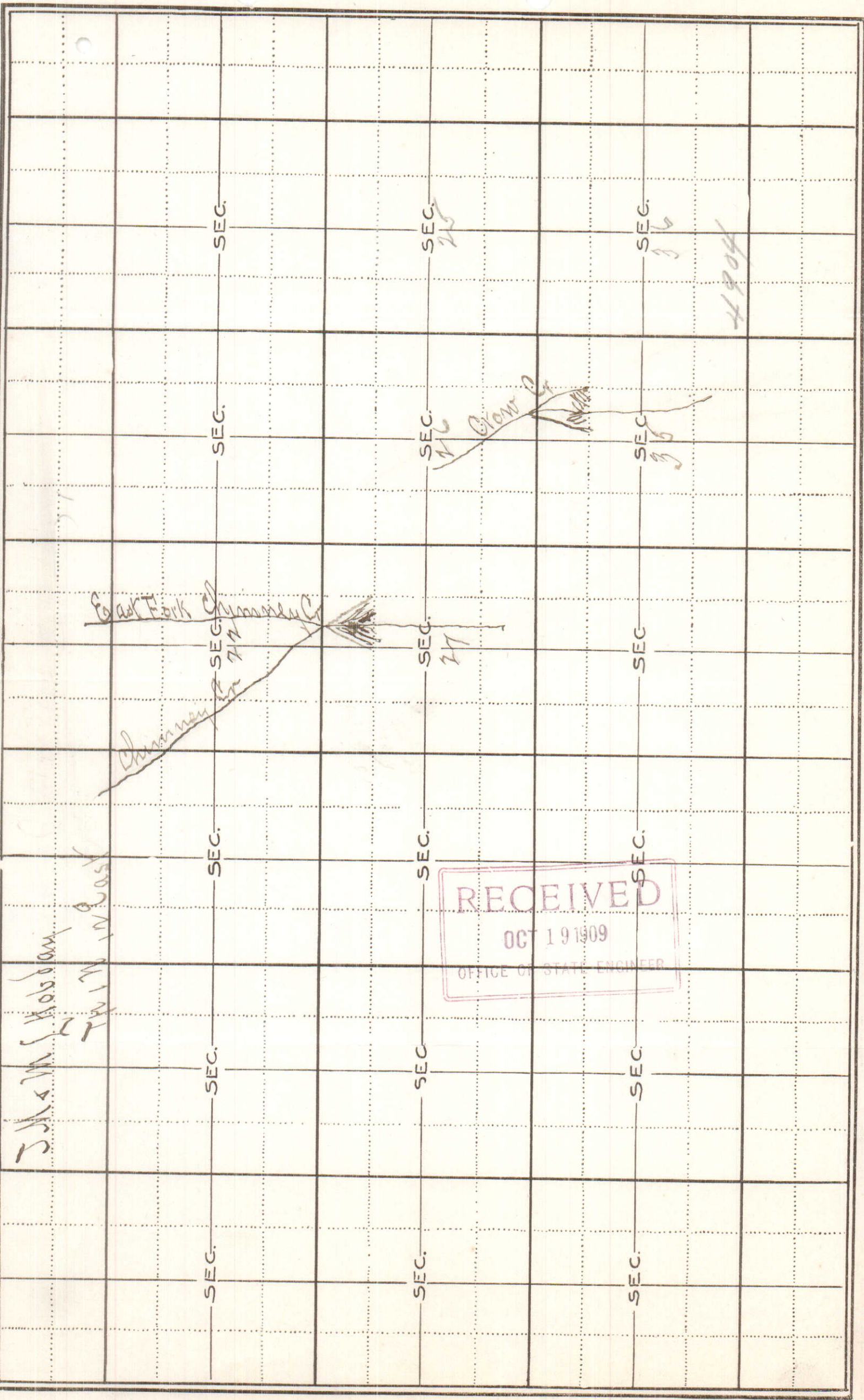




No. 7089. 37-2147

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: J. M. Hobdey, Mary L. Hobdey.

