit No. 7419, I have this 26th day of January, 1918, extended the time for beneficial use of water thereunder to the 10th day of June, 1920.

J. H. SMITH,

State Engineer.

REPORT OF ENGINEER

1. State name of applicant and number of permit: George B. Starcher- Permit 7419
2. State source of water supply: Two Springs - 3.2 sec.ft.
3. Location of point of diversion: Spg. No.1 in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec.11 and Spring No.2 in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec.11, T. 2 S., R. 17 E.B.M.

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

Reservoirs made to catch all water from springs, ditches from reservoirs to reach all land irrigable.

5. Describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: 2 ft ditches from both reservoirs
- (b) Width at water line: 3 ft or more
- (c) Depth of water: 12 inches
- (d) Grade per mile: 5 ft
- (e) Capacity of ditch: ditches from two reservoirs 3.5 (or 4) second feet.

6. State whether or not water has been turned into works of diversion and if so, to what extent:

In 1914 both springs and reservoirs used for irrigation. In 1915 spring No. 2 dry. Spring No. 1 running 20 minutes a week.

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec.11, SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec.12, T. 2 S., R.17 E.B.M.

NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 20 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ - 10 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ - 30 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 10 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 15 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ 20 acres. This is in grain, alfalfa and wild hay

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 land as shown is in cultivation and all of the water from these springs used on land described. Spring No. 2 is dry this year but reservoir and ditches show water has been used for irrigation prior to this year. Spring No. 1 running 20 min at present Aug 18th 1915*

John 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 _____ 1915.

My Commission Expires _____

Notary Public.

7419

Name of Applicant.

Geo B. Starcher

SEC.

SEC.

SEC.

SEC.
15

SEC.
14

SEC.
13

SEC.

SEC.

SEC.

SEC.
10

Spring
11
Reservoir

SEC.

SEC.

SEC.

SEC.
3

SEC.
2

SEC.
1

7000
6000