

Name of Applicant.

SCALE: 2 INCHES=1 MILE. DRAW PLAN IN INK.

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T. M. R. 18 E. B. N. 12

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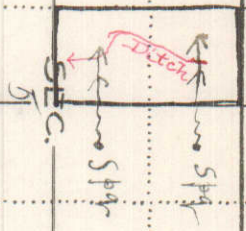
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Amended map

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5225

 *
 Blaine County *
 Unnamed springs *
 3/5 of 1 cu. ft. per sec. *
 Irrigation and domestic *
 Priority 9-20-1909 *

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

Water License No. 5225

WHEREAS, On the 20th day of September, A. D. 1909, BENJAMIN F. MILLER, of Hailey, County of Blaine, State of Idaho, duly made application (No. 7531) to me for a permit to use 1 cubic foot per second of the waters of unnamed springs, County of Blaine, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 20th day of September, A. D. 1909, Permit No. 5225 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 September, A. D. 1911, and for the application to beneficial use of said water on or before the 20th day of September, A. D. 1911, and,

WHEREAS, On the 16th day of September, A. D. 1911, BENJAMIN F. MILLER, the holder of said permit duly made proof of the completion of adequate works for the diversion of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 5225, dated November 20th, 1911, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1 cubic foot per second of water, with date of priority of September 20th, 1909, and,

WHEREAS, On the 16th day of September, A. D. 1911, BENJAMIN F. MILLER, the holder of said permit duly made proof of the application to beneficial use of 3/5 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 BENJAMIN F. MILLER, of Hailey, County of Blaine, State of Idaho, the holder and owner of said Permit No. 5225, a perpetual right, dating from September 20, 1909, to the use of 3/5 of one cubic foot per second of the waters of unnamed springs, 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 near center of Lot 2, Section 5, and near center of the Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), Section 5, Township 3 North, Range 18, East of the Boise Meridian, and conducted to and upon 30 acres, divided as follows: 18 acres in the Lot 3, and 12 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 5, Tp. 3 N., R. 18 East 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.

37-252

WITNESS, My hand and the seal of my office at Boise, Idaho, this 20th day of
November, A. D. Nineteen hundred and eleven.

(SEAL)

A. E. Robinson,
State Engineer

37-2152

No. 7531. 37-2152

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Benjamin F. Miller.

Postoffice address: Hailey.

County: Blaine State: Idaho.

2. The quantity of water claimed is One cubic foot per second.

3. Source of water supply: Springs abt. 1 3/4 mi. northerly from junction of Wood River and East Fork of Wood River.

County of Blaine.

4. Location of point of diversion: One point near center of Lot 2 Sec. 5 and one near center of S.W.4 NE4 Sec. 5, T. 3 N. R. 18 E. One half second foot claimed from each spring and right to use through either ditch as shown on map.

5. To be used for:

I. Irrigation and domestic use:

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

(b) In the following legal subdivisions: Lot 3, SE4 NW4 Sec. 5 T. 3 N. R. 18 E.

6. Estimated cost of works: \$100

7. Description of works for diversion:

I. Kind of works: Two small dams.

II. Dimensions of works:

(a) Height of dams 2 feet, length of dam at top abt. 25 feet, length of dams at bottom 15 feet. Material used in construction: Wood earth & stone.

(c) Size of headgates: Width One foot, height One foot.

(d) Conduits, Two ditches, width at bottom 1 foot, width at water line 1 1/2 feet, depth of water 1/2 foot each. Average grade per mile is 100 feet/ Length of conduits is 700 yards and it crosses the following quarter sections: Lot 2, and SW NE4 Sec. 5 Tp. 3 N. R. 18 E. to land described in 5 I (b) above which is the point of intended use.

8. Time required for the completion of the construction of such work is 2 years.

9. Time required for the complete application of the water to the proposed use is no 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.

Benjamin F. Miller,

Applicant.

APPROVAL OF STATE ENGINEER.

The number of this permit is 5225.

Date of first receipt of application 9.00 a.m. September 20, 1909.

Recorded in Book 15 Page 5225 Approved September 20, 1909.

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 November 19, 1909, 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, 1910.

The whole of said work to be completed on or before September 20, 1911.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to September 20, 1911.

Witness my hand this twentieth day of September, 1909.

Jas. Stephenson, Jr.,

State Engineer.

