

AFFIDAVIT OF PUBLICATION

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

Notice for Publication

Notice of Proof Application of Water to Beneficial Use, --Winifred Trude.

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, State of 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 11th day of May, 1922, and last publication on the June 1, day of June, 1922; 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.

Wood D. Parker
Printer and Publisher.

Subscribed and sworn to before me this 12 day
of June, A. D. 1922
George A. Gentry
Notary Public.
My commission expires Dec. 15 1925

NOTICE FOR PUBLICATION.

Notice of Proof Application of Water To Beneficial Use.

Notice is hereby given that at 10 o'clock a. m., on the 2nd day of June, 1922, at St. Anthony, County of Fremont, State of Idaho, before M. E. King, Notary Public, proof will be submitted of the application to beneficial use of 3.2 cubic feet per second of the waters of Cottonwood creek in accordance with the terms and conditions of Permit No. 12641 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit is Winifred Trude, Ashton, Idaho.

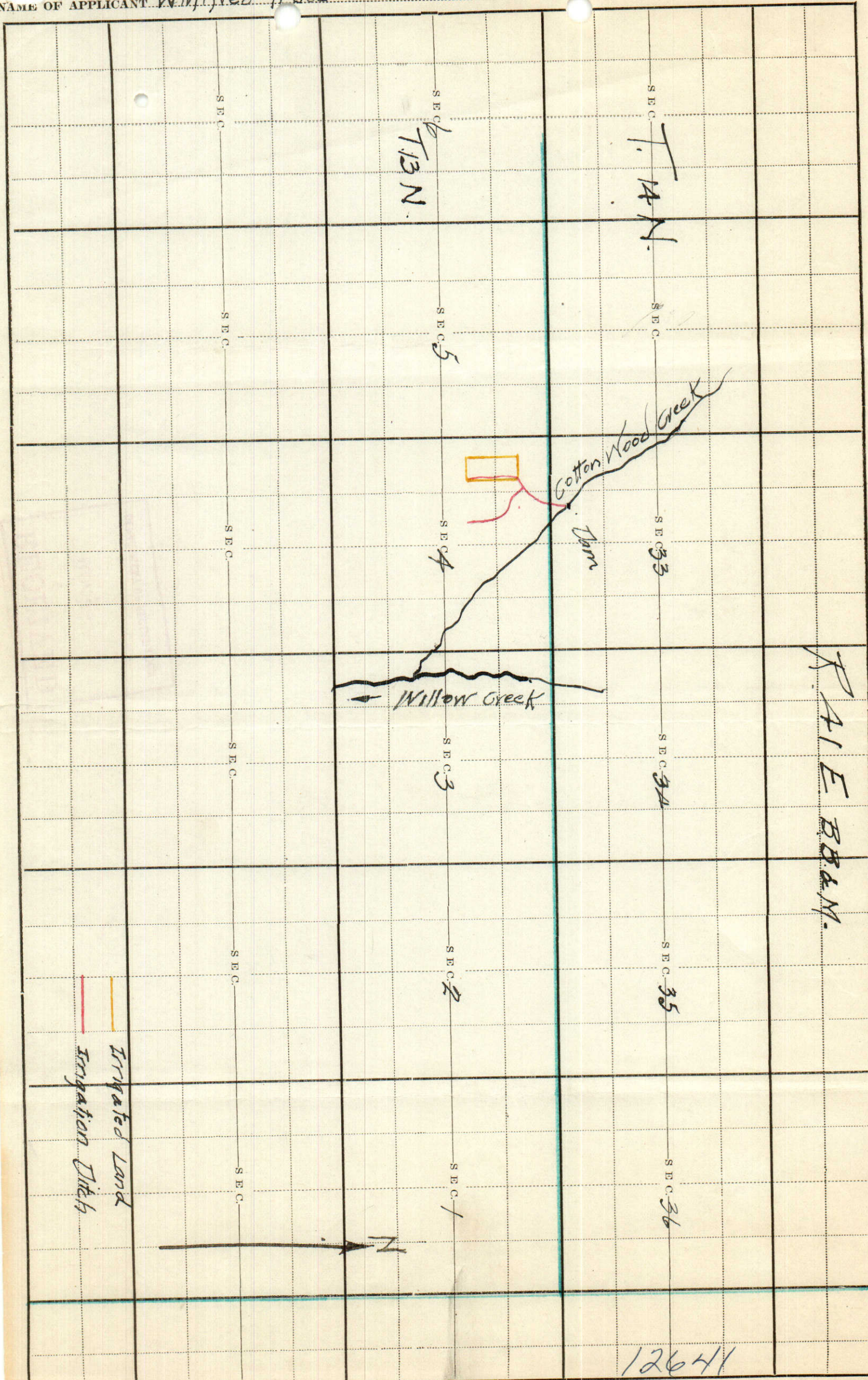
The use to which said water has been applied is Irrigation and Domestic purposes.

The place where said water is used, NW $\frac{1}{4}$, Sec. 4, Twp 13, N., R. 41 E., B. M.

