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A hand-drawn map of a field. A vertical line runs down the center, and a horizontal line crosses it. The left side of the vertical line is labeled 'Builds' vertically. The right side is labeled 'Lat.' vertically. A horizontal line is labeled 'ditch'.

RECEIVED

~~OCT 28 1913~~

OFFICE OF STATE ENGINEER

6479

Name of Applicant.

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 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 news-

Notice for Publication.—Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 2nd day of Oct., 1913, at St. Anthony, County of Fremont, State of Idaho, before C. C. Moore, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of a spring in accordance with the terms and conditions of Permit No. 6479, 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, Mary Whittington, St. Anthony, Idaho.
2. The use to which said water has been applied is Irrigation and watering of stock.
3. The amount applied to beneficial use is one second foot.
4. The place where said water is used is part each of E $\frac{1}{2}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 9, Township 10, North Range 41 East, Boise Meridian.
5. The name of the canal or ditch or other work by which said water is conducted to such place of use is a private ditch.
6. The right to take the water from such works is based upon Permit No. 6479.
7. Source of supply from which such water is diverted is a spring.
8. The date of the priority which said user is prepared to establish is 1910.

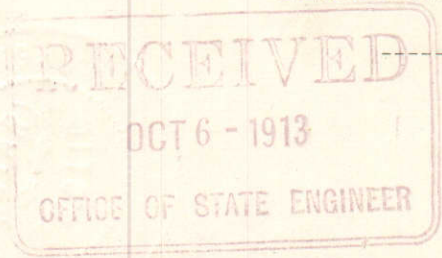
F. P. King. State Engineer.

paper, and not in any supplement thereof, for Four consecutive weeks, commencing with the issue dated Sept. 3 1913, and ending with the issue dated Sept. 24 1913.

Wm. F. Gibson

Subscribed and sworn to before me this 25 day of September, 1913.

Ed L. Halling
Notary Public



6479

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6179

Twp. 10. n. R. 41 E. B m

SEC.

SEC.

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SEC.



County: Fremont.
Stream: Spring.
Amount: 8/10 sec. ft.
Use: irrigation and domestic.
Priority: July 30, 1910.

STATE OF IDAHO

Water License No. 6479.

WHEREAS, On the 30th day of July , A. D. 1910 , Mary Whittington

of St. Anthony , County of Fremont State of Idaho , duly made application (No. 9309) to me for a permit to use one (1) cubic foot per second of the waters of a spring located in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 4, T. 10 N. R. 41 E. B. M.,

County of Fremont , State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 15th day of August , A. D. 1910, Permit No. 6479 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 15th day of August , A. D. 1912, and for the application to beneficial use of said water on or before the 15th day of August , A. D. 1914, and,

WHEREAS, On the 25th day of January, A. D., 1913, the time for proof of completion of works under said permit was extended to the 1st day of November, A. D. 1913, and,

WHEREAS, On the 20th day of August , A. D. 1913, Mary Whittington

the holder of said permit, duly made proof of the completion of adequate works for the diversion of one (1) cubic foot per second of said waters, as evidenced by my Certificate No. 6479 dated September 6, 1913 , confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one (1) cubic foot per second of said water, with date of priority of July 30, 1910 , and,

WHEREAS, On the 2nd day of October , A. D. 1913, Mary Whittington

the holder of said permit, duly made proof of the application to beneficial use of 8/10 of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to Mary Whittington

of St. Anthony , County of Fremont , State of Idaho , the holder and owner of said Permit No. 6479 , a perpetual right, dating from July 30, 1910 to the use of 8/10 of 1 cubic foot per second of the waters of a Spring located in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 4. T. 10 N. R. 41 E. B. M.,

in the County of Fremont and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 9, T. 10 N. R. 41 E. B. M.

and conducted to and upon 40 acres, divided as follows: 15 acres in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ and 25 acres in the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 9, T. 10 N. R. 41 E. B. M.

for the purpose of irrigation and domestic use , subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 8th day of November A. D., nineteen hundred and thirteen.