Postoffice address: Corral.

County, Blaine. State, Idaho.

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

3. Source of water supply: Crow Creek, Chimney Creek and East Chimney Creek.

County of Blaine.

4. Location of point of diversion: Crow Creek SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, .6 Sec. ft. Chimney Creek, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 27, .1 Sec. ft. East Chimney Creek SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22, .3 Sec. ft. Tp. 1 N. R. 12 E. B. M.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 80 acres.

(b) In the following legal subdivisions: NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35. NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 27, Tp. 1 N. R. 12 E. B. M.

6. Estimated cost of works : \$150.

7. Description of works for diversion.

I. Kind of works: Ditches.

II. Dimensions of works:

(d) Conduit, ditch, width at bottom 1 $\frac{1}{2}$ feet, width at water line 2 $\frac{1}{2}$ feet, depth of water 8 inches. Average grade per mile is 20 feet. Length of conduit is $\frac{1}{4}$ mile and it crosses the following quarter sections: SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22, Tp. 1 N. R. 12 E. 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 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.

J. M. Hobdey,

Mary L. Hobdey, Applicants,

By H. L. Childs, Agent.

APPROVAL OF STATE ENGINEER.

The number of this permit is 4904.

Date of first receipt of application 9.00 a. m. July 10, 1909.

Recorded in Book 14, Page 4904, Approved July 10, 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 September 9, 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 July 10, 1910.

The whole of said work to be completed on or before July 10, 1911.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to July 10, 1911.

Witness my hand this tenth day of July, 1909.

Jas. Stephenson, Jr.,

State Engineer.

Blank Notice of proof of completion and application of water to beneficial use mailed applicant. Notices received August 11, 1909, fixing September 18th, 1909 as date and Soldier Idaho as place of proof.

Deposition blanks mailed H. L. Childs, August 17, 1909.

Notice for publication mailed Camas Prairie Couriers, August 13, 1909.

Jas. McMillan notified August 17, 1909 to make examination of works.

Depositions of holder and witnesses, affidavit of publication and fees received September 21, 1909.

Engineer's report received October 19, 1909.

Certificate and license issued October 25th, 1909.

Permit No. 4904.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern;

This is to certify that J. M. HOBDEY and MARY L. HOBDEY, of Corral County of Blaine, and State of Idaho, the holders of Permit No. 4904, issued upon Application No. 7089 bearing date of priority of July 10th, 1909, authorizing the diversion of one second foot of the waters of three creeks as follows:

.6 of 1 second foot of the waters of Crow Creek,

.1 of 1 second foot of the waters of Chimney Creek, and

.3 of 1 second foot of the waters of East Chimney 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, one second-foot of the waters of said creeks: That the points of Diversion of said waters are as follows:

Crow Creek; Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 26.

Chimney Creek; Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 27.

E. Chimney Creek: Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 22. All in Township 1 North, Range 12 East of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Northwest quarter of the Northwest quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 27 and Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 35, Township 1 North, Range 12 East of Boise Meridian.

Witness my hand this twenty-fifth day of October, A. D. 1909

Jas. Stephenson, Jr.,

State Engineer of the State of Idaho.

License issued for 6/10 second feet.

Page 7 of 6

VOID - SEE LICENSE NO. 786 Bk. 2

County of Blaine.
Crow, Chimney and
East Chimney Creeks,
~~one sec. ft.~~ *.6*
irrigation and domestic use.
Priority 7/10/09.

37-2147

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

WATER LICENSE No. 4904.