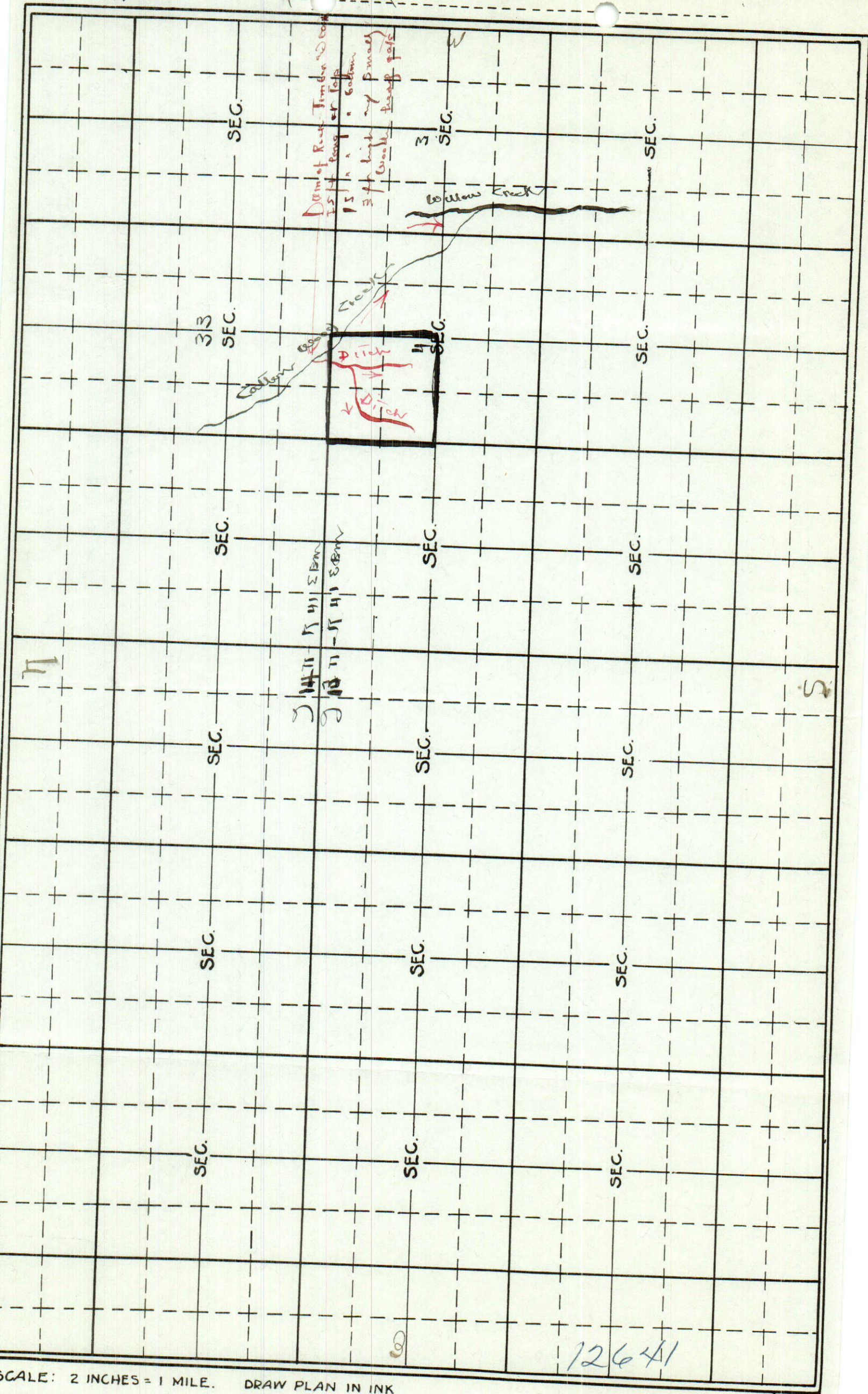
The date of the priority which said user is prepared to establish is Oct. 27, 1916.

W. G. Swendsen,
5-8. Commissioner of Reclamation.

12641



Whipped Cream



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

State of Idaho
License and Certificate of Water Right

Water License No. 12641
Water District No. 35-A

Amount 1.6 sec. ft.
Priority 5-18-18

THIS IS TO CERTIFY that Winifred Trude
of St. Anthony, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 27, 1916; that Permit No. 12641
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.2 second feet, was issued thereunder on October 27, 1919, showing that said works
were completed on the 22nd day of October, 1919; and that on the 2nd
day of June, 1922,

Winifred Trude
of Ashton, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Cottonwood
Creek, a tributary of Willow Creek, for the purpose of irrigation
& domestic, under Use Permit No. 12641 of the State Engineer
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 6 of Licenses, at page 2949, on the 3rd day of July, 1922;

The right hereby confirmed dates from May 18, 1918;

The Point of Diversion is located
in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, Tp. 14 N., R. 41 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 1.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 N.	41 E.	4	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	--
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	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 3rd day of July, 1922.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

21-2069

Application No. 18112.
Permit No. 12641.

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

District No. 36-A.

21-2069

1. Name of applicant: Winifred Trude.

Postoffice address: St. Anthony-

County: Fremont

State:

Idaho.

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(c) The 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. The quantity of water claimed is Three & one fifth cubic feet per second.

3. Source of water supply: Cottonwood Creek which is a tributary of Willow Creek.

4. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, T. 14 N., R. 41 E.B.M.

County of Fremont.

5. To be used for: Irrigation & domestic use.

I. Irrigation and domestic use: (a) Amount of land to be irrigated:

160

acres.

(b) In the following legal subdivisions:

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point:

(b) Amount of power to be generated:

H. P. under ft. head

(c) Is water to be returned to any stream?
point of return:

(d) If so, name stream and locate

6. Estimated cost of works: \$200.00

7. Description of works for diversion:

I. Kind of works: Dam and ditch.

II. Dimensions of works:

(a) Height of dam 3 feet, length of dam at top 25 feet,

length of dam at bottom 15 feet. Material used in construction: Rock,
timber & earth.