(Seal)

F. P. King, State Engineer.

27 2010

21-2040

No. 9309

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Mary Whittington

Postoffice address: St. Anthony

County: Fremont State: Idaho

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

3. Source of water supply: Spring SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 4, T. 10 N.R. 41 E.

County of Fremont

4. Location of point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9, T. 10 N.R. 41 E.B.M.

5. To be used for:

I. Irrigation and domestic use: and the watering of stock

(a) Amount of land to be irrigated: 50 acres

(b) In the following legal subdivisions: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$ of NW $\frac{1}{4}$ and NW $\frac{1}{4}$, SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 9 T. 10 N.R. 41 E.B.M.

6. Estimated cost of works: \$50.

7. Description of works for diversion: Ditch

II. Dimensions of works:

(a) Conduit ditch, width at bottom 1 foot, width at water line 1 $\frac{1}{2}$ feet, depth of water 9/12 foot. Length of conduit is 1/2 mile, and it crosses the following quarter sections: NW $\frac{1}{4}$ NE $\frac{1}{4}$ of NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 9, T. 10 N.R. 41 E.B.M., to land described in 5 I (b) above which is the point of intended use.

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

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

Mary Whittington,

Applicant

By William E. Whittington.. Agent

APPROVAL OF STATE ENGINEER

The number of this permit is 6479

Date of first receipt of application: 9.00 A.M. July 30, 1910

Returned to applicant for correction: July 30, 1910

Corrected application received August 13, 1910

Recorded in Book 19. Page 6479. Approved August 15, 1910

This is to certify that I have examined the within application for permit to appropriate the public waters of the State of Idaho and hereby grant the same, subject to the following limitations and conditions:

Work to begin on or before October 14, 1910, 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 August 15, 1911.

The whole of said work to be completed on or before August 15, 1912.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to August 15, 1914.

Witness my hand this fifteenth day of August, 1910.

D.G. Martin

State Engineer

On proper request of the holder of the above Permit, I have this 25th day of January, 1913, extended the time for completion of works thereunder to the 1st day of November, 1913.

A.E. Robinson,

State Engineer.

Satisfactory affidavit of proof of completion of works made August 20, 1913.

Certificate of Completion of works issued September 6, 1913.

PERMIT NO. 6479.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Mary Whittington, of St. Anthony, County of Fremont, and State of Idaho, the holder of Permit No. 6479, issued upon Application No. 9309, bearing date of priority of July 30, 1910, authorizing the diversion of 1 second foot of the waters of a Spring in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.4, Twp. 10 N., R. 41 E.B.M., County of Fremont, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1 second foot of the waters of a Spring; that the point of diversion of said waters is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec.9, Twp. 10 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: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ & SW $\frac{1}{4}$ of NW $\frac{1}{4}$ & NW $\frac{1}{4}$ & SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec.9, Twp. 10 N., R. 41 E.B.M., containing 50 acres.

WITNESS My hand this 6th day of September, A.D. 1913.

F.P.King.

State Engineer of the State of Idaho.

License issued for 8 second feet

Page 1461
J

State of Idaho

ENGINEERING DEPARTMENT

BOISE

F. P. KING,
STATE ENGINEER

May 1, 1914.

Mary Whittington,
St. Anthony, Idaho.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your permit No. 6479..... 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,

F. P. KING,

State Engineer.

6479

November 17, 1913.

Permit 6489

Mrs. Mary Whittington,
St. Anthony, Idaho.

Madam:

Am herewith enclosing you water license
No. 6479.

Very truly yours,

F. P. KING,

State Engineer.

WL6479

By _____

6479

REPORT OF ENGINEER

1. State name of applicant and number of permit: Mary Whittington - Permit 6479
2. State source of water supply: Spring
3. Location of point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9, T. 10 N., R. 41 E. B.M.