WHEREAS, On the 10th day of July, A. D. 1909, J. M. HOBDEY and MARY L. HOBDEY, of Corral County of Blaine, State of Idaho, duly made application (No. 7089) to me for a permit to use .6 sec. ft. of the waters of Crow Creek, .1 sec. ft. of the waters of Chimney Creek, and .3 sec. ft. of the waters of East Chimney Creek, County of Blaine, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 10th day of July, A. D. 1909, Permit No. 4904 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 10th day of July, A. D. 1911, and for the application to beneficial use of said water on or before the 10th day of July, A. D. 1911, and

WHEREAS, On the 18th day of September, A. D. 1909, J. M. HOBDEY and MARY L. HOBDEY, the holders of said permit, duly made proof of the completion of adequate works for the diversion of one cubic foot per second of said waters, as evidenced by my Certificate No. 4904, dated October 25th, 1909, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one second foot of the waters of said creeks; with date of priority of July 10, 1909, and,

WHEREAS, On the 18th day of September, A. D. 1909, J. M. HOBDEY and MARY L. HOBDEY, the holders of said permit duly made proof of the application to beneficial use of .6 of 1 cubic foot per second of said water:

NOW, THEREFOR, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to J. M. Hobdey and Mary L. Hobdey, of Corral, County of Blaine, State of Idaho, the holders and owners of said Permit No. 4904, a perpetual right, dating from July 10th, 1909, to the use of Six-tenths (.6) of one cubic foot per second of the waters of said creeks, 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 from Crow Creek in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26; from Chimney Creek in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 27, and from East Chimney Creek in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22, All in Township 1 N., Range 12 East Boise Meridian, and conducted to and upon (20 acres in the Northwest quarter of the Northwest quarter of Section 27 and 10 acres in the Northwest quarter of the Northeast quarter of Section 35, Twp. 1 North, of Range 12 East of Boise Mer. 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.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 25th day of October, A.D. Nineteen hundred and nine.

Jas. Stephenson, Jr.,

37-2147

State Engineer.

(SEAL).

 Blaine County *
 East Fork Chimney Creek *
 Crow and Chimney Creek *
 .6 cubic feet per second *
 Irrigation *
 Priority 7-10-09 *

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

Water License No. 4904

WHEREAS, On the 10th day of July, A.D. 1909, J. M. HOBDEY and MARY L. HOBDEY, of Corral, County of Blaine, State of Idaho, duly made application (No. 7089) to me for a permit to use six-tenths (.6) of one cubic foot per second of the waters of CROW creek, one-tenth (.1) of one cubic foot per second of the waters of CHIMNEY creek and three-tenths (.3) of one cubic foot per second of the waters of EAST FORK CHIMNEY creek, County of Blaine, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 10th day of July, A.D. 1909, Permit No. 4904 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 10th day of July, A.D. 1911, and for the application to beneficial use of said water on or before the 10th day of July, A.D. 1911, and,

WHEREAS, On the 18th day of September, A.D. 1909, J. M. HOBDEY and MARY L. HOBDEY, the holders of said permit duly made proof of the completion of adequate works for the diversion of one (1) cubic foot per second of said waters, as evidenced by my Certificate No. 4904, dated October 25, 1909, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one (1) cubic foot per second of water, with date of priority of July 10, 1909, and,

WHEREAS, On the 18th day of September, A.D. 1909, J. M. HOBDEY and MARY L. HOBDEY, the holder of said permit duly made proof of the application to beneficial use of .6 of 1 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 J. M. HOBDEY and MARY L. HOBDEY, of Corral, County of Blaine, State of Idaho, the holders and owners of said Permit No. 4904, a perpetual right, dating from July 10, 1909, to the use of two-tenths (.2) of one cubic foot per second of the waters of CROW creek and four-tenths (.4) of one cubic foot per second of the waters of CHIMNEY creek and EAST FORK CHIMNEY 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 from Crow creek in the Southwest quarter of Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) Section 26: from Chimney creek in the Northwest quarter of Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) Section 27, and from East Fork Chimney creek in Southwest quarter of Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 22, all in Township 1 North of Range 12 East of Boise Meridian, and conducted to and upon (20 acres in the Northwest quarter of Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) Section 27, and 10 acres in the Northwest quarter of Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) Section 35, Township 1 North of Range 12 East of 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.

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

A. E. Robinson,
State Engineer.

(SEAL)

Recorded April 6th, 1911.