Notice of proof of completion of works and of application of water to beneficial use received July 3, 1911, fixing September 16, 1911, as date and Hailey, Idaho, as place of proof.

Deposition blanks mailed August 14, 1911.

Water Commissioner notified September 21, 1911.

Affidavit of Publication, Depositions and Fee received September 21, 1911.

Report of Engineer received November 13, 1911.

Certificate & License issued November 20, 1911.

Permit No. 5225

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that BENJAMIN F. MILLER, of Hailey, County of Blaine, and State of Idaho, the holder of Permit No. 5225, issued upon Application No. 7531, bearing date of priority of September 20th, 1909, authorizing the diversion of 1 second foot of the waters of unnamed springs, 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 second-foot of the waters of unnamed springs, that the point of diversion of said waters is at a point near the center of Lot 2, Section 5, and near the center of the Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), Section 5, Township 3 North, Range 18, East 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 3, Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 5, Township 3 North, Range 18, East of the Boise Meridian.

Witness my hand this 20th day of November, A. D. 1911.

A. E. Robinson,

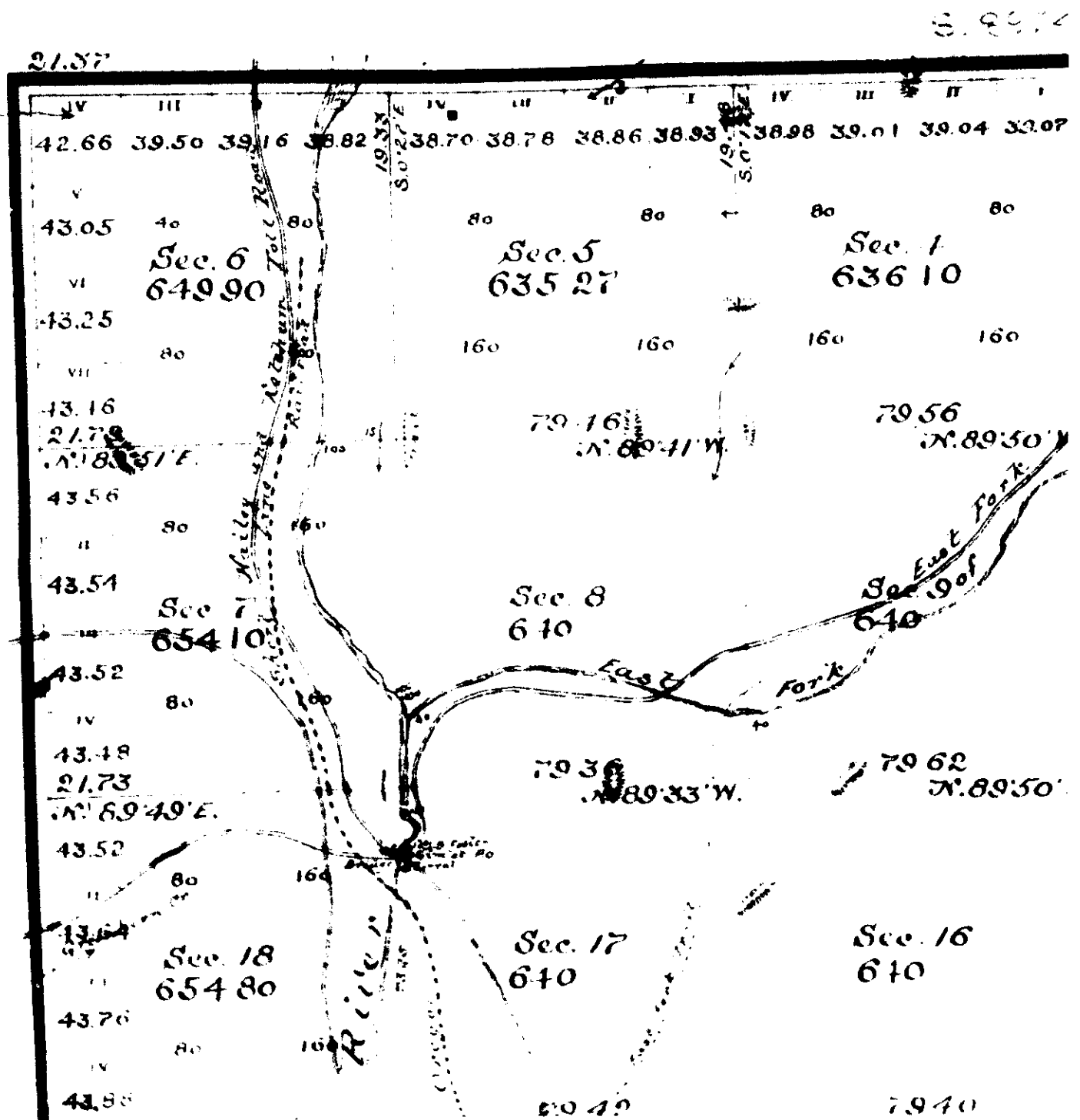
State Engineer of the

State of Idaho

License issued for 6/110 second feet

Pay 7-9

TOWNSHIP N° 3 NORTH. RANGE N



December 1st, 1911.

Re: Permit 5225.

Benjamin F. Miller,
c/o McEadden & Brodhead,
Hailey, Idaho.

Sir:

I herewith enclose
Certificate of Completion
of Works and License issued
under the above numbered
permit.

Very truly yours,

State Engineer.

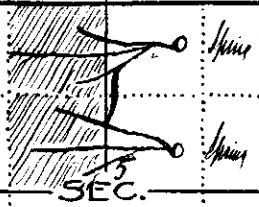
By _____

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Name of Applicant.....

T. M. R. 18 E. B. M.



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Benjamin A. Miller P. 5475

Nov. 1, 1911

SCALE: 2 INCHES=1 MILE. DRAW PLAN IN INK.

Printed and for sale by the Statesman Shop, Boise, Idaho.