(b) Capacity of reservoir acres feet. (c) Size of headgate, width 3 feet,

Height 1 feet. (d) ~~Gravitation~~ Ditch: width at bottom 4 feet,

width at water line 1 $\frac{1}{2}$ feet, depth of water 18 inches ~~for~~; diameter of pipe

inches; average grade per mile is feet. Length of conduit 1 miles,
and it crosses the following quarter sections:

8. The time required for the completion of the construction of such work is 3 years.

9. Time required for the complete application of the water to the proposed use is 1 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.

Winifred Trude,

Applicant.

By

M. E. King.

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. October 27,1916.

Returned to applicant for correction October 30,1916.

Corrected application received November 6,1916.

APPROVAL OF STATE ENGINEER

The number of this permit is 12641
Recorded in Book 43 Page 12641 Approved November 11,1916.
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 January 10,1917 and to continue diligently and uninterrupty 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 May 11,1918
The whole of said work to be completed on or before November 11,1919.
Beneficial use of water appropriated in accordance herewith, to be made on or before November 11,1920.

Witness my hand this 11th day of November,1916.
J.H. Smith. State Engineer.

Remarks:

14. The land to be irrigated is described in the following tabulation:
NE 1/4 NW 1/4 SW 1/4 SE 1/4 - NE 1/4 NW 1/4 SW 1/4 SE 1/4 - NE 1/4 NW 1/4 SW 1/4 SE 1/4 - NE 1/4 NW 1/4 SW 1/4 SE 1/4 - Totals
13 N. 41 E. 4 -40-40-40-40-- 160
Private ownership, by Winifred Trude.
Total number of acres to be irrigated- 160

15(a) Is reservoir to be used? No.

STATE OF IDAHO)
County of Fremont) ss.

Winifred Trude being first duly sworn, upon her oath deposes and says:
That she is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No.12641,
That she intends to change the point of diversion as described in said permit, to the following described point:
SE 1/4 SW 1/4 Sec.33, T.14 N.R. 41 E.B.M.
That such change will be made for the following reasons , to-wit.
In making application for the above Permit 12641 a clerical error was made in describing the point of diversion as SE 1/4 SW 1/4 Sec.28, T.14 N.R. 41 E.B.M.
That no one will be injured by such change and that deponent will make such change at her own risk.
And further deponent saith not.

Winifred Trude.

Subscribed and sworn to before me this 22nd day of Nov,1916.

(NOTARIAL SEAL)
My Commission expires Mch.14,1920.
M.E. King,
Notary Public, Residing at St.Anthony, Idaho.

Received and filed for record in the office of the State Engineer at Boise, Idaho at 9.00 A.M. Nov.25, 1916.
J.H. SMITH,
State Engineer.

Works completed: Oct. 22, 1919.
Certificate issued: Oct. 27th, 1919.

Permit No. 12641

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that Winifred Trude of St. Anthony, County of Fremont, and State of Idaho, the holder of Permit No. 12641, issued upon Application No. 18112 bearing date of priority of October 27th, 1916, authorizing the diversion of 3.2 second feet of the waters of Cottonwood 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 3.2 second feet of the waters of Cottonwood Creek; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 14 N., R. 41 E. B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ Sec. 4, T. 13 N., R. 41 E. B. M.

Witness my hand this 27th day of October, A. D. 1919.

W. G. Swendsen.
Commissioner of Reclamation.

By: S. T. Baer. RFL
Deputy.

License issued for 1.6 second feet

Page 2949

July 6, 1922.

Re: Permit No. 12641
Winifred Trude.

Mr. Sam C. Trude,
Ashton, Idaho.

Dear Sir:

We inclose herewith Water License, issued
under the above numbered Permit, together with re-
ceipt for fees.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

Encls.

By

Chief Clerk.

12641



D. W. DAVIS, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
 W. G. SWENDSEN, COMMISSIONER
 BOISE

BUREAU OF WATER RESOURCES
 WATER APPROPRIATIONS
 CAREY ACT DEVELOPMENT

June 12, 1922.

Re: Permit No. 12641.

Mr. Sam A. Trude,
 Ashton, Idaho.

Dear Sir:-

We are today in receipt of depositions and affidavit of publication for proof of use of water under the above numbered permit. Upon receipt of fees in the sum of \$8.00, license will be issued.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By *G. Brown*,
 Chief Clerk.

Mr. W. G. Swendsen.
Dear Mr. Swendsen,

Please excuse me in send you the enclosed personal ck. for \$8.00 but as you know it is a little hard to get cashiers ck & get away up here.

Thanking you again for your courtesies in this matter I am,

12641

Yours truly
Sam. A. Trude.



D. W. DAVIS, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER
BOISE

BUREAU OF WATER RESOURCES
WATER APPROPRIATIONS
CAREY ACT DEVELOPMENT

June 12, 1922.

Re: Permit No. 12641-

Mr. Wood D. Parker, Publisher,
Teton Peak Chronicle,
St. Anthony, Idaho.

Dear Sir:-

The affidavit of publication for proof under the
above permit is returned herewith for certification before
a notary public.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By *C. D. Brown*,

Chief Clerk.

lenc.

This is one on M E King.