4. State whether or not the works of diversion are *fully* completed and in accordance with terms of permit: Yes

5. Describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: 1 ft.
- (b) Width at water line: 1 $\frac{1}{2}$ ft.
- (c) Depth of water: 6 in.
- (d) Grade per mile: 10 ft.
- (e) Capacity of ditch: one second feet.

6. State whether or not water has been turned into works of diversion and if so, to what extent:

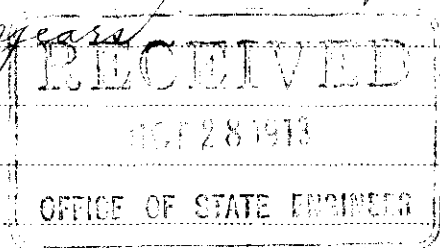
Yes 40 inches

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: Part of E $\frac{1}{2}$ NW $\frac{1}{4}$ & W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 9, T. 10 N., R. 41 E. B.M.

N.E $\frac{1}{4}$ of N.W $\frac{1}{4}$ 15 acres. N.W $\frac{1}{4}$ of NE $\frac{1}{4}$ 25 acres.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: Ditch has been completed and water used for three years.



J. W. Kenney.

STATE OF IDAHO,

County of Fremont

ss.

J. W. Kenney, 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 28 day of October 1913

My Commission Expires Dec 13th 1913

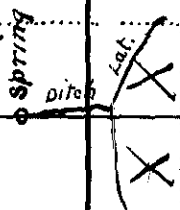
George A. Tenney
6479

Notary Public.

Name of Applicant

6479

RECEIVED
JUN 28 1912
OFFICE OF STATE ENGINEER



T. 10 N. R. 41 E. B. M. Mary Whittington Permit # 6479

SEC. 4 SEC. 5 SEC. 6

SEC. 9 SEC. 10 SEC. 11

SEC. 12 SEC. 13 SEC. 14

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 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 news-

paper, and not in any supplement thereof, for Four
consecutive weeks, commencing with the issue dated Sept.
3 1913, and ending with the issue dated Sept.
24 1913.

Wm. F. Gibson

Subscribed and sworn to before me this 25 day of

September, 1913.

Ed L. Spalding
Notary Public

6479

Permit No. 6479

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Mary Whittington, Age 48, St. Anthony, Idaho, farmer, 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. 6479. August 15, 1910.

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

Ans. Spring. NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, Twp. 10 N. Range 41 E. B. M. and about the center of the East half of said tract.

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 and ditches. Two ditches running Southeast and Southwesterly direction, each one foot wide at bottom with capacity of 20 inches making 40 inches altogether. The ditches averaging each about a quarter of a mile in length.

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. For irrigation. A portion of the South half of the NE. quarter of the NW. quarter; the Southwest corner of the NW. Quarter of the NE. $\frac{1}{4}$; and the SE corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$. Being respectively 30, 5 and 5, being in all 40 acres. Cultivated land.

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. One inch per acre.

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.

6479

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

Ans. During the irrigating seasons of 1910 and each subsequent season.
To the amount of 40 inches.

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) ✓ Mary Whittington

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, at my office in St. Anthony
County of Fremont, State of Idaho, on this 2nd
day of October A. D. 1913

Charles C Moore

My commission expires Dec. 4, 1915. Notary Public.

Permit No. _____	Proof of Application of Water to Beneficial Use
DEPOSITION OF HOLDER	
Amount of Water _____ second feet	
Source _____	
County _____	
Purpose _____	
Place of use _____	
Date of Priority _____	
Received and filed	
SYMS-YORK CO., PRINTERS & BINDERS, BOISE 7818	

Permit No. 6479

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

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

Ans. Will Vinegar; Age 25; St. Anthony, Idaho; farmer; St. Anthony, Idaho.

