

NAME OF APPLICANT *Albert N. Gregg*

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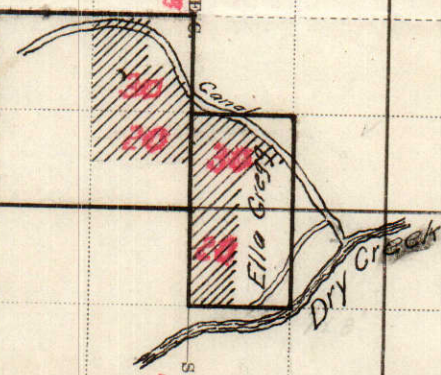
SEC.

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10632

E.W.H.

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

AFFIDAVIT OF PUBLICATION

RECEIVED

OCT 9 1918

OFFICE OF STATE ENGINEER

I, WM. F. GIBSON, publisher of THE FREMONT COUNTY NEWS, a newspaper of general circulation published weekly at St. Anthony, Fremont County, Idaho, do solemnly swear that

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 5th day of October, 1918, 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 six and four-tenths cubic feet per second of the waters of Dry Creek in accordance with the terms and conditions of Permit No. 10632 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Albert N. Gregg, St. Anthony, Idaho.

2. The use to which said water has been applied is irrigation and domestic.

3. The amount applied to beneficial use is six and four tenths cubic feet per second.

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) is SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 13 and W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 24, T. 15 N., R. 43 E. B. M.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is private ditch from Dry Creek.

6. The right to take water from such works is based upon Permit No. 10632.

7. The source of supply from which such water is diverted is Dry Creek.

8. The date of the priority which said user is prepared to establish is Sept. 10th, 1914.

Fred A. Wilkie, State Engineer.

a copy of the notice, a printed copy of which is hereto attached and made a part of this affidavit, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for Four consecutive weeks, commencing with the issue dated Sept. 4 1918, and ending with the issue dated Sept. 25 1918.

Wm. F. Gibson

Publisher.

Subscribed and sworn to before me this 5th day of

Oct, 1918.

M. E. King
United States Commissioner. Notary Public.
Residing at St. Anthony Idaho

My commission expires March 14, 1920.

10632

Name of Applicant _____

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Range 43 E 6 M

Section 15 North

Water Rights

97791299

DRY
2 1/4 in.

Drain
Creek

10632

State of Idaho
License and Certificate of Water Right

Water License No. 10632
Water District No. 36-A

Amount 2 sec. ft.
Priority 9-15-14

THIS IS TO CERTIFY that ALBERT N. GREGG
of St. Anthony, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 10, 1914; that Permit No. 10632
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.4 second feet, was issued thereunder on September 17, 1917, showing that said works
were completed on the 1st day of September, 1917; and that on the 5th
day of October, 1918,

ALBERT N. GREGG AND ELLA GREGG
of St. Anthony, State of Idaho, made proof to the satisfaction of the
State Engineer of Idaho, of the right to use the waters of Dry Creek
, a tributary of No. Pk. Snake River, for the purpose of irrigation
& domestic, under Use Permit No. 10632 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 5 of Licenses, at page 2821, on the 13th day of September, 1921;

The right hereby confirmed dates from September 15, 1914;

The Point of Diversion is located
in the SE 1/4 SE 1/4, Sec. 13, Tp. 15 N., R. 43 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 two cubic feet per second, 1 cubic foot to each party.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
15 N.	43 E.	13	NE 1/4 SW 1/4	40	30
			NW 1/4 SW 1/4	40	--
			SW 1/4 SW 1/4	40	--
			SE 1/4 SW 1/4	40	20
			SW 1/4 SE 1/4	40	30
		24	NW 1/4 NE 1/4	40	20
			SW 1/4 NE 1/4	40	--
			SE 1/4 NE 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 13th day of September, 1921.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

No. 15655

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Albert H. Gregg

Postoffice address: St. Anthony, Idaho County, Fremont State:

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 6.4 cubic feet per second.

3. Source of water supply: Dry Creek

4. Location of point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13, T. 15 N. R. 43 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: 320 acres.
- (b) In the following legal subdivisions: SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13; W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 24, T. 15 N. R. 43 E.B.M.

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?
return:

[d] If so, name stream and locate point of

6. Estimated cost of works: \$400.00

7. Description of works for diversion:

I. Kind of works: Dam & ditches.

II. Dimensions of works:

[a] Height of dam 10 feet, length of dam at top 50 feet,

length of dam at bottom 20 feet. Material used in construction: Timber, stone & earth.

[b] Capacity of reservoir acre feet. (c) Size of headgate, width 4 feet,

Height 2 $\frac{1}{2}$ feet. (d) Conduit Ditch width at bottom 2 feet,width at water line 4 feet, depth of water 1 $\frac{1}{2}$ feet, diameter of pipeinches; average grade per mile is 5 feet. Length of conduit is 1 $\frac{1}{4}$ miles, and it crosses the following quarter sections: SE $\frac{1}{4}$ & SW $\frac{1}{4}$ Sec. 13; NE $\frac{1}{4}$ Sec. 24, T. 15 N. R. 43 E.B.M.