This license is issued in lieu of Water License No. 4904, issued to J. L. Hobday and Mary L. Hobday on October 25, 1909, an error having been made in said license in the description of the lands to be irrigated.

37-2147

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 4904 137-2147
 Old No. New No.

Record

1. Original Owner: J.M. & Mary L. Hobday

Present Owner: _____

2. Address:

3. City: Corral State: 12 Zip: _____

4. A. Source of Water: Chimney Creek and East Fork, & Crow 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: 7-10-1909

D. County: 13

E. Total Diversion Rate: .6

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>SWSE</u>	<u>26</u>	<u>1N</u>	<u>12E</u>		
	<u>NWNE</u>	<u>27</u>	<u>1N</u>	<u>12E</u>		
	<u>SWSE</u>	<u>22</u>	<u>1N</u>	<u>12E</u>		

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

from _____ to _____ for A purposes. Amount .6
 (cfs or AC-Ft/yr)

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 _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

[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: 4904

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

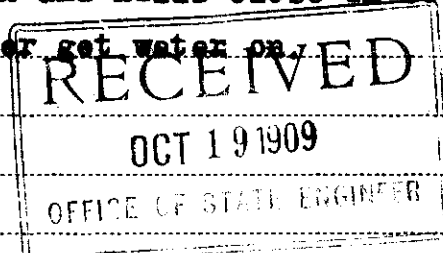
14. Diversion Means (brief narrative):

Atty 4.25-79

Report of Engineer

1. State name of applicant and number of permit: J.M. and Mary L. Hobday, #4904
2. State source of water supply: Crow Creek, Chimney Creek & East Chimney Creek
3. Location of point of diversion: Crow Creek, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26; Chimney Creek, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 27; East Chimney Creek SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22 Tp. 1 N. R. 12 E. B. M.
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: 4 ditches 18"
 - (b) Width at water line: 24"
 - (c) Depth of water: 6"
 - (d) Grade per mile: 20'
6. State whether or not water has been turned into works of diversion and if so, to what extent: yes, as above.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: 15 acres ~~XXXX~~ Hay and 5 acres Alfalfa on Chimney Cr.,
10 acres grain on Crow Creek.
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 is in bottom of creek and hills close in so that
this 20 acres is about all they can ever get water on.



Examination made Oct. 15th. 1909.

J. McMillan
Water Commissioner Div. No. 2.

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.

30
38 .6
4904

JM & M S Hobday
Twp 1 N, R 12 E, S 27 N

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

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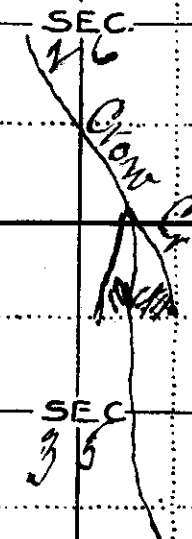
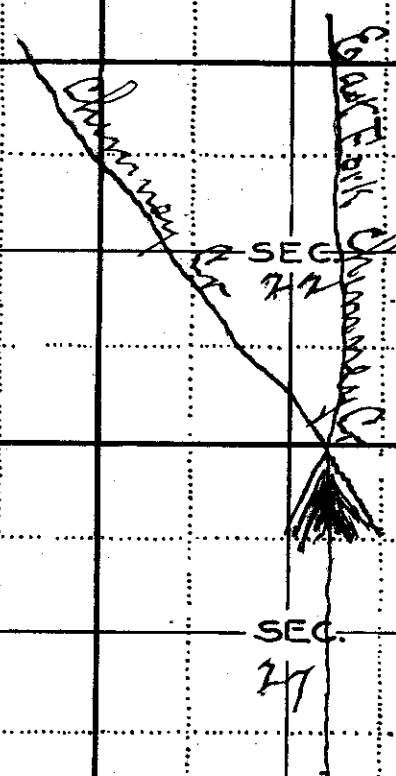
SEC.

SEC.

SEC.

SEC.

RECEIVED
OCT 19 1909
OFFICE OF STATE ENGINEER



4904