Ques. 2. Are you acquainted with Mary Whittington, the holder of Permit No. 6479? How long have you known him and where does he reside?

Ans. Yes. Two years. St. Anthony, Idaho.

Ques. 3. Have you read or heard read said Permit No. 6479, 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. Spring. NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ Sec. 9, Twp 10 N. R. 41 E. S. 4.

and about the center of the $\frac{1}{2}$ of said tract. Construction consists of a dam and two ditches running Se and Sw directions, each one foot wide at bottom with a capacity of 20 inches making 40 inches altogether, the ditches averaging about a quarter of a mile in length.

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. 40 inches.

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, and the watering of stock. In the Sw. corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ 5 acres;

In the $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ 30 Acres; and in the Sw corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ 5 acres, in all 40 acres in said Sec. 9, Twp 10 N.

R. 41 E. S. 4.

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. Heavy soil, sloping, 40 inches.

6479

257ms

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. Season of 1912 and 1913. Amount of 40 inches irrigating said land.

(Sign)

Will Winegar

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 October A. D. 1913.

Charles C Moore

Notary Public.

My Commission Expires December 4, 1915.

6479

Permit No. 6479

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. J. L. Kenney, Age 38, St. Anthony, Idaho, Civil Engineer, St. Anthony, Idaho.

Ques. 2. Are you acquainted with Mary Whittington, the holder of Permit No. 6479? How long have you known ^{her} ~~him~~ and where does ^{she} ~~he~~ reside?

Ans. Yes. Ten years. St. Anthony, Idaho.

Ques. 3. Have you read or heard read said Permit No. 6479, 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. Spring, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9, Twp. 10 N. R. 41 E. B. M. and about the center of the E $\frac{1}{2}$ of the said tract. Construction consists of a dam and two ditches running SE and SW directions. Each one foot wide at bottom with a capacity of 20 inches making 40 inches altogether. The ditches averaging each about a quarter of a mile in length.

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. Forty inches.

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, in the SW corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ 5 acres; in the South $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ 30 acres; and in the SW of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ 5 acres, in all 40 acres, in said section 9, Twp 10 N. R. 41 E. B. M.
~~CONSTRUCTION CONSISTS~~

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. Heavy soil, sloping. 40 inches.

6479

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. Season of 1912 and 1913. Amount of 40 inches irrigating said land.

(Sign)

J. H. Kenney

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 October, A. D. 1913.

Charles C. Moore

Notary Public.

My Commission Expires December 4, 1915.

6479

State of Idaho

A. E. ROBINSON
ENGINEER

ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS.

Proof of Beneficial Use.

Mary Whittington,
c/o C. C. Moore,
St. Anthony, Idaho.
Dear Sir:

Boise, Idaho,

Sept. 10, 1913.

~~Dear Madam:~~ herewith the following forms to be used in connection with proof of application of water to beneficial use under your permit No.

6479.

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 your rights:

1. On October 2nd 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

2. When the ~~depositions have been taken~~ ^{depositions have been taken} they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received, together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,

A. E. ROBINSON

F.P.KING, ~~xxxxxx~~ State Engineer.

6479

(Place) *St. Anthony, Idaho*
(Date) *Sept. 1, 1913*

State Engineer, Boise.

Dear Sir:

I have your letter of *Aug 30, 1913* enclosing Notice of Proof of Beneficial Use of Water under Permit No. *6479* which will be published as you request, beginning with our issue of *Sept. 3, 1913*
Fremont County News

6479

10512
Form No. 500

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

Aug 20 - 1913

(P. O.)

St Anthony

To the State Engineer,

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

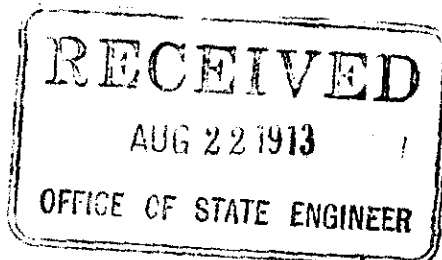
Fremont County news, of *St Anthony*, published in the

county in which the works are situated.

