

State of Idaho

License and Certificate of Water Right

Water License No. 14014

Amount 1 csg. ft.

Water District No. 36-A

Priority 5-9-19

THIS IS TO CERTIFY that S. M. NIXON of Pocatello, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 9, 1919; that Permit No. 14014 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1 second feet, was issued thereunder on March 11, 1920, showing that said works were completed on the 20 day of February, 1920; and that on the 7th day of July, 1920,

S. M. NIXON

of Pocatello, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Duck Creek, a tributary of Henry Lake, for the purpose of irrigation & domestic, under Use Permit No. 14014 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 5 of Licenses, at page 2811, on the 13th day of September, 1921;

The right hereby confirmed dates from May 9, 1919;

The Point of Diversion is located in the SE 1/4 SW 1/4, Sec. 13, Tp. 15 N., R. 42 E., B. M. County of Fremont

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed one cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
15 N	42 E	13	SE 1/4 NW 1/4 NE 1/4 SW 1/4	20 30	40 40

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 13th day of September, 1921.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

21-2077

APPLICATION FOR PERMIT 21-2077

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 19896
 Permit No. 14014
 District No. 35-A

1. Name of Applicant: S. M. Nixon.

Postoffice address: Pocatello

County: Bannock

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) 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. Quantity of water claimed: one cubic feet per second.

3. Source of water supply: Duck Creek which is a tributary of Henry's Lake

4. Location of point of diversion: feet distant from the
 corner of Section , T. , R. , B. M., and is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
 of Section 13 , T. 15 N , R. 42 E B. M., County of Fremont.

5. Water is to be used for: Irrigation and domestic.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B. M., in the of Section , T. , R. , B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B. M., in the
 of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 400.00

8. Kind of works: Ditches & Dam.

9. Height of dam 3 feet; length of dam at top 15 feet; length of dam at bottom 15
 feet; material used in dam Rock and Earth.

10. Size of headgate: Width 2 feet; height 1 feet.

11. Ditch: Width at bottom 2 feet; width at water line 2 feet; depth of water 1
 feet; dimensions of flume

Diameter of pipe inches; length of conduit $\frac{1}{2}$ miles.

Average grade per mile 3 feet.

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

13. The time required for the complete application of the water to the proposed use is 2 additional years.

14. The land to be irrigated is described in the following tabulation: See Remarks.

15. (a) Is reservoir to be used? **No.** If so, fill in (b) and (c) below.
 (b) Name of reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

S. M. Nixon. Applicant.

By _____ Agent.

Commissioner of Reclamation.

Date of first receipt at office of ~~State Engineer~~ 9:00 A.M. May 9, 1919.

Returned to applicant for correction May 9, 1919.

Corrected application received May 12, 1919.

APPROVAL OF STATE ENGINEER

The number of this permit is 14014

Recorded in Book 49 Page 14014 Approved May 21, 1919.

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 July 20, 1919 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 **November 21, 1919.**

The whole of said work to be completed on or before May 21, 1920.

Beneficial use of water appropriated in accordance herewith, to be made on or before May 21, 1922.

Witness my hand this 21st day of May, 1919.

W. G. Swendsen. Commissioner of Reclamation.
State Engineer.

Remarks:

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15N	42 E	13								20				30					50
			Government land filed on by S. M. Nixon.																
			EXTENSION OF TIME																
			Upon proper request of the holder of Permit No. 14014, I have this 28th day of February, 1920, extended the time for Completion of Works to the 7th day of July, 1920.																
			W. G. Swendsen Commissioner of Reclamation																
			Permit No. 14014 CERTIFICATE OF COMPLETION OF WORKS.																
			TO ALL WHOM IT MAY CONCERN: This is to certify that S. M. Nixon, of Pocatello, County of Bannock, and State of Idaho, the holder of Permit No. 14014, issued upon Application No. 19896, bearing date of priority of May 9, 1919, authorizing the diversion of 1.0 second feet of the waters of Duck Creek, County of Fremont, 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 1.0 second feet of the waters of Duck Creek; that the point of diversion of said waters is in the SE¼SW¼, Sec. 13, T. 15 N., R. 42 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE¼NW¼, and NE¼SW¼, Sec. 13, T. 15 N., R. 42 E., B. M. Witness my hand this 11th day of March, A. D. 1920.																
			W. G. Swendsen Commissioner of Reclamation By S. T. Baer Deputy.																
			License issued for _____ second feet																

September 23, 1921.