12641

AFFIDAVIT OF PUBLICATION

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

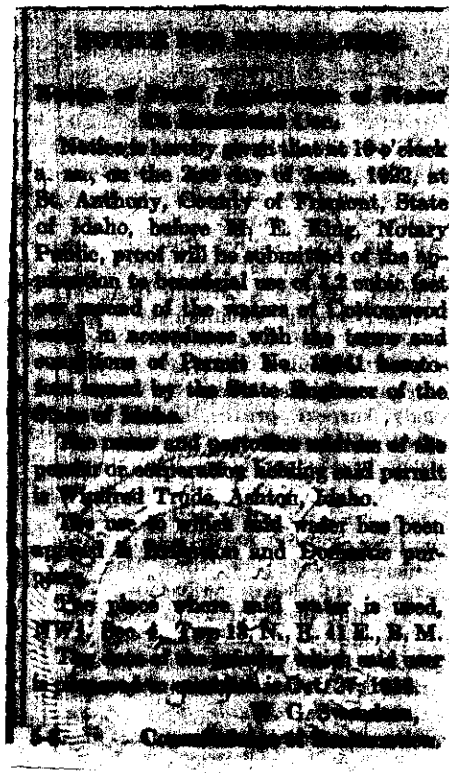
Notice for Publication

Notice of Proof Application of Water to Beneficial Use, --Winifred Trude.

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, State of 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 11th day of May, 1925, and last publication on the June 1, day of June, 1925; 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.

Wood D. Parker
Printer and Publisher.



Subscribed and sworn to before me this 12 day
of June, A. D. 1925
George A. Gentry
Notary Public.
My commission expires Dec. 15, 1925

12641

June 12, 1928.

Re: Permit No. 12641-

Mr. Wood D. Parker, Publisher,
Teton Peak Chronicle,
St. Anthony, Idaho.

Dear Sir:-

The affidavit of publication for proof under the
above permit is returned herewith for certification before
a notary public.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By

Chief Clerk.

lenc.

12641

June 12, 1922.

Re: Permit No. 12641.

Mr. Sam A. Trude,
Ashton, Idaho.

Dear Sir:-

We are today in receipt of depositions and affidavit of publication for proof of use of water under the above numbered permit. Upon receipt of fees in the sum of \$8.00, license will be issued.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By

Chief Clerk.

12641

PERMIT No. 12641**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

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

Ans. Winifred Trude, 27, Ashton, Idaho. housewife.

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. 12641, Oct 27-1916, priority Oct 27-1916

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

Ans. Cottonwood Creek, SE 1/4 SW 1/4 Sec 33, T 14 N, R 1 E BM.

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 in Cottonwood Creek for the diversion water,
25 ft long at top, 15 ft long at bottom, 3 ft high.
A ditch from Cottonwood Creek to & upon the land one mile
long, 4 ft wide at top, 2 ft wide at bottom, will conduct 3.2
cub ft per second of water.

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. ✓
10 acres in NW 1/4 NW 1/4, & 10 acres in SW 1/4 NW 1/4, cultivated, timothy hay,
& irrigated in ✓
10 acres in NE 1/4 NW 1/4, & 10 acres in the SE 1/4 NW 1/4 Sage brush land
irrigated to increase growth of grass for cattle grazing.

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. 3.2 cub feet 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. _____

12641

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

Ans. Irrigated 20 acres under cultivation, timothy hay,
1920-1921, using 3.2 cub ft per second of water at each
irrigation.

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

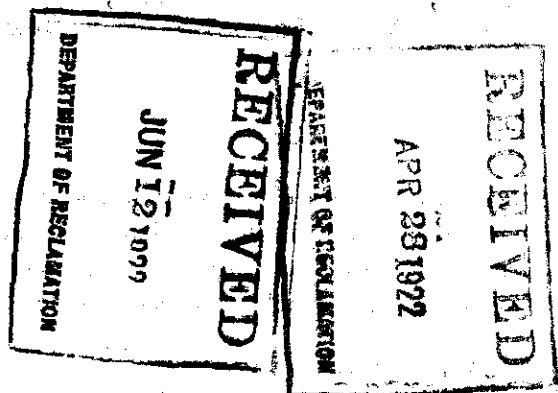
(Sign) *Wm. E. Hume*

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 2nd day of June

A. D. 1922

Wm. E. Hume
~~Notary Public Residing at~~
~~St Anthony, Idaho.~~

12641



Permit No. **12641****- Proof of Application of Water to Beneficial Use****DEPOSITION OF WITNESS**

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

Ans. **Burton O. Compton, 41, St Anthony, Idaho, farmer.**Ques. 2. Are you acquainted with **Winifred Trude**, theholder of Permit No. **12641**? How long have you known him and where does he reside?Ans. **Known her all her life, now resides in Island Park****Fremont County, Idaho, near Rea, Idaho.**Ques. 3. Have you read or heard read said Permit No. **12641**, 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. **Cottonwood Creek, SE 1/4 SW 1/4 Sec 33, T 14 N, R 41 EBM.****Dam in Cottonwood Creek for diversion of water, 25 ft long at top, 15 ft long at bottom, 3 ft high.****Ditch from Cottonwood Creek to & upon land, one mile long, 4 ft wide at top, 2 ft wide at bottom, private ditch.**

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. **3.2 cub ft per second at least.**

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.

Ans. **Irrigation & domestic use.****Cultivated, timothy hay, 10 acres in SW 1/4 NW 1/4 Sec 33, irrigated.****" " " 10 " " SE 1/4 NW 1/4 sage brush land, NE 1/4 NW 1/4, irrigated to increase growth of grass for cattle grazing.****T 13 N, R 41 EBM.**

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. **Dark loam soil, 3.2 cub ft per second required for profitable cultivation.****12641**

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. Saw 20 acres irrigated in 1920-1921 in June & July
3.2 cub ft water per second used.