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.

Albert H. Gregg

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9.00 A. M. September 10, 1914.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 10632

Recorded in Book 35 Page 10632 Approved September 30, 1914.

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 November 20, 1914 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 March 30, 1916.

The whole of said work to be completed on or before September 30, 1917.

Beneficial use of water appropriated in accordance herewith, to be made on or before September 30, 1918.

Witness my hand this 30th day of September, 1914.

F. P. King.

State Engineer.

Remarks:

ASSIGNMENT.

For & in consideration of ONE-DOLLAR to me in hand paid by Ella Gregg of St. Anthony, Idaho, I hereby sell, assign & transfer unto the said Ella Gregg, One half of all my right, title & interest in & to Six & four-tenths cubic feet per second of the waters of Dry Creek, in Fremont County, Idaho, said water being authorized for irrigation & domestic use under State Engineers Permit No. 10632; my interest in said water, hereby, assigned, is intended for use for domestic & irrigation purposes in connection with SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13 and W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 24, T. 15 N. R. 43 E. B. M.

Albert N. Gregg.

State of Idaho.)
)ss
Fremont County.)

On this 15th day of Feby, 1915, before me M. E. King, a Notary Public for & residing in Fremont County, Idaho, personally appeared Albert N. Gregg, known to me to be the person whose name is subscribed to the within instrument & acknowledged to me that he executed the same.

M. E. King,

Notary Public.

SEAL.

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9.00 a.m. Feb. 17, 1915.

Herbert Wing,

Acting State Engineer.

Recorded by
Checked by

Proof of completion of works made September 1, 1917.
Certificate of completion of works issued September 17, 1917.

Permit No. 10632.

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Albert N. Gregg and Ella Gregg of St. Anthony, County of Fremont, and State of Idaho, the holders of Permit No. 10632, issued upon Application No. 15655, bearing date of priority of September 10, 1914, authorizing the diversion of 6.4 second feet of the waters of Dry Creek, County of Fremont, State of Idaho, for irrigation and domestic purposes, have 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 6.4 second feet of the waters of Dry Creek; that the point of diversion of said waters is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13, T. 15 N., R. 43 E. B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 320 acres in the SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13; W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, T. 15 N., R. 43 E. B. M.

Witness my hand this 17th day of September, A. D. 1917.

J. H. Smith,

State Engineer of the State of Idaho.

License issued for 7 second feet
Page 2821

June 30, 1971

Re: License No. 21-2061

Farrel T. Black, President
FARREL BLACK RANCHES, Inc.
Mamer, Idaho 83425

Dear Mr. Black:

In reference to your letter of June 2, 1971, please be advised that Permit No. 21-2061 has been licensed and we do not have a procedure for changing the name of the owner under the permit in our Department records. Whoever holds title to the property will control the water right covered by this license.

We would suggest that your stock watering in Section 24, Twp. 15N, Rge. 43E, be covered by a claim to a water right for a water right established by diversion and beneficial use under the constitution. We are enclosing a claim form which may be filed in connection with this matter.

Any new appropriation made after May 20, 1971, must be covered by a valid permit or no authority will exist to divert the water. The only exception to this will be ground water appropriations for a domestic or stock well.

If we can be of any further assistance, please do not hesitate to contact us.

Very truly yours,

Donald W. McElDowney
Appropriation Supervisor

DWM:cm

Enclosure

21 2061

FARREL BLACK RANCHES, INC.

Telephones: Area Code 208 662-5570 / 663-4390 (Terreton)

HAMER, IDAHO 83425

June 2, 1971

Re: State Permit #21-2061 for Two cfs, priority dated September 15, 1914. Point of diversion SE SE Sec. 13, T.15, R.43 E. Lands to be irrigated Sec. 24.

State of Idaho
Department of Water Administration
Boise, Idaho 83707

ATTENTION: Mr. Donald W. McEldowney, Appropriation Supervisor

Dear Sir:

In the purchase of lands and leases from Thomas Katseanes we find this permit is on file in the Idaho Falls Department of Water Administration, Idaho Falls, Idaho, under the name of Albert Gregg. This water is appropriated out of Dry Creek; ditches and points of diversion are all in irrigable repair. At present we are using this water.

Would you please advise us as to the necessary procedure to transferring this permit to Farrel Black Ranches as the new lessee of State Lands, Section 24, T.15, R.43 E.

These lands purchased from Thomas Katseanes are the old Ed Laird and Sons Estate. The Lairds show water permits in Twin Creeks. There is a point of diversion and a creek coming from Twin Creeks in Sec. 19, T.15, R.43 E. and running due west into Sec. 24. I understand this has been used throughout time for livestock watering. Would it be possible to bring this use up to date?

Last fall, after our purchase of these lands, this point of diversion was dammed off. Five-tenths cfs would be ample water for this purpose.

This water coming out of Twin Creeks also serves livestock water on Sec. 19, T.15, R.43 E. for Andy Katseanes on these forest lands.

Please send necessary applications and advise.

Sincerely,

FARREL BLACK RANCHES, INC.

Farrel T. Black, President

FTB:sd

21 2061

September 23, 1921.