Re: Permit No. 14014.

Mr. S. M. Nixon,
Pocatello, Idaho.

Dear Sir:

Enclosed you will find Water License
issued under the above numbered Permit, together
with receipt for fees paid.

VERY TRULY YOURS,

W. G. SWENDSEN,
Commissioner of Reclamation

CB/E

By _____
Chief Clerk.

14014

Aug. 29, 1921

Re Permit 14014

Mr. S. M. Nixon
Pocatello, Idaho.

Dear sir:-

The report of the examining engineer on your proof of beneficial use under the above numbered permit has been filed. Upon the receipt of the sum of \$4.00 license will be issued.

Very truly yours,

W.G. SKENDBSEN,
Commissioner of Reclamation

By

14014

REPORT OF ENGINEER

This proof is for Beneficial Use.In Water District No. 36-A1. State name of applicant and number of permit: S. M. Nixon - Permit 140142. State source of water supply: Duck Creek- trib. Henry Lake3. Location of point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 13, T. 15 N., R. 42 E.

4. Describe works as they exist, giving dimensions and capacities of same:

Timber and rock-fill dam 4' high and 30' long.Main takeout canal 30 rds. long 1' x 5', capacity 12 cu. ft. per sec.Laterals to carry above 1 mi. long.5. State whether or not water has been turned into works of diversion: Yes, water has been used on this land this year.6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): SE $\frac{1}{4}$ SW $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 13, T. 15 N., R. 42 E.SE $\frac{1}{4}$ NW $\frac{1}{4}$ 25 a. oatsSE $\frac{1}{4}$ NW $\frac{1}{4}$ 15 meadowsNE $\frac{1}{4}$ SW $\frac{1}{4}$ 25 a. oatsNE $\frac{1}{4}$ SW $\frac{1}{4}$ 15 wild grass land} Sec. 13.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? The one party

9. Give names and amount of each right:

S. M. Nixon bought the E. H. Sherman right of 8 cu. ft. which uses same takeout.10. What large stream would the water here appropriated finally reach? Henry Lake11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: Duck Creek, thence into Henrys Lake.Remarks: The field of oats, about 50 a., was being irrigated when examined, and had been previously irrigated.This examination was made on the 5th day of Aug. 1921.(Signed) Elmer W. Benninger

Examiner.

OVER

14014

(This report must be sworn to when not made by an attache of the office.)

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 19.....

My commission expires

Notary Public.