(Sign)

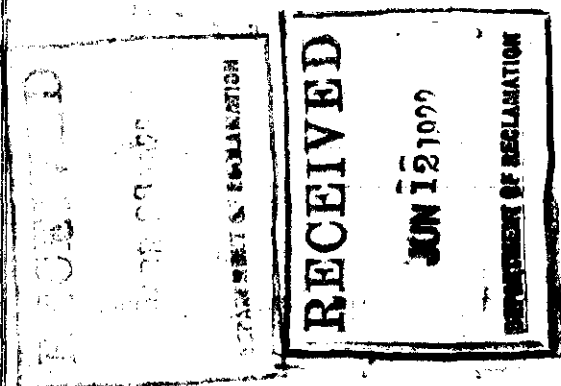
Burton Kington

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 2nd day of June, 1922 A. D.

W. S. King
Residing at St Anthony, Idaho Public.

My commission expires Mar 14-1924

12641



Permit No. 12641**Proof of Application of Water to Beneficial Use****DEPOSITION OF WITNESS**

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

Ans. Sam A. Trude, 34, on ranch near Rea, Idaho, ranch foreman,
Ashton, Idaho.Ques. 2. Are you acquainted with Winifred Trude., the holder of Permit No. 12641? How long have you known him and where does he reside?Ans. Yes, have known her 10 years. she resides on ranch near
Rea, Fremont County, Idaho,Ques. 3. Have you read or heard read said Permit No. 12641, 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. Cottonwood Creek, SE 1/4 SW 1/4 Sec 33, T 14 N, R 41 EBM.
Dam in Cottonwood Creek for diversion of water, 25 ft long at
top, 15 ft long at bottom, 3 ft high.
Ditch from Cottonwood Creek to & upon land, one mile long, 4 ft
wide at top, 2 ft wide at bottom.

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. 3.2 second ft per second at least.

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.

Ans. Irrigation & domestic use. NW 1/4 NW 1/4)
Cultivated, timothy hay, 10 acres SW 1/4 NW 1/4 Sec 34, irrigated
" " " 10 " SE 1/4 NW 1/4 " sage brush land, NW 1/4
irrigated to increase growth of grass for cattle grazing.
T 13 N, R 41 EBM.

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. Dark loam soil, 3.2 cub ft per second required for
profitable cultivation

12641

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. Saw 20 acres irrigated in 1920-21 June & July
3.2 cub ft water per second used.

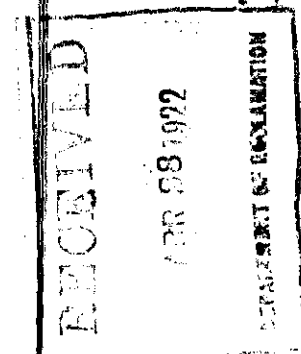
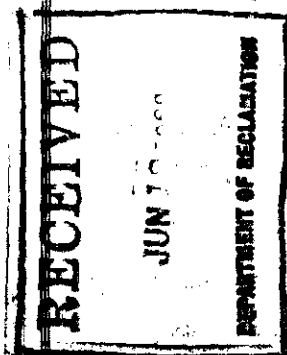
(Sign) Sam. G. Jones

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 2nd day of June A. D. 19 22

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

My commission expires Mch 14-1924

12641



June 1, 1922.

Re: Permit No. 12641.

Mr. Sam. A. Trude,
Ashton, Idaho.

Dear Mr. Trude:

Your communication of the 25th referring to the above stated Permit was received.

Upon consideration of the records of this office I find that Mr. Moore has submitted his report which appears to be in satisfactory shape. The records also indicate that proof of application of water to beneficial use under this Permit is to be made before M. E. King, Notary Public, at St. Anthony, on June 2, 1922. When Mr. King transmits to this office the proof as received by him the matter will receive final consideration and appropriate license issued.

Ordinarily examinations under these proofs are made by regular employees of this Department at such times as they are able to reach the various parts of the country where examinations are necessary. It is necessary where special engineers are designated to make these proofs to require the Permit holder to pay for the examination. You will, therefore,

12641

#2,

June 1, 1922.

Mr. Sam A. Trude,

be required to settle with Mr. Moore for his services in this connection. The usual fee for such service is \$10.00 per day and expenses.

There will be a proof fee due this office at the time license is issued. If you are not already advised as to the proper amount, this office will advise you before license is issued.

With personal regards, I am

Very truly yours,

Commissioner of Reclamation.

12641

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 36-A

1. State name of applicant and number of permit: Winifred Trude - Permit 12641
2. State source of water supply: Cottonwood Creek
3. Location of point of diversion: SE¹/₄ SW¹/₄ Sec. ³³~~32~~, Twp. 14 N., R. 41 E., B.M.
4. Describe works as they exist, giving dimensions and capacities of same:

Dam: Earth fill 25 ft long on top; 15 ft long at Bottom
3 ft high at center

Head gate: Timber Size opening 3 ft. x 3 ft.

Main Irrigation Ditch Size: 2 ft at Bottom 4 ft at Top Depth 2 ft

5. State whether or not water has been turned into works of diversion: yes

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): NW¹/₄ Sec. ~~24~~³⁴, Twp. 13 N., R. 41 E., B.M.