Re: Permit No. 10632.

Mr. Albert N. Gregg,
St. Anthony, 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

By _____
Chief Clerk.

CB/E

10632



D. W. DAVIS, GOVERNOR

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

BUREAU OF WATER RESOURCES
WATER APPROPRIATIONS
CAREY ACT DEVELOPMENT

Aug. 29, 1921

Re Permit 10632

Mr. Albert N. Gregg,
St. Anthony, 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 \$8.00 license will be issued.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation

By *J. B. Whitaker*

Lake Idaho
Sept 8/21
Please Change my address
to Lake Idaho
Albert N Gregg

10632

Aug. 29, 1921

Re Permit 10632

Mr. Albert N. Gregg,
St. Anthony, 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 \$8.00 license will be issued.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation

By

10632

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 36 A1. State name of applicant and number of permit: Albert N. Gregg- Permit 106322. State source of water supply: Dry Creek3. Location of point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 13, T. 15 N., R. 43 E.

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

Flume 1x3' carries 2 cu. ft. per sec.Dam 36' x 4', timber crib and rock fill.Ditch, $\frac{1}{2}$ mi. long, 1' bottom, capacity 2 cu. ft.Ditch, $\frac{3}{4}$ mi. $\frac{1}{2}$ ' bottom, capacity 3 cu. 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):

SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 13 and W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 24, T. 15 N., R. 43 E.NE $\frac{1}{4}$ SW $\frac{1}{4}$ 30 acres } sec 13SE $\frac{1}{4}$ SW $\frac{1}{4}$ 20 " }Ella GreggSW $\frac{1}{4}$ SE $\frac{1}{4}$ 30 a. sec. 13NW $\frac{1}{4}$ NE $\frac{1}{4}$ 20 a. sec. 25

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

8. How many parties conduct water in this system? Two parties

9. Give names and amount of each right:

Albert N. Gregg- 3 $\frac{1}{2}$ cu. ft.Ella Gregg- 2 $\frac{1}{2}$ cu. ft.10. What large stream would the water here appropriated finally reach? North Fork Snake

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Dry Creek, Henry Lake Outlet, North Fork Snake River

Remarks: The land described in sec. 24 was a mistake. In the above proof Mr. Gregg seems to be proving up for water on his wife's, Ella Gregg's land. The takeout was wrong, also.

This examination was made on the 4th day of Aug. 1921(Signed) Oliver W. Henninger

Examiner.

(This report must be sworn to when not made by an attache of the State Engineer's 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. 36A