Dist. 36-A

S. M. Nixon

Pocatello

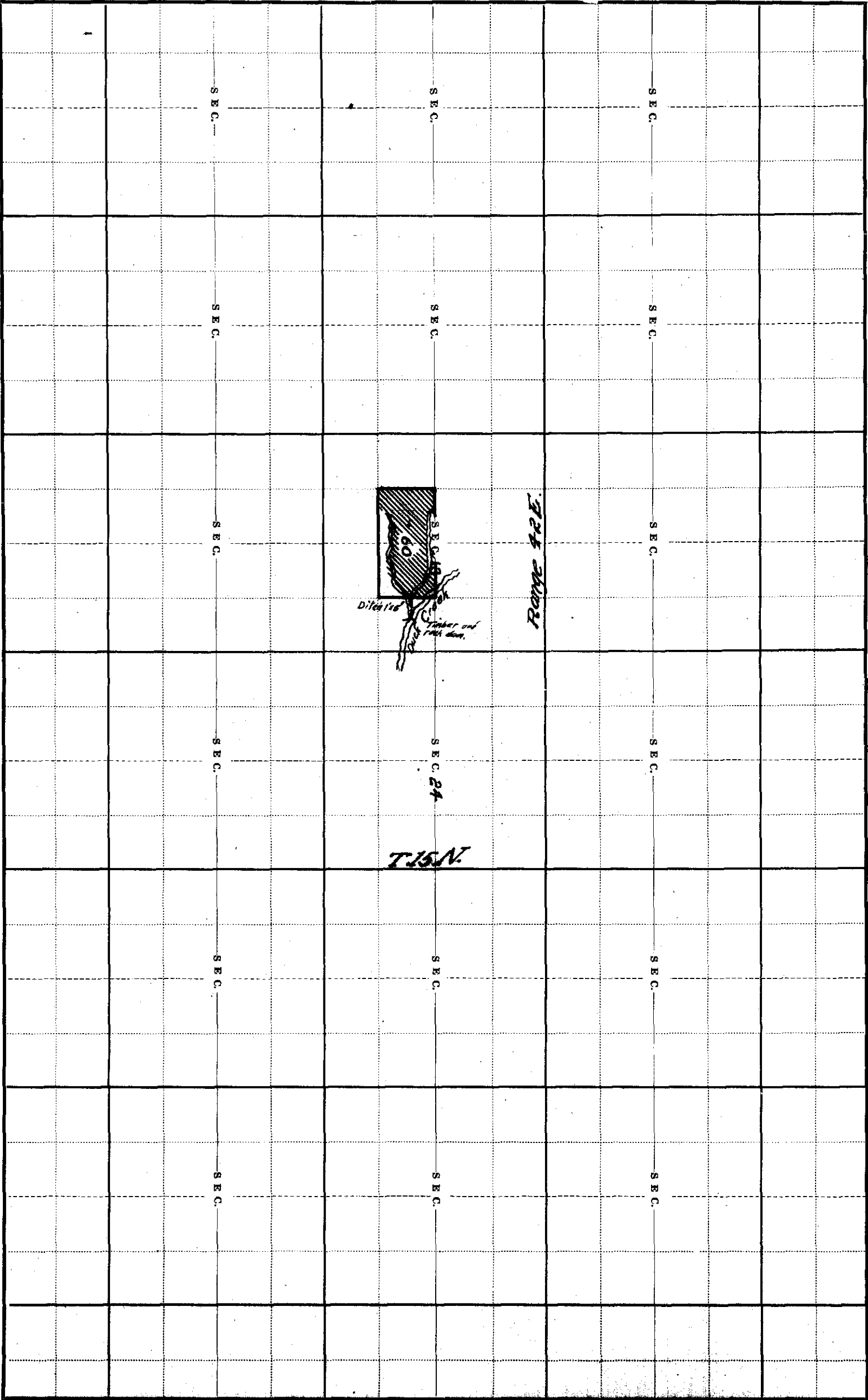
Permit 14014

13-15-42

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.

NAME OF APPLICANT *S. M. Nix*



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

14014

July 9, 1920.

13959-14014

Permits

Mr. S. M. Nixon,
Scottsbluff, Wyo.

Dear Sir:—

We are today in receipt of depositions and affidavits of publication for proof of use of water under the above permits. Mr. D. R. Murphy, of Dubois, has been authorized to make the examination and, upon receipt of his reports, you will be further advised as to forms required before issuing licenses.

Very truly yours,

W. C. SWENDSEN,

Commissioner of Reclamation.

By _____.

14014

AFFIDAVIT OF PUBLICATION.

STATE OF IDAHO, }
County of Fremont. } 88.

I, WOOD D. PARKER, do solemnly swear that I am the printer and publisher of the TETON PEAK-CHRONICLE, a weekly newspaper of general circulation, published once a week at St. Anthony, Fremont County, Idaho; that said newspaper has been continuously and uninterruptedly published in said County

and City during a period of fifty-two consecutive weeks prior to the first publication of the attached notice in the above entitled action; that the notice attached hereto, and which is a part of this affidavit and a part of the proof of publication, was published in said newspaper four consecutive weeks; first publication having been made on the 5 day of June 1920; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

PRINTER AND PUBLISHER.

