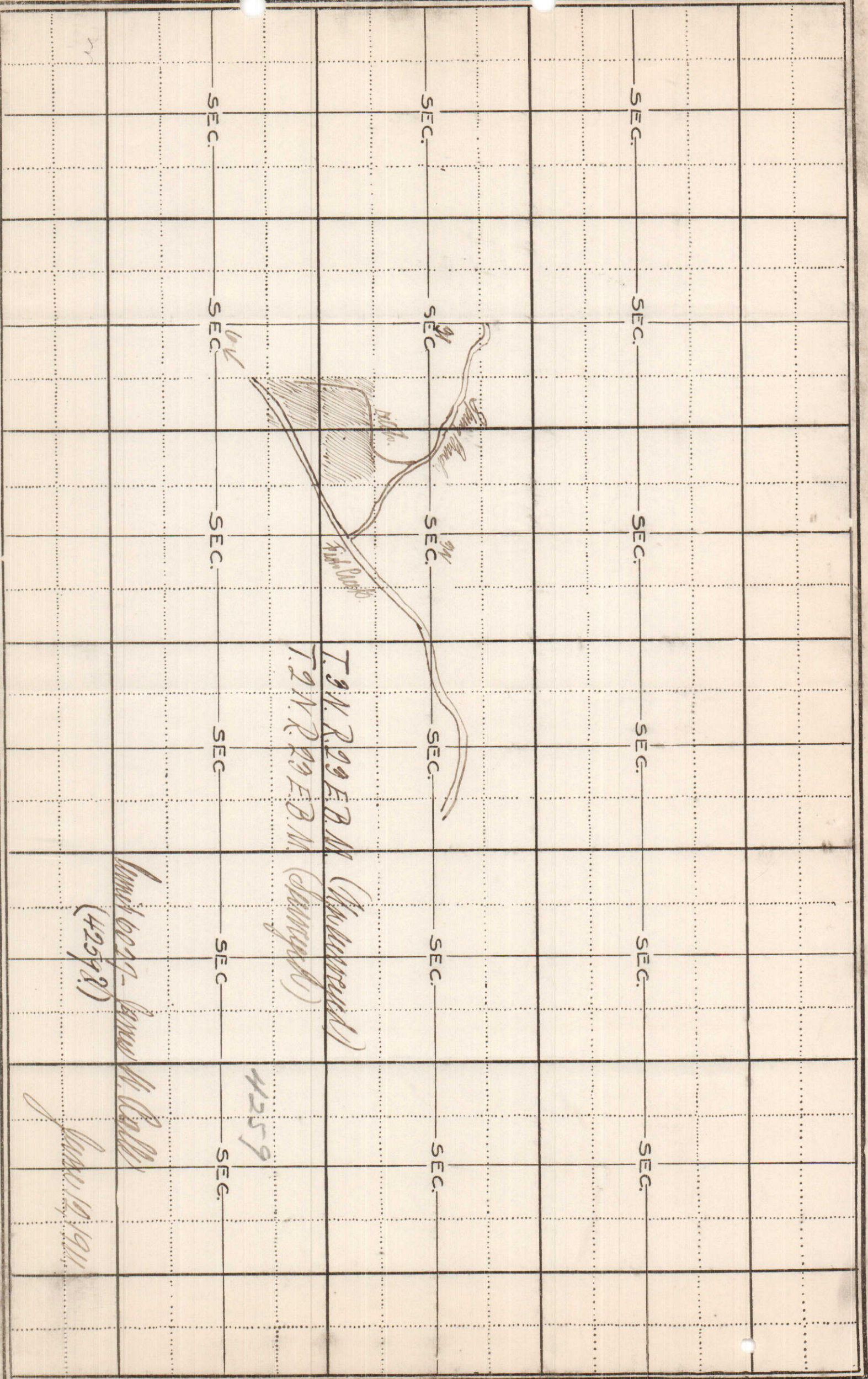




T. 2 N. R. 23 E. B. M. (Shaded)

4259

June 10, 1911

(42592)

June 10, 1911

 Blaine County *
 Trib. of Fish Creek *
 1 cubic foot per second *
 Irrigation and domestic *
 Priority 12-29-1908 *