Albert N. Gregg
St. Anthony

Permit 10632

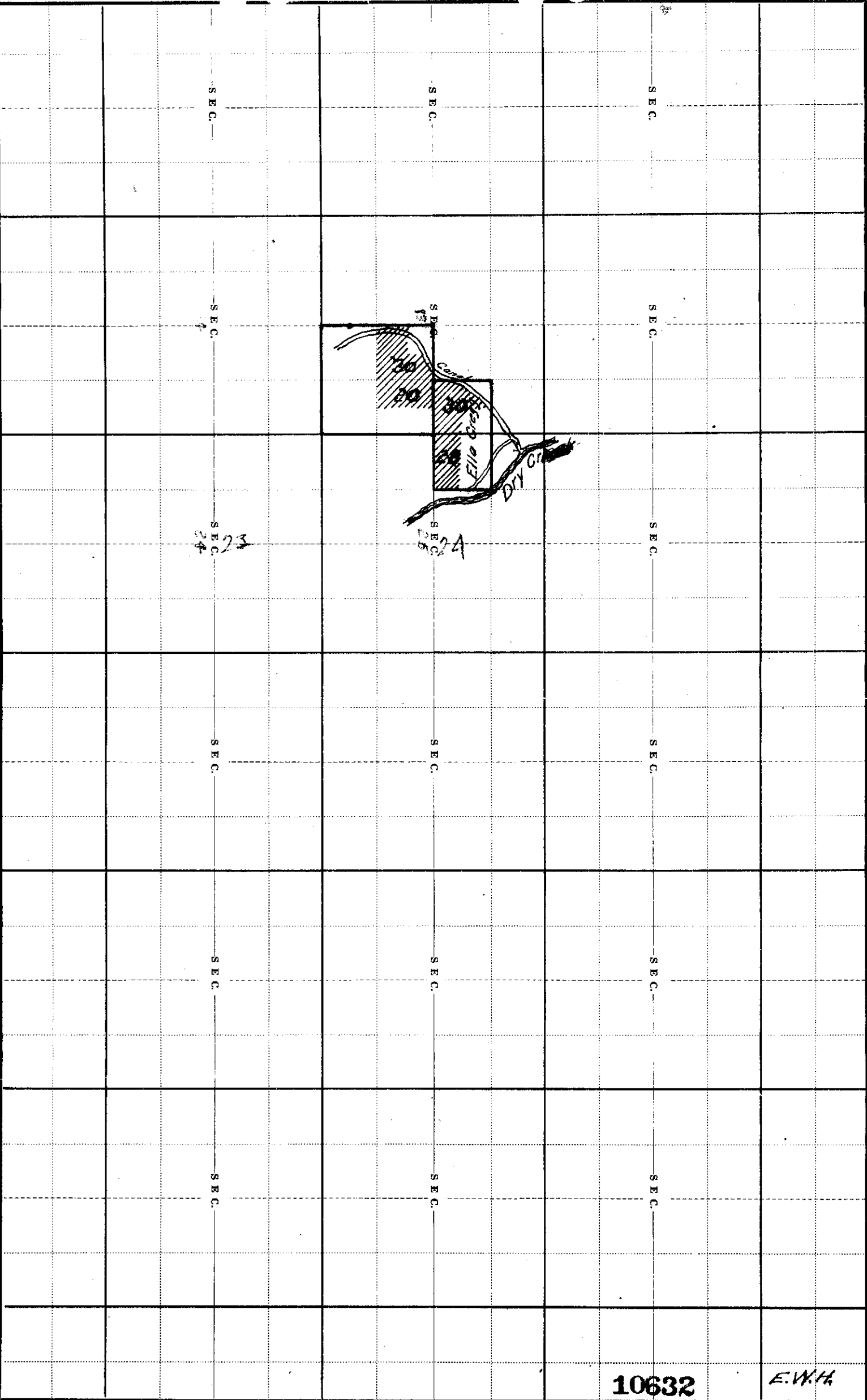
13-15-43

Instructions To Examiners

1. Examiners will not be permitted to examine any of the records 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 rights 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.

1261 5 1 1943

NAME OF APPLICANT Albert N. Regg



10632

E.W.H.

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

August 22, 1919

In re: Permit #10632

A. H. Grogg,
Piler, Idaho.

Dear Sir:

Replying to your letter of August 20th, relative to the statutory examination to be made under the proof of beneficial use submitted under the above numbered permit, you are advised that there has been allowed to accumulate in this Department, during the past three years, some 250 of such examinations. The reason for such accumulation is unknown to the writer. However, it was our intention to place our field men to work this spring and summer to make the examinations and issue licences thereunder, but ~~due~~ to the unprecedented shortage of water in the state this year, it was found necessary to put our field men in the field, superintending the distribution of said waters. Consequently, it has been impossible to make the examinations. However, after the irrigation season is ended, our men will, no doubt, take the field to make the examinations and license will issue as soon as possible thereafter.

I am under the impression that the United States Land Office will accept as evidence of water right, a certificate from this Department to the effect that the permit stands in your name and stands on our records as being alive and that you have submitted final proof thereunder, and have done all in your power to live up to the statutes. If you will take this matter up with the Land Office, we will furnish this certificate with a nominal fee, provided by statute.

Yours very truly,

W. G. SHERIDAN

Commissioner of Reclamation

By

Chief Clerk

LHM

10632

VARIOUS FIRM TITLES.

David Landreth, 1784

David & Cuthbert Landreth, 1790

David Landreth & Co., 1830

David Landreth & D. Landreth Munns, 1843

David Landreth, 1845

David Landreth & Son, 1860

David Landreth & Sons, 1875

D. Landreth Seed Company, 1903

WESTERN BRANCH

ESTABLISHED 1784
Incorporated 1904

D. LANDRETH SEED COMPANY

GROWERS OF GARDEN SEEDS

AND

SEED MERCHANTS

Main Office
Bristol, Pa.

A. N. GREGG, Manager

State Engineer
Boise Ida

~~Bozeman, Mont.~~
~~St. Anthony, Idaho~~
~~Filer, - - Idaho~~
~~Twin Falls, Idaho~~

Aug. 20/19 19

dear Sir

Re Permit no 10632 as I expect to make final proof
on Desert claim it would be a great favor to me if
you could have my watter right x examined soon
I have made ginal proof as to use etc. and it only
waits your examination to make the watter right complete

if it is imposible for you to make the
examination your self I would like to sugest that
you have Mr. M.F. King U.S. Land Comisioner at StAnthony
recomend some one that lives near the land to examine
the same

yours truly

A N Gregg

10632

October 10, 1918.

Re Permit No. 10632.

Albert N. Gregg,
St. Anthony, Idaho.

Dear Sir:--

Am in receipt of depositions and affidavit of publication for proof of use of water under above permit. These will be placed on file pending the examination by our engineer, at which time you will be further notified as to fees in the matter.

Very truly yours,

FRED A. WILKIN,

State Engineer.

By _____

10632

RECEIVED

AFFIDAVIT OF PUBLICATION

I, WM. F. GIBSON, publisher of THE FREMONT COUNTY NEWS, a newspaper of general circulation published weekly at St. Anthony, Fremont County, Idaho, do solemnly swear that

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 5th day of October, 1918, 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 six and four-tenths cubic feet per second of the waters of Dry Creek in accordance with the terms and conditions of Permit No. 10632 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Albert N. Gregg, St. Anthony, Idaho.

2. The use to which said water has been applied is irrigation and domestic.

3. The amount applied to beneficial use is six and four tenths cubic feet per second.

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) is SW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 13 and W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 24, T. 15 N., R. 43 E. B. M.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is private ditch from Dry Creek.