Subscribed and sworn to before me this 7th day

of July A. D. 1920

NOTARY PUBLIC.

My commission expires

March 14

1920 Idaho

14014

NOTICE OF PUBLICATION.
Notice of publication of
Notice is hereby given that at 10 a. m., on the 7th day of June, 1920, at St. Anthony, County of Fremont, State of Idaho, before me, a Notary Public, proof was taken of the application to beneficial use of 10 cubic feet per second of the waters of Duck creek tributary Henry lake in accordance with the terms and conditions of Permit No. 14014 heretofore issued by the State Engineer of the State of Idaho.
The name and postoffice address of the person or organization holding said permit is S. M. Nixon, Pocatello, Idaho.
The use to which said water has been applied is Irrigation and Domestic.
The amount applied to beneficial use is 10 cubic feet per second.
The place where said water is used, SE 1/4 NW 1/4 and the NE 1/4 SW 1/4, Sec. 13, Tp. 15 N., Range 42 East, B. M.
The name of the canal or ditch or other works by which said water is conducted to such place of use is, no name.
The right to take water from such works is based upon Permit No. 14014.
The source of supply from which such water is diverted is Duck creek, which is a tributary of Henry lake.
The date of the priority which said user is prepared to establish is May 9, 1919.
W. G. STENDBSEN,
Commissioner of Redemption.

PERMIT NO. 14014**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. S. M. Nixon, 56, Pocatello, Idaho, rancher, Pocatello, Idaho

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. --

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 14014, May 9-1919, Date priority May 9th 1919

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Source Duck Creek, SE 1/4 SW 1/4 Sec 13, T 15 N, R 42 EBM.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Dam & ditch, 1 cub ft per second, private ditch, no name.

Dam is 3 ft high, 15 ft long, built of rock, earth, & timber.
Headgate, 2 ft wide, 1 ft high. --- ditch 1/2 mile long, 2 ft wide at bottom,
2 ft wide at water line, 1 ft deep.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation & domestic use. 25 acres irrigated in the SE 1/4 NW 1/4, & 15 acres irrigated in the NE 1/4 SW 1/4 Sec 13, T 15 N, R 42 EBM.
The land contains natural meadow, I have plowed 10 acres in the SE 1/4 NW 1/4, & 10 acres in the NE 1/4 SW 1/4 Sec 13, T 15 N, R 42 EBM for seeding to timothy, the balance of the land is irrigated for natural meadow.
I have built 480 rds fene on the land for protection of crops.

Ques. 7. If for other than irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. --

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. At least 1 cub ft per second.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. --

14014

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. In 1919, 1920, 40 acres irrigated in May, June, July & Aug of
1919, & June & July of 1920, using 1 cub ft per second of the
said Duck Creek.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign) J. M. Nison

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in St Anthony, County of Fremont State of Idaho, on this 7th day of July

A. D. 19 20

Matthew E. King
Notary Public residing at
St Anthony, Idaho.

14014

Permit No. 14014

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. George Tilton, 60, Lake, Idaho, rancher, Lake, Idaho.Ques. 2. Are you acquainted with S. H. Nixon, the holder of Permit No. 14014? How long have you known him and where does he reside?Ans. Yes, have known him 30 years, resides at Pocatello, Idaho.Ques. 3. Have you read or heard read said Permit No. 14014, and are you familiar with its provisions and conditions?Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Duck Creek, SE 1/4 SW 1/4 Sec 13, T 15 N, R 42 EBM. Dam, ditch, head gate. --- private ditch, no name --- dam 3 ft hi, 15 ft long, built of rock, earth & timber --- head gate 2 ft wide, 1 ft high --- ditch 1/2 mile long, 2 ft wide at bottom, 2 ft wide at water line, 1 ft deep.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. At least 1 cub ft per second.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Irrigation & domestic use.Ans. 25 acres irrigated in SE 1/4 NW 1/4, 15 acres irrigated in NE 1/4 SW 1/4 Sec 13 T 15 N, R 42 EBM --- the land contains natural meadow --- there has been plowed for seeding to timothy, 10 acres in the SE 1/4 NW 1/4, & 10 acres in the NE 1/4 SW 1/4 Sec 13, T 15 N, R 42 EBM, the balance of the land is irrigated for natural meadow --- there is 480 rds fence built on the land for protection of crops.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. ---