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

WATER LICENSE NO. 4259

WHEREAS, On the 29th day of December, A. D. 1908, JAMES W. RALLS, of Bellevue, County of Blaine, State of Idaho, duly made application (No. 6027) to me for a permit to use 2.4 cubic feet of the waters of Spring branch tributary of Fish Creek, County of Blaine, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 2nd day of January, A. D. 1909, Permit No. 4259 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 2nd day of January, A. D. 1911, and for the application to beneficial use of said water on or before the 2nd day of January, A. D. 1911, and,

WHEREAS, On the 23rd day of December, A. D. 1910, JAMES W. RALLS, the holder of said permit duly made proof of the completion of adequate works for the diversion of 2.4 cubic feet per second of said waters, as evidenced by my Certificate No. 4259 dated July 25, 1911, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2.4 cubic feet per second of water, with date of priority of December 29, 1908, and,

WHEREAS, On the 23rd day of December, A. D. 1910, JAMES W. RALLS, the holder of said permit duly made proof of the application to beneficial use 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 JAMES W. RALLS, of Bellevue, County of Blaine, State of Idaho, the holder and owner of said Permit No. 4259, a perpetual right, dating from December 29, 1908, to the use of one cubic foot per second of waters ^{of a tributary of Fish 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 a point in the Northwest quarter of the Southwest quarter, Section 32, Township 3 North, Range 23, East of Boise Meridian, and conducted to and upon 50 acres divided as follows: (20 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, Tp. 2 N., 25 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, and 5 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, Tp. 3 N., R. 23, T. 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 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 July, A. D. Nineteen hundred and eleven,

A. E. Robinson,
 State Engineer

(SEAL)

37 2123

No. 6027.

37-2123

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: James W. Ralls.

Postoffice address: Bellevue

County: Blaine

State: Idaho

2. The quantity of water claimed is 2 2/5 cubic feet per second.

3. Source of water supply: Spring branch tributary of Fish Creek

County of Blaine

State of Idaho

4. Location of point of diversion: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 32. Twp. 3 N.R. 23 East. unsurveyed land

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 120 acres.

(b) In the following legal subdivisions: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 6. Twp. 2 N.R. 23 East, and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 31. and SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 32. Twp. 3 North, Range 23 East Blaine Co. Idaho.

6. Estimated cost of works: \$150.00

7. Description of works for diversion:

I. Kind of works: Stone, earth & timber dam, with ditches.

II. Dimensions of works:

(a) Height of dam 4 feet, length of dam at top 30 feet, length of dam at bottom 4 feet. Material used in construction: Stone, earth, & timber dam.

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

(d) Conduit 15", width at bottom 3 feet, width at water line ...feet. Average grade per mile is 10 feet. Length of conduit is 600 yards, and it crosses the following quarter sections: SW $\frac{1}{4}$ Sec. 32. Twp. 3 North, Range 23 East (unsurveyed) Blaine Co. Idaho, 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 two years.

9. Time required for the complete application of the water to the proposed use is none 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.

James W. Ralls.

Applicant.

APPROVAL OF STATE ENGINEER.

The number of this permit is 4259

Date of first receipt of application: 9.00 a.m. December 29, 1908.

Returned to applicant for correction: December 29, 1908.

Corrected application received: January 1, 1909.

Recorded in Book 12. Page 4259. Approved January 2, 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 March 3, 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 January 2, 1910.

The whole of said work to be completed on or before January 2, 1911.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to January 2, 1911.

Witness my hand this second day of January , 1909/

Jas. Stephenson, Jr.

State Engineer

Notice of proof of completion of works and beneficial use of water received October 20, 1910
 Publication notice mailed the Gate City Advertiser at Bellevue November 16, 1910
 Deposition blanks mailed S. P. Richards, M. P., November 16, 1910
 Water commissioner, Jas. McMillan, notified November 16, 1910 to make examination of works
 Depositions, affidavit of publication and fees received December 27, 1910
 Fees returned pending receipt of water commissioner's report December 27, 1910
 Report of water commissioner, R. Macheth, received June 15, 1911.
 Certificate and License issued July 25, 1911.