10 Acres NW¹/₄ NW¹/₄ Sec. 4 T. 13 N. R. 41 E. B.B. & N.
15 " SW¹/₄ " " " " "

Also 50 or 60 Acres watered for grazing in NW¹/₄ NW¹/₄ principally

7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? Applicant only
9. Give names and amount of each right: 32 cu ft per second
10. What large stream would the water here appropriated finally reach? Snake River
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: Cottonwood Creek, Willow Creek, Sheridan Creek,
Shotgun Creek, Snake River,

Remarks:

This examination was made on the 20th day of May 1922

(Signed)

Bliss Mook
 Examiner.

OVER

12641

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

STATE OF IDAHO,

County of

Fremont

ss.

Bliss Moore

, 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 25 day of May 1922

My commission expires

A. D. Farnsworth

Notary Public

clerk of the District Court

36-4

Winifred Trade

Ashton

12641

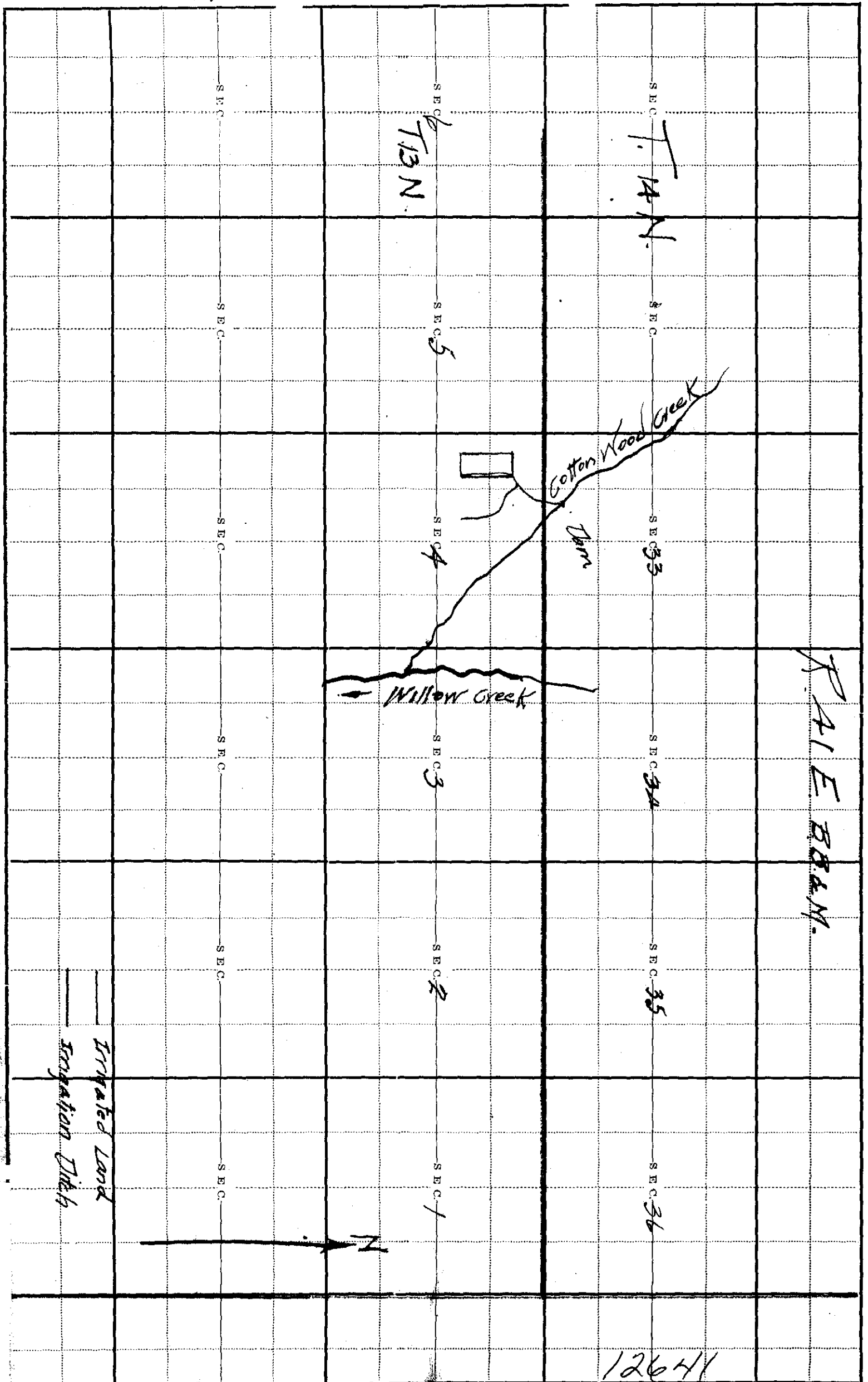
Instructions to Examiners

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.

RECEIVED

MAY 27 1922

DEPARTMENT OF RECLAMATION



ISLAND PARK LAND & CATTLE CO.
ASHTON, IDAHO

May 25, 1922.

W. G. Swendsen,
Comm. of Rec.,
Boise, Idaho.

Dear Mr. Swendsen:

According to your instructions Mr. Bliss Moore has today mailed you papers, etc., in the inspection and approval of water permit No. 12641.

I call your attention to the number of the permit No. 12641. I am under the impression that this is the number given it at first but that later it was amended to No. 12643, however, your records will be the source of your final decision but I am desirous of calling your attention to this so that there will be no trouble hereafter.