6. The right to take water from such works is based upon Permit No. 10632.

7. The source of supply from which such water is diverted is Dry Creek.

8. The date of the priority which said user is prepared to establish is Sept. 10th, 1914.

Fred A. Wilkie, State Engineer.

a copy of the notice, a printed copy of which is hereto attached and made a part of this affidavit, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for Four consecutive weeks, commencing with the issue dated Sept. 4 1918, and ending with the issue dated Sept. 25 1918.

Wm. F. Gibson
Publisher.

Subscribed and sworn to before me this 5th day of Oct, 1918.

M. E. King
United States Commissioner. Notary Public.
Residing at St. Anthony Idaho

My commission expires March 14, 1920.

10632

PERMIT No. 10632**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

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

Ans. Albert N. Gregg, 55, Seedsman, St. Anthony, Fremont County, Idaho.

P.O. St Anthony 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. Sept 30-1914, No. 10632, Date of priority Sept 10-1914

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

Ans. Source Dry Creek, point of diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 13, T 15 N,

R 43 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.

Dam, ditches, flume & headgate.

Ans. Dam height 10 ft, length at top 50 ft, length at bottom 20 ft,

built of timber, stone & earth. --- Conduit ditches & flume and head

gate --- main ditch 200 rds long, 4 ft wide at top, 18 inches wide at

bottom --- lateral ditch 100 rds long, 3 ft wide at top, one ft wide

at bottom --- lateral ditch 200 rds long, 3 ft wide at top, one ft

at bottom, all ditches one ft in depth --- flume of 2 inch plank, 3 ft wide

1 ft deep, capacity 6.4 cub ft per second --- conducted by private ditch

from Dry Creek. Size head gate 3 ft wide, 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 --- Irrigated 10 acres oat hay NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13 --- 5 acres oat hay & 15 acres natural meadow NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 13 --- 15 acres natural meadow SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13 --- 5 acres oat hay SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13 --- 10 acres oat hay & 5 acres natural meadow SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 13 --- 7 $\frac{1}{2}$ acres natural meadow NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 24 --- 7 $\frac{1}{2}$ acres natural meadow SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 24, T 15 N, R 43 EBM. --- Improvements are described in question 5.

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. 6.4 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. I am the same person.

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

Ans. In 1916-1917-1918. I irrigated the foregoing described subdivisio
-ns in June -July & Aug--used 6.4 cub ft of water per second at
each irrigation period.

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

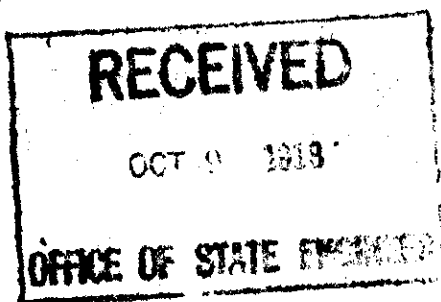
(Sign)

Albert N. Gugg

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 5th day of Oct A. D. 1918.

M. S. King Notary Public
residing at St Anthony, Idaho.

10632



Permit No. 10362

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Earl M. Wickham, 29, Drummond, Idaho, farmer, Drummond, IdahoQues. 2. Are you acquainted with Albert N. Gregg, theholder of Permit No. 10362? How long have you known him and where does he reside?Ans. Known him 5 years, he resides at St Anthony, IdahoQues. 3. Have you read or heard read said Permit No. 10362, 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. Source Dry Creek, place of diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 13, T 15 N, R 43 EBM--Dam, ditches, flume & head gate.

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. 6.4 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.

Used for irrigation & domestic use.

Irrigate 10 acres oat hay NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13--5 acres oat hay & 15 acres natural meadow NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 13--15 acres natural meadow SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13--5 acres oat hay SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13--10 acres oat hay & 5 acres natural meadow SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13--7 $\frac{1}{2}$ acres natural meadow SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 24--7 $\frac{1}{2}$ acres natural meadow NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 24, T 15 N, R 43 EBM--Dam 10 ft high, 50 ft long top, 20 ft long at bottom of timber, stone & earth--Main ditch 200 rds long 4 ft at top, 18 in at bottom--lateral 100 rds long, 3 ft top, 1 ft bottom--head gate 200 ft long, 3 ft top, 1 ft bottom--flume 3 ft wide 1 ft deep--

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. Character gravelly loam, 6.4 cub ft per second necessary for its profitable irrigation.

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. 1918 seen 80 acres irrigated in July using 6.4 cub ft per second of water for such irrigation, as follows-10 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$, 20 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$, 15 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$, 5 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$, 15 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 13 and 7 $\frac{1}{2}$ acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, 7 $\frac{1}{2}$ acres NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 24, T 15 N, R 43 EBM.