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. 40 acres has been irrigated & reclaimed --- the land contains natural meadow --- 20 acres has been plowed for seeding to timothy & will then be irrigated.
1 cub ft water per second required for profitable cultivation & production of crops of feed.

14014

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. In 1919, 1920, I have seen 1 cub ft per second of water used in irrigating the land in May, June, July, Aug of 1919, & June, July of 1920.

I seen 40 acres irrigated at each period above described.

(Sign)

George Tillon

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in St Anthony, County of Fremont, State of Idaho, on this 7th day of July A. D. 19 20

Residing at St Anthony, Idaho Notary Public.

My commission expires Mch 14-1924

14014

Permit No. 14014

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Earl L. Nixon, 21, Pocatello, Idaho, rancher, Pocatello, Idaho.Ques. 2. Are you acquainted with S. M. Nixon, the holder of Permit No. 14014? How long have you known him and where does he reside?Ans. Yes, have known him all my life. resides Pocatello, Idaho.Ques. 3. Have you read or heard read said Permit No. 14014 and are you familiar with its provisions and conditions?Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Duck Creek, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 13, T 15 N, R 42 EBM, -- dam, ditch, head gate -- private ditch, no name -- dam 3 ft high, 15 ft long, built of rock, earth & timber -- head gate 2 ft wide, 1 ft high -- ditch $\frac{1}{2}$ mile long, 2 ft wide at bottom, 2 ft wide at water line, 1 ft deep.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. At least 1 cub ft per second.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Irrigation & domestic use.

Ans. 25 acres irrigated in SE $\frac{1}{4}$ NW $\frac{1}{4}$, 15 acres irrigated in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13, T 15 N, R 42 EBM -- the land contains natural meadow -- there has been plowed for seeding to timothy 10 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, & 10 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13, T 15 N, R 42 EBM, the balance of the land is irrigated for natural meadow -- there is 480 rds fence built on the land for the protection of crops.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. 40 acres has been irrigated & reclaimed -- the land contains natural meadow, 20 acres has been plowed for seeding to timothy & will then be irrigated -- 1 cub ft water per second required for profitable cultivation & production of crops for feed.

14014

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. In 1919, I have seen 1 cub ft per second of water in irrigating the said land in May, June, July & Aug, & at these irrigating periods 40 acres was irrigated.

(Sign) Carl L. Wilson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in St Anthony, County of Fremont, State of Idaho, on this 7th day of July A. D. 19 20

W. E. King
Residing at St Anthony, Idaho Notary Public.

My commission expires Nov 14-1924

14014

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO, **June 17, 1920.**

S. M. Nixon,
c/o M. E. King,
Notary Public,
St. Anthony, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. **14814**

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of the permit holder's rights:

1. On **July 7th, 1920,** the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to at **St. Anthony, before M.E. King, notary public.**

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice. When these have been received, together with report of examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

W. G. SWENSON,
Commissioner of State Engineer.

14014

(P. O.) St. A Idaho

(Date) June 1, 1920

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of May 28, 1920 enclosing notice of proof under
Permit No. 8 M. Union which will be published as you request, beginning with our issue of June 3

Geton Peak Chronicle

14014

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Boise, Idaho, May 28, 1920.

Teton Peak Chronicle,
St. Anthony, Idaho.

Dear Sirs:

Enclosed find Notice for Publication under Permit no. _____ which please publish
once a week for four consecutive weeks in your paper. The expense of this publication will be paid by
S. M. Nixon, of Pocatello, _____ to whom you will please
furnish proof of publication of this notice on or before date of proof.

Please promptly acknowledge receipt of this notice, and kindly mail me your first issue contain-
ing its publication that I may compare it with my records.