The source of the water should be from Section 33 Twp. 14 R. 41, and to be applied to the Northwest Quarter of section 4, Twp. 13 N. R. 41. In the partially filled in blank sent to Mr. Moore it was a little different from this and I will appreciate you seeing that this is approved as I above request.

Mr. Swendsen I would very much appreciate your personal attention to this matter and hope to see you this summer. The snow is now pretty well gone on the highway between here and the lower country but the foot hills are still pretty well covered.

I will be very glad if you will let me know what is customary in paying the engineer's inspection charges. Will you pay Mr. Moore from your office or shall I pay him, and what is the customary fee.

Thanking you, I am,

Yours truly,

Sam. G. Druce

12641

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO, May 23, 1922.

Winifred Trade,
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. 12641.

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 June 2, 1922, 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. SWENDSEN,

Commissioner of Reclamation.

12641

May 10, 1922

Mr. Bliss Moore,
St. Anthony,
Idaho

In Re: Permit No. 12641.

Dear Sir:

This Department desires that you make an examination of certain land and the necessary irrigation works in connection therewith located near the post office of Rea, Idaho. The necessary report blank and a blank for the map required is enclosed with this letter. You will find instructions to examiners on the back of the report blank.

This examination is requested by Mr. Sam A. Trude and it also appears desirable that the same be made as soon as possible. No doubt, if you communicate with Mr. Trude you can secure all of the necessary information.

Very truly yours,

W. C. SWENISEN
Commissioner of Reclamation

By

Assistant

CHC:P
cc Mr. Trude,
Ashton, Idaho

12641

CLASS OF SERVICE	SYMB
Telegram	
Day Letter	Blu
Night Message	Nite
Night Letter	N L
If none of these three symbols appears after the check (number of words) this is a telegram. Otherwise its character is indicated by the symbol appearing after the check.	

WESTERN UNION TELEGRAM

NEWCOMB CARLTON, PRESIDENT

GEORGE W. E. ATKINS, FIRST VICE-PRESIDENT

CLASS OF SERVICE	SYMBOL
Telegram	
Day Letter	Blue
Night Message	Nite
Night Letter	N L
If none of these three symbols appears after the check (number of words) this is a telegram. Otherwise its character is indicated by the symbol appearing after the check.	

RECEIVED AT 157 SOUTH 8TH STREET, BOISE, IDAHO

ALWAYS
OPEN

229SX P 19

ASHTON IDA 630P MAY 15 1922

W G SWENDSON

DEPT RECLAMATION BOISE IDA

COMPLIANCE YOUR LETTER TENTH STOP DESIGNATE BLISS MOORE STANTHONY
TO INSPECT WORKS OF WINIFRED TRUDE SEND HIM NECESSARY PAPERS

SAM A TRUDE

7P

2587

Mrs. Swendson

705-1512-15 office

May 15

12641

(P. O.) St. Anthony, Idaho.

(Date) May 3, 1922.

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of 4/28/22 enclosing notice of proof under
Permit No. 12641 which will be published as you request, beginning with our issue of
May 4, 11, 18, 25.

..... Peak-Chronicle.

12641

April 28, 1922.

Re: Permit No. 12641.

Mrs. Winifred Trude,
Ashton, Idaho.

Dear Madam:-

Your depositions for proof of beneficial use of water under the above permit are returned herewith, to be held until the date specified in the published notice for making proof. In order to allow time for the required four weeks publication of the notice, the date for making proof has been changed to June 2nd and, on that date, you should appear before Mr. M. E. King, with your witnesses, and make depositions in support of your proof.

One copy of the notice is today being mailed to the Teton Peak Chronicle for publication.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By

Dep.

Chief Clerk.

12641

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Apl 22-1922

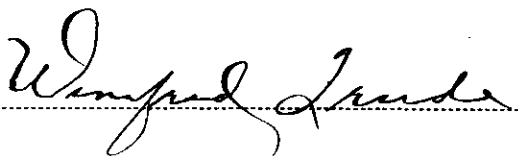
(P. O.) Ashton, Idaho

TO THE STATE ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Teton Peak Chronicle of St Anthony, Idaho, published in
the county in which the works are situated.


.....

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water
per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

.....
Engineer

12641

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 2nd day of June, 1922,
at St Anthony, County of Prescott, State of Idaho,
before M.E. King, Notary Public, proof will be submitted
of the application to beneficial use of 3.2 cubic feet per second of the
waters of Cottonwood Creek in accordance with the terms and conditions of
Permit No. 12641 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
Winifred Trude, Ashton, Idaho.

The use to which said water has been applied is
Irrigation & domestic purposes.

The amount applied to beneficial use is 3.2 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) 10 acres in NW 1/4, & 10 acres in SW 1/4,
10 acres in NW 1/4, & 10 acres in SW 1/4 Sec 10
T 13 N., R 41 E., B.M.
NW 1/4, Sec. 10, Twp. 13 N., R. 41 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 Private dam & ditch

The right to take water from such works is based upon Permit No. 12641

The source of supply from which such water is diverted is
Cottonwood Creek

The date of the priority which said user is prepared to establish is

Oct 27-1916

SE 8W - 28 - 1422 HIE
St-a

W. G. Swendsen,
Commissioner of Reclamation.

12641

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

Teton Peak Chronicle,

Boise, Idaho, **April 28, 1922**

St. Anthony, Idaho.