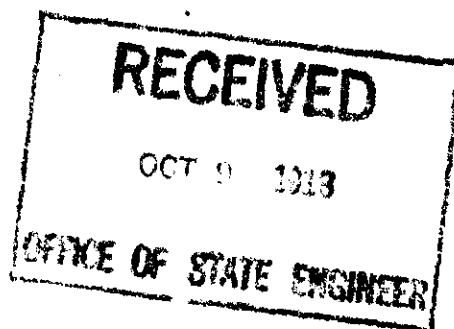
(Sign) Earl M. Wickham

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 5th day of Oct A. D. 1918

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

My commission expires Mar 14-1920

10632



Permit No. 10632

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Vernon H. Wickham, 34, St Anthony, Idaho, Farmer - St Anthony IdahoQues. 2. Are you acquainted with Albert H. Gregg, theholder of Permit No. 10632? How long have you known him and where does he reside?Ans. Known him 6 years, he resides at St Anthony, IdahoQues. 3. Have you read or heard read said Permit No. 10632, 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. Source Dry Creek, Place of diversion SE 1/4 Sec 13, T 15 N, R 43 EBM--Dam, ditches, flume & headgate.

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. 6.4 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. Used for irrigation domestic purposes.

Ans. Irrigate 10 acres oat hay NE 1/4 SW 1/4 Sec 13--5 acres oat hay & 15 acres natural meadow NW 1/4 NW 1/4 Sec 13--15 acres natural meadow SW 1/4 SW 1/4 Sec 13--5 acres oat hay SE 1/4 SW 1/4 Sec 13--10 acres oat hay & 5 acres natural meadow SW 1/4 SE 1/4 Sec 13--7 1/2 acres natural meadow SW 1/4 NE 1/4 Sec 24--7 1/2 acres natural meadow NW 1/4 NE 1/4 Sec 24, T 15 N, R 43 EBM.
Dam 10 ft high, 50 ft long top, 20 ft long bottom of timber, stone & earth, Main ditch 200 rds long, 4 ft top, 18 in bottom--lateral 100 rds long, 3 ft at top, 1 ft bottom--lateral 200 rds long 3 ft top, 1 ft bottom--flume 3 ft wide top, 1 ft deep--head gate 3 ft x 1 ft

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. Character of land gravely loam, 6.4 cub ft per second is necessary for its profitable irrigation & cultivation.

10632

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. Seen the land irrigated 1917-1918 in July, using 6.4 cub ft per second of water---80 acres was irrigated as hereinbefore described as follows,--10 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$, 20 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$, 15 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$, 5 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$, 15 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 13, and 7 $\frac{1}{2}$ acres SW $\frac{1}{4}$ NE $\frac{1}{4}$, 7 $\frac{1}{2}$ acres NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 24, T 15 N, R 43 EBM.

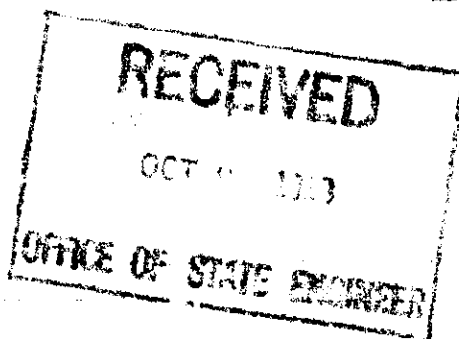
(Sign) Vernon H. Wickham

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 5th day of October A. D. 19 18

M. E. K...
residing at St Anthony, Idaho Notary Public.

My commission expires Mch 14-1920

10632



State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO, **Sept. 27, 1918.**

Albert H. Gregg,
c/o M. E. King,
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. ~~10632~~.

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 ~~October 5, 1918~~, 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,

~~FRED A. WILKIE,~~
State Engineer.

10632

3641

(P. O.) Timothy, Idaho
(Date) Aug. 31, 1918

State Engineer, Boise.

Dear Sir:

I have your letter of August 29 enclosing Notice of Proof
of ~~Construction of Work~~ Beneficial Use of Water under Permit No. 10632 which
will be published as you request, beginning with our issue of Sept. 4, 1918

Fremont County News
by Wm. F. Gibbs 10632

M. E. King
SURETY BONDS
U. S. COMMISSIONER

ST. ANTHONY, IDAHO,

Aug 24-1918

Mr Fred A. Wilke
State Engineer,
Boise, Idaho.

Dear Sir;

I am handing you herewith notice for publication,
proof of application of water to beneficial use,
under Permit No. 10632 of Albert N. Gregg.

He is prepared to make proof at once & I have left blank
date of proof which ask you to kindly fill in.

Please mail to me necessary blanks for the proof & oblige.

Yours truly,

M E King

RECEIVED

10632

10632

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) St Anthony, Idaho

(P O.) Aug 24-1918

TO THE STATE ENGINEER,
Boise, Idaho.

DEAR SIR:

You are hereby authorized to have the attached notice published at my expense in the
Fremont County News of **St Anthony, Idaho**, published in the
county in which the works are situated.

Albert N. Gugg

(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.