Yours truly,

W. G. SWENDSEN,

Commissioner of Reclamation

(P. O.) _____

(Date) _____

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of _____ enclosing notice of proof under
Permit No. _____ which will be published as you request, beginning with our issue of _____

14014

NOTICE FOR PUBLICATION

NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 7th day of July, 1920,
at St Anthony, County of Fremont, State of Idaho,
before H.E. King, Notary Public, proof will be submitted
of the application to beneficial use of 1.0 cubic feet per second of the
waters of Duck creek tributary Henry lake in accordance with the terms and conditions of
Permit No. 14014 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....
S.A. Nixon Pocatello Idaho

The use to which said water has been applied is Irrigation & Domestic

The amount applied to beneficial use is 1.0 cu feet per second

The place where said water is used (if for irrigation, give full and accurate description of the lands
irrigated) SE 1/4 NW 1/4 and the NE 1/4 SW 1/4 Sec 13 T 15 N, R 42 E.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is No Name

The right to take water from such works is based upon Permit No. 14014

The source of supply from which such water is diverted is Duck creek
which is a tributary of Henry Lake

The date of the priority which said user is prepared to establish is May 9th 1919

W. G. Swendsen,

Commissioner of Reclamation,
State Engineer

SE 8W - 13 - 15 N - 42 E

36-a

14014

March 16, 1920.

Re Permit 14014.

Mr. S. M. Nison,
Pocatello, Idaho.

Dear Sir:—

An enclosing herewith certificate of completion of works
issued under above permit with receipt for fees paid.

Very truly yours,

W. G. SWENSEN,

Commissioner of Reclamation.

By _____

CCV-R

14014



Boeatello, Idaho, Feby, 24th, 1920.

Hon. W.D. Swendsen Com Reclamation

Boise, Idaho,

Dear Sir;- Enclosed you will please find Draft for \$5.00, per your letter of Feby 21st, also the the proof under No 14014.

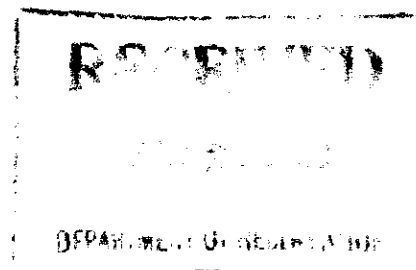
Yours truly

S.M. Nixon

I wrote you under date of the 20th requesting an extention of time to advertise and make final proof under permit No 13959, on account of "it being impossible to get witnesses from Henry Lake to St Anthony during this time of the year, I will be very pleased if y if you will give me the information.

Yours

S.M. Nixon



14014

Permit No. 14014

Application for Extension of Time FOR COMPLETION OF WORKS

S.M.Nixon, of Pocatello BannockState of Idaho, being first duly sworn, upon his oath deposes and says:He is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 14014Under the terms and conditions of said permit, construction work thereunder was required to be completed by May 21st 1920, 19__That he has heretofore performed the following work described under said permit: built all dams ditches and completed all of the work necessary for the successful irrigation of said land to be watered under said permit,costing \$ 100.00

THAT he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

all work completed, but on account of one of my witnesses being absent in the state of California attending the University as a student, I cannot have said witness present until July 1920WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of construction work under said permit, to July 7th 1920, 19__Subscribed and sworn to before me this 26th day of February, 1920.My commission expires July 7th 1920.Notary Public,
resident Pocatello, IdaDate of receipt at Department of Reclamation. Feb. 28/1920

APPROVAL OF COMMISSIONER OF RECLAMATION

I, W. G. SWENDSEN, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to appropriate the Public Waters of the State of Idaho, No. 14014, to July 7th, 1920.Witness my hand this 28th day of February, 192014014W. G. Swendsen
Commissioner of Reclamation.

By _____

February 21, 1920.

Re Permit 14014.

Mr. B. M. Nixon,
Pocatello, Idaho.