Permit No. 4259

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that JAMES W. RALLS, of Bellevue, County of Blaine, and State of Idaho, the holder of Permit No. 4259, issued upon Application No. 6027, bearing date of priority of December 29, 1908, authorizing the diversion of 2.4 second feet of the waters of Spring branch tributary of Fish 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 2.4 second-feet of the waters of Spring branch tributary of Fish Creek, that the point of diversion of said waters is at a point in the Northwest quarter of the Southwest quarter, Section 32, Township 3 North, Range 23, East of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Northeast quarter of the Northeast quarter (NE4 NE4), Section 6, Township 2 North, Southeast quarter of the Southeast quarter (SE4 SE4), Section 31, Southwest quarter of the Southwest quarter (SW4 SW4), Section 32, Township 3 North, Range 23, East of Boise Meridian.

Witness my hand this 25th day of July, A. D. 1911.

A. E. Robinson,
 State Engineer of the
 State of Idaho

License issued for 1 second feet

Page 860

WATER RIGHT NUMBER 37-2123 ✓

OWNER LAST NAME - RALLS

FIRST NAME - JAMES W.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BELLEVUE

STATE - ID ZIP CODE - 83313

SOURCE - UNNAMED STREAM

TRIBUTARY OF - FISH CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 12-29-1908 COUNTY - BLAINE

TOTAL DIV. RATE -

1.0000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 37U DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWSW 32 03N 23E LOT

REDIV -

272.0 386.0 2.0 4.0 12.9 0.0 0.0 0.0 0.0 0.0 0.6

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

1.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 23E SEC 32 TRACT SWSW LOT AC 05

USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 23E SEC 31 TRACT SESE LOT AC 25

USE - IRRIGATION

PLACE OF USE - TWN 02N RNG 23E SEC 06 TRACT NENE LOT AC 20

DECREE NAME -

DATE -

TOTAL ACRES

50

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 4259

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

MAY 1985

IDENT. NO. 37-2123

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. 4259 / 31-2123
 Old No. New No.

Record

1. Original Owner: James W. Ralla

Present Owner: _____

2. Address:

3. City: Belleue State: ID Zip: _____

4. A. Source of Water: unnamed stream

B. Tributary of: Fish Creek

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: 12-29-1908

D. County: 13

E. Total Diversion Rate: 1.

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>NWSW</u>	<u>32</u>	<u>3N</u>	<u>23E</u>		

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

from _____ to _____ for A purposes. Amount 1.
 (cfs or ~~AG~~ FT/yr)