10632

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 5th day of October, 19 18,
 at St Anthony, County of Premont State of Idaho,
 before M. E. King, Notary Public, proof will be submitted
 of the application to beneficial use of Six and four tenths cubic feet per second of the
 waters of Dry Creek in accordance with the terms and conditions of
 Permit No. 10632 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are _____
Albert H. Gregg, St Anthony, Idaho.
2. The use to which said water has been applied is _____
Irrigation & domestic
3. The amount applied to beneficial use is Six & four tenths cub feet per second
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 13 and W $\frac{1}{2}$ NE $\frac{1}{4}$, Sec 24, T 15 N, R 43 EBM
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is private ditch from Dry Creek
6. The right to take water from such works is based upon Permit No. 10632
7. The source of supply from which such water is diverted is Dry Creek
8. The date of the priority which said user is prepared to establish is _____
Sept 10th 1914

Fred A. Wilkie,
 State Engineer.

10632

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JUN 26 1918

**Albert H. Gregg,
St. Anthony, Ida.**

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No.---**10632**---, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

FRED A. WILKIE

State Engineer

10632

September 19, 1917.

Re: Permit No. 10632.

Mr. Albert N. Gregg,
Lake, Idaho.

Dear Sir:

Enclosing herewith Certificate of Completion of works, issued under above permit, with receipt for fee.

Very truly yours,

J. H. Smith,

State Engineer.

By

Enc: CCW
R-982.

CB/MB

10632

Permit No. 10632

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO, }
County of Fremont } SS.

Albert N. Gregg, 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. 10632 and that his postoffice address is Lake, Idaho State of Idaho.

Second: That the name of the stream from which said water is to be diverted is Dry Creek.

Third: That the point of diversion of said water is SE 1/4 Sec 13, T 15 N, R 43 EBM.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept 30, 1917 1917.

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 (~~xxx~~ ~~work xxx~~) fully completed and consisted of the following:

I. Kind of works: Dam & ditches & flume.
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam 8 feet, length of dam at top 38 feet, length of dam at bottom 20 feet. Material used in construction Lumber, stone, earth & timber.

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width 3 feet, height 1 feet.

(d) Conduit Flume width at bottom 1 1/2 feet, width at water line 3 ft (State whether ditch, flume or pipe) 1 feet, depth of water 1 1/2 feet; ~~diameter of pipe~~ ~~xxxxx~~ ~~xxxxxx~~ inches; average grade per mile is 5 feet. Length of conduit is 1 1/2 miles.

Seventh: That said works are capable of conducting to the place of intended use 6 1/2 second feet of water.

Eighth: That water appropriated under said permit is available for 240 acres of land described as follows: 20 acres in NE 1/4 SW 1/4; 40 acres in NW 1/4 SW 1/4; 80 acres in S 1/2 SW 1/4; 20 acres in SW 1/4 SE 1/4 Sec 13; 80 acres in W 1/2 NE 1/4 Sec 24, T 15 N, R 43 EBM.

Ninth: Remarks: That _____

Albert N. Gregg
(Sign here)

Subscribed and sworn to before me this 1st day of Sept 1917, 1917

W. E. Hus

My commission expires Nov 14, 1920

Notary Public.

10632

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Albert H. Gregg,
St. Anthony, Idaho.

Boise, Idaho,

July 19, 1917.

Dear Sir:—

Under the terms of your permit No. 10632, you are required to complete your diversion works on or before Sept. 30, 1917 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,

J. H. SMITH,

State Engineer.

10632

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Albert N. Gregg,
St. Anthony, Idaho.

Boise, Idaho,

July 19, 1917.

Dear Sir:—

Under the terms of your permit No. 10632, you are required to complete your diversion works on or before Sept. 30, 1917. 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,

J. H. SMITH,

State Engineer.

10632

February 23, 1915.

Permit 10632.

Mr. H. T. King,
St. Anthony, Idaho.

Sir:

Am herewith returning assignment of water right under above permit, the same having been recorded in this office. Please to remit 50 cents recording fee. Am also returning the original permit and map.

Very truly yours,

Herbert King,

Acting State Engineer.

As.P10632

By _____

10632

STATE OF IDAHO
ENGINEERING DEPARTMENT

BOISE

HERBERT WING
ACTING STATE ENGINEER

W. R. HEYDE
CHIEF CAREY ACT ENGINEER

Boise, Idaho, February 11, 1915.

Permit 10632 - Gregg.

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

Sir:--

Replying to your letter of the 5th inst., in the above, would say that your client should transfer an undivided one-half interest in and to the permit to his wife either by assignment or by quit claim deed and this assignment or quitclaim deed should be placed of record in the office of the State Engineer. In the event the lands upon which she wishes to use the water are lands described in the permit as now issued nothing further will be necessary. If she wishes to apply the water to other lands, an application for amendment of the permit must be filed. I return permit herewith.

Very truly yours,


Acting State Engineer.

Enc. P. 10632.

W/G.

Mr Herbert Wing,

Boise.

Dear Sir;

I am handing you herewith Permit 10632 together with assignment of one half interest in water covered thereby to Ella Gregg.

When recorded please return papers to me for delivery to Mr Gregg.

Yours truly, 

10632

Boise, Idaho, February 11, 1915.

Permit 10632 - Gregg.

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

Sir:--

Replying to your letter of the 5th inst., in the above, would say that your client should transfer an undivided one-half interest in and to the permit to his wife either by assignment or by quit claim deed and this assignment or quitclaim deed should be placed of record in the office of the State Engineer. In the event the lands upon which she wishes to use the water are lands described in the permit as now issued nothing further will be necessary. If she wishes to apply the water to other lands, an application for amendment of the permit must be filed. I return permit herewith.