Dear Sir:--

In checking your affidavit for proof of completion of works under above permit, I note that you have described the ~~SW~~ of NW $\frac{1}{4}$ instead of the ~~SE~~ of NW $\frac{1}{4}$, as given in the permit. Your affidavit is therefore returned for completion in this particular. Fee of \$5.00 should accompany the affidavit when returned.

Very truly yours,

W. G. SWENDESEN,

Commissioner of Reclamation.

By _____

All

14014

Pocatello Idaho Feby 20th 1920

Hon. W.D. Swendsen, Com Rec
Boise Idaho

Dear Sir;-

Enclosed you will please find proof of completion of works under permit No 14014.

and relative to the proof of the Application of water I do not see how we can get the witnesses from Henry Lake to Pocatello or St Anthony, it is a 60 mile trip over snow 3 to six feet deep. and witnesses will not make the trip, so I will ask if you cannot extend the proof for sometime in June, I have enquired from Mr Jackson of Pocatello also Mr M.E. King of St Anthony about the proof, and although they do considerable of this kind of work they both seem to be unfamiliar about the matter of witnesses, Mrs Nixon holds Permit No 13959, can proof be made on this permit by witnesses or will she have to do it personally, also can the proof be made in Bannock County or will same have to be made in Fremont County, the water being in the latter County, an early reply will be appreciated.

Yours very truly
S.M. Nixon

S.M. Nixon

RECEIVED

DEPT. OF WATER CONTROL

14014

Permit No. 14014

STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Bannock } ss.
S.M. Nixon

, being first duly sworn, upon his oath deposes and says:
First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 14014, and that his postoffice address is Pocatello Idaho
State of Idaho

Second: That the name of the stream from which said water is to be diverted is Duck creek, tributary to Henry Lake Fremont County Idaho

Third: That the point of division of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 13, T 15 North, R 42 EBM

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 21st 1920, 19.

Fifth: That the use for which said water is intended is Irrigation & Domestic

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Reservoir, Dams & Ditches

(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 4 feet, length of dam at top 15 feet, length of dam at bottom 15 feet. Material used in construction Lumber, Poles, Rock. Earth and Brush.

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir 250 acre feet.

(c) Size of headgate: Width 8 feet, height 2 feet.

(d) Conduit ditch width at bottom 4 and 2 feet, width at water line 2 feet, depth of water 1 feet; diameter of pipe 1 inches, average grade per mile is 1 feet. Length of conduit is 1 miles.

Seventh: That said works are capable of conducting to the place of intended use 2 second feet of water.

Eighth: That water appropriated under said permit is available for 50 acres of land described as follows: 20 acres in the NE $\frac{1}{4}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ and 30 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13. 15 N. R 42 E.

Ninth: Remarks: That 2 dams constructed, one in Duck creek and one in main ditch latter 4 ft deep and 5 to 7 feet wide long

Subscribed and sworn to before me this 20th day of Feby, 19 20

My commission expires Mar 10 - 1922

S. M. Nixon
(Sign here)
Robert B. Simpson
Notary Public.
Pocatello Idaho
Residence

14014

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. 14014
S. M. Nixon,
Pocatello, Idaho

Boise, Idaho,
May 22, 1919

Dear Sir:

I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of State Engineer on the third page.

W. G. Swendsen.

~~Isaac H. Smith~~
~~Isaac H. Smith~~

~~State Engineer~~

Commissioner of Reclamation.

14014

Name of Applicant

D. M. Nifon

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

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SEC.

T. 15 N. R. 42 E.

13
14014

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Boise, Idaho, May 9, 1919

Application No. 19896

SIR:

Application which has been filed under the above number is herewith returned for correction in the following particulars:

Complete paragraph 9.
Fill in paragraph 12 and 13.
State ownership under paragraph 14.

You are allowed until 60 days from date of first return for correction, as stamped in second line on back of application, to file completed application. If received after that date application will be refiled under a new number with later priority, requiring additional fee.

Yours truly,

~~STATE ENGINEER~~
Commissioner of Reclamation

By _____

Encl.: App. 19896

14014