from _____ to _____ for D purposes. Amount _____

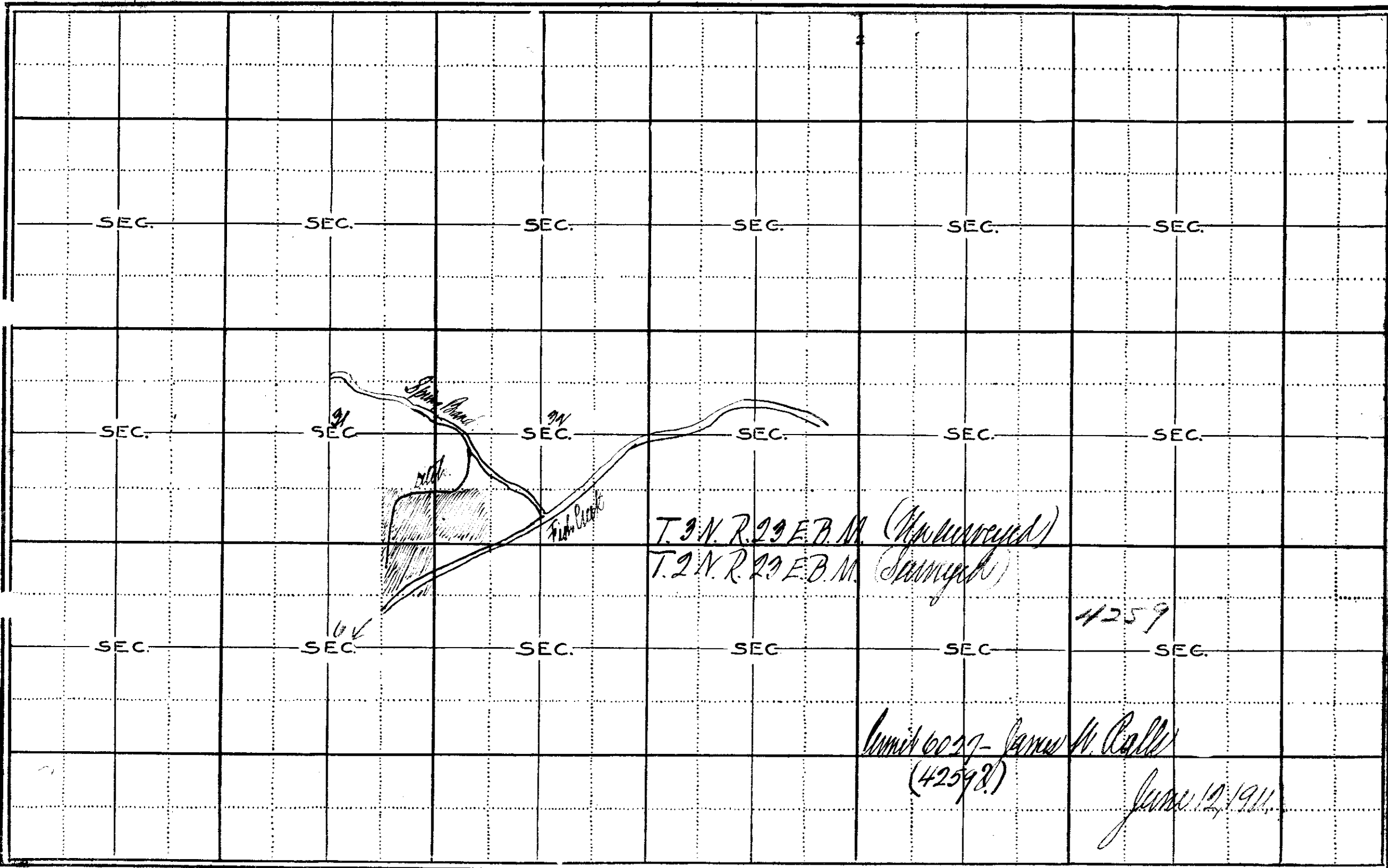
from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____



Report of Engineer

1. State name of applicant and number of permit: James Ralls, #4259
2. State source of water supply: Spring Branch
3. Location of point of diversion: NW 1/4 Sec. 32 T. 5 N. R. 25 E. B. M.
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: *15"*
 - (b) Width at water line: *3'*
 - (c) Depth of water: *12"*
 - (d) Grade per mile: *100'*
6. State whether or not water has been turned into works of diversion and if so, to what extent: *Full extent*
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: *NEH NEH Sec 6 T. 2 N. R. 29 E. B. M. SEH SEH Sec 91 SWH SWH Sec 32 T. 3 N. R. 29 E. B. M. (Undrained)*
20 acres under cultivation NEH NEH Sec 6 T. 2 N. R. 29 E. B. M.
25 " " " SEH SEH Sec 91 T. 3 N. R. 29 E. B. M.
5 " " " SWH SWH Sec 32 T. 3 N. R. 29 E. B. M.
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:

Discrepancy exists in number of permit - James W. Ralls papers give permit N° 6027 whereas my papers call for permit N° 4259

*Permit Made &
Water Commissioner 2nd Div.*

STATE OF IDAHO,

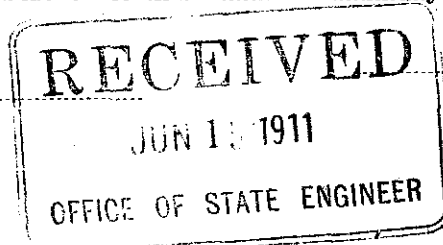
County of _____

} 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 _____ 191_____.

My Commission Expires _____



Notary Public.

4259