Dear Sirs:

Enclosed find Notice for Publication under Permit no. **12641** which please publish once a week for four consecutive weeks in your paper. The expense of this publication will be paid by **Mrs. Winifred Trude, of Ashton,** 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 containing 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.....

12641

October 29, 1919.

12641

Winifred Trude,
St. Anthony, Idaho.

Madam:

Herewith find certificate of completion of works,
issued under the above numbered permit, together with a
receipt covering fees submitted.

Yours very truly,

W. G. SWENDSEN,

Commissioner of
Reclamation,

By

Chief Clerk.

L/B.
Enc.

12641

Permit No. 12641

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Fremont } ss.Winifred Trude

, 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. 12641, and that his postoffice address is St Anthony, Idaho
State of _____

Second: That the name of the stream from which said water is to be diverted is _____

Cotton Wood Creek, tributary of Willow Creek

Third: That the point of diversion of said water is _____

SE 1/4 Sec 33, T 14 N, R 41 EBM.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Nov 11-1919, 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: Dam at point of diversion, 25 ft long at top, 15 ft long at bottom, 3 ft high, built of earth, timber & stone, & small head gate. 2 main ditches

II. Dimensions of work: 20 ft

(a) Height of dam 3 feet, length of dam at top 25 feet, length of dam at bottom 15 feet. Material used in construction Earth, timber & stone

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

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

(d) Conduit 2 ditches width at bottom 3 feet, width at water line 3 1/2 feet, depth of water 10 inches; diameter of pipe _____ inches;

(State whether ditch, flume or pipe)

average grade per mile is 8 feet. Length of conduit is One miles.

Seventh: That said works are capable of conducting to the place of intended use 3 & one fifth cu ft per second ~~per~~ of water.

Eighth: That water appropriated under said permit is available for 160 acres of land described as follows: NW 1/4 Sec 4, T 13 N, R 41 EBM.

Ninth: Remarks: That _____

Winifred Trude
(Sign here)

Subscribed and sworn to before me this 22nd day of Oct 1919, 19____

My commission expires Mch 14-1920

Notary Public
Residing at St Anthony, Idaho

12641

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

August 9, 1919

Winifred Trude,
St. Anthony, Idaho.

Dear Sir:—

Under the terms of your permit No. 12641 you are required to complete your diversion works on or before Nov. 11, 1919. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

W. G. SWENDSEN

Commissioner of Reclamation.

12641

November 27, 1916.

Re Permit 12641. - Winifred Trude.

Mr. M. E. King,
St. Anthony, Idaho.

Dear Sir:--

Am herewith returning the affidavit for
change of point of diversion under above permit, with
one copy of the map, the same having been placed on
record in this office.

Very truly yours,

J. H. SMITH,

State Engineer.

APDO:M

By _____

12641

Wiped 9 miles



November 20, 1916.

Re: Permit 12641.

Mr. M.E. King,

St. Anthony, Idaho.

Dear Sir:

Referring to your letter of the 16th, inclosing the above permit and requesting the correction as to location of point of diversion. In order to accomplish this, affidavit of change of point of diversion should be filed on the enclosed blank.

Instructions will be found on the back of the blank. We have changed the permit to read as originally filed and return the permit herewith.

Very truly yours,

J.H. SMITH,
State Engineer.

By

Blank.
H-bb.

12641

PACIFIC DEPARTMENT

THE LIVERPOOL & LONDON & GLOBE INSURANCE COMPANY LIMITED



ROBERT P. FABJ, MANAGER
THOS. H. ANDERSON, ASSISTANT MANAGER
GENERAL OFFICES
444 CALIFORNIA ST. SAN FRANCISCO

M. E. KING, RESIDENT AGENT

ST. ANTHONY, IDA.

Nov 16, 1916

Mr J.H. Smith,
State Engineer,
Boise, Idaho.

Dear Sir;

I am handing you herewith Permit 12627 favor Mary E. Fisher
and Permit 12641 favor Winifred Trude.

Kindly refer to Sec 4 of application & also map; I show
point of diversion to be in Sec 22 which is impossible as Sec 33
is correct according to map which I have also changed & ask that
you kindly change your record, it is a clerical error on my part
all the way thru. This has reference to Permit 12641.

*File off
Change
[Signature]*

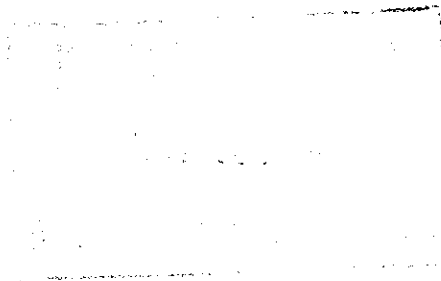
You require that work shall begin under Permit 12627 on
Jany 3, 1917 & under Permit 12641 on Jany 10, 1917.

In both cases it is a physical impossibility to begin work
before June 1st 1917 as the country where work is to be done is situated
high up in the mountains at an elevation of over 6000 ft above sea level,
& the ground is frozen & over one foot of snow there at the present time
& will remain frozen & covered with snow up to about the 1st of June 1917.

The snow no doubt will be at least 6 ft deep there in Jany.

Yours truly,

M E King



12641

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. 12641- Trude.

M.E. King,
St. Anthony, Idaho.

Boise, Idaho,

November 11, 1916.

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.

J. H. Smith.

State Engineer.

12641

October 30, 1916

18112- Trade.

Mr. M.E. King,
St. Anthony, Idaho.

Fill in paragraphs 9 and 11.

BB

18112- FFR #11878.

12641