Very truly yours,

Acting State Engineer.

Enc. P. 10632.

W/G.

10632

M. E. KING
COLLECTIONS, REAL ESTATE
INSURANCE
UNITED STATES COMMISSIONER

BY MONEY TO LOAN
ON FARMS

ST ANTHONY, IDAHO

Feb 5, 1915

State Engineer,
Boise, Idaho.

Dear Sir;

I am handing you herewith Permit No. 10632, favor of Albert N. Gregg.
Mr Gregg filed upon this water for use on 320 acres of land
but the government only allowed him to file on 160 acres.
Now he will have his wife file on the 160 acres he was turned
down on & wants this permit changed to read in favor of himself,
Albert N. Gregg and Ella Gregg.

Yours truly,

M. E. King

10632

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

F. P. KING,
STATE ENGINEER

Permit No. 10632 - Gregg

BOISE, IDAHO, Sept. 30, 1914.

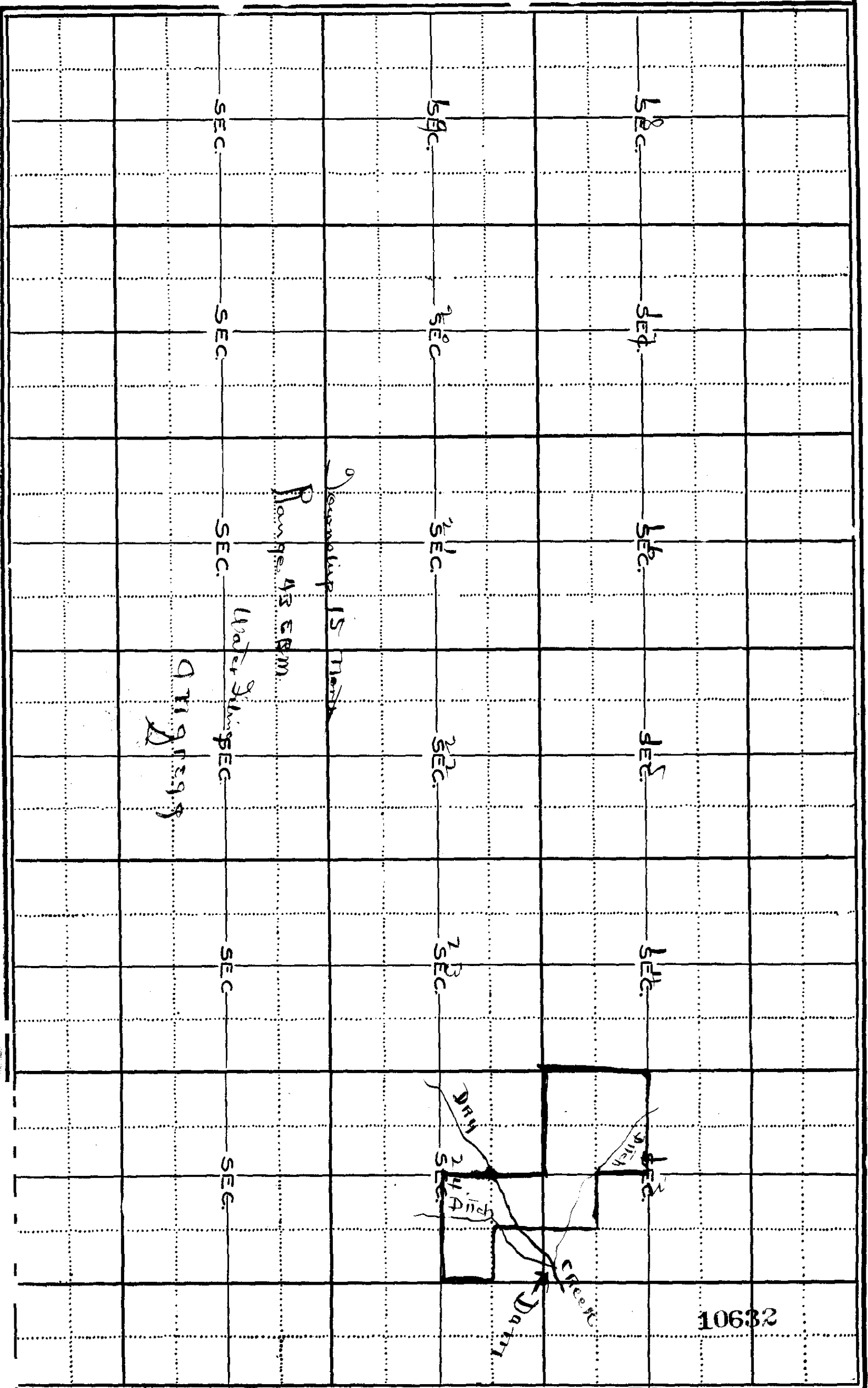
Mr. M. E. Zing,
St. Anthony, Ida.
Dear Sir:

*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.*

F. P. KING,
State Engineer.

10632

Name of Applicant _____



10632