REPORT OF ENGINEER

1. State name of applicant and number of permit: Benjamin F. Miller - Permit 5225
2. State source of water supply: Springs
3. Location of point of diversion: (1) Near center Lot 2, Sec. 5, and (2) Near center SW4 NE4 Sec. 5, T. 3 N., R. 18 EBM
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Fully completed
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: 2 conduits 1' each
 - (b) Width at water line: " 1 1/2 "
 - (c) Depth of water: " 1 "
 - (d) Grade per mile: 12'
 - (e) Capacity of ditch: 2 1/2 second feet, each
6. State whether or not water has been turned into works of diversion and if so, to what extent: About 40'
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: 18 acres cultivated NE 1/4 NW 1/4 } Sec 5, T. 3 N., R. 18 EBM.
12 " " SE 1/4 NW 1/4 }
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 _____

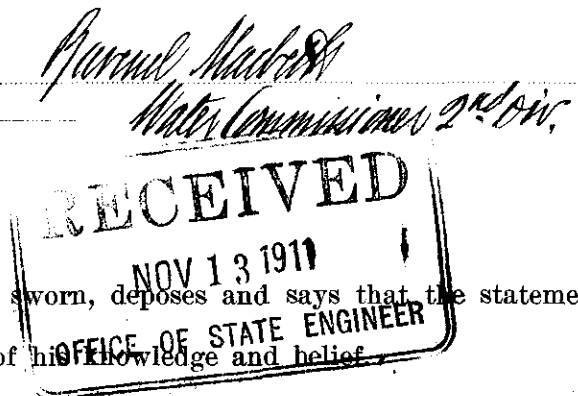
} ss.

_____, 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 _____

Notary Public.



5225

Report of Engineer

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OFFICE OF STATE ENGINEER

1. State name of applicant and number of permit: Benjamin F. Miller, Permit No. 5225
2. State source of water supply: Two Springs
3. Location of point of diversion: one point near center of Lot 2, Sec. 5,
and one near corner SW 1/4 NE 1/4 Sec. 5, T.3 N. R. 18 E.
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: 1'
 - (b) Width at water line: 2'
 - (c) Depth of water: 6"
 - (d) Grade per mile: 25'
6. State whether or not water has been turned into works of diversion and if so, to what extent: very little.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: E 2 SW 1/4 Sec 5 and E 2 NW 1/4 Sec 8 Tp 2 N. R. 18 E.
No beneficial use.
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:

Examination made Sept. 15th, 1910.

J. M. McLean
Water Commissioner 2nd Div.,

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 _____ 190_____.

My Commission Expires _____

Notary Public.

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B. F. Miller #5225.
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