Mary Hutchinson

(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.

6479

NOTICE FOR PUBLICATION.

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10 a.m. on the 2nd day of Sept 1913, at St Anthony, County of Tarrant, State of Idaho, before C. L. Moore, Mayor public proof will be submitted of the application to beneficial use of 1 cubic feet per second of the waters of a spring in accordance with the terms and conditions of Permit No. 6479, 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 Mary W. Pittington St Anthony
2. The use to which said water has been applied is Irrigation and watering of stock
3. The amount applied to to beneficial use is 1 sec. feet
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) E 1/2 NW 1/4 and NW 1/2 NW 1/4, sec. 9 Twp 10 N R 4 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
6. The right to take the water from such works is based upon Permit No. 6479.
7. Source of supply from which such water is diverted is a spring
8. The date of the priority which said user is prepared to establish is

F.P.KING.

State Engineer.

6479

Boise, Idaho, September 17, 1913.

Permit 6479, Mary Whittington,

William E. Whittington,
St. Anthony, Idaho.

Dear Sir:

I hand you herewith, Certificate
of Completion of works issued under above
Permit.

Yours truly,

F.P.KING,

State Engineer,

By _____

6479

2011
August 30, 1913.

Permit 6479-Mary Whittington

William E. Whittington,
St. Anthony, Idaho.

Sir:

Am herewith enclosing you receipt for fee for
proof of completion of works under above permit.
The certificate will be mailed to you in a few days.

Under separate cover, I am mailing you a copy of the
land and irrigation laws, upon page 131, and follow-
ing, of which you will find the law relative to final
proof upon water. This pamphlet contains all the laws
with the exception of the amendments passed at the last
session of the legislature. The only important amend-
ment relative to final proof upon water was the right
to grant an extension for beneficial use of water,
giving six years additional from the date set for
proof of completion of works instead of only four year.

Very truly yours,

F. P. KING,

State Engineer.

R5820-SCLIL

By _____

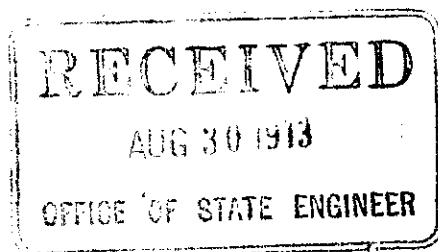
6479

St Anthony, Idaho Aug 28 13
State Engineer
Boise Ida.

Dear Sir:-

This is my first opportunity to reply to yours of the 2nd inst, in regard to notice for publication of completion of works on permit #6416, sent to you May 21st, stating four second feet. Will say that this was an error, as I had intended it to read eight second feet, and I am very glad that you have construed it this way in accordance with the last notice sent.

Enclosed please find check for \$500. I will ask you if you can do me the favor to mail me a copy of the law governing the making of beneficial proof, for which I will thank you very much.



Very Respectfully
Wm E Whittington
6479

OFFICE OF STATE ENGINEER

Permit No. _____

Proof of Completion of Works

Affidavit of Holder

STATE OF IDAHO, }
County of Fremont } ss.

Mary Whittington, 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. 6479 and that his postoffice address is St Anthony
State of Idaho

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by Nov 1st, 1913.

Third: That the use for which said water is intended is Irrigation and watering of stock

Fourth: 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: Ditch
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work: _____

(a) Height of dam _____ feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____
(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir _____ acre feet.

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

(d) Conduit Ditch width at bottom 1 feet, width at water line 1 1/2 feet, depth of water 9 1/2 feet; diameter of pipe _____ inches; average grade per mile is 6 feet. Length of conduit is 1 1/2 miles.

Fifth. That said works are capable of conducting to the place of intended use _____
_____ second feet of water.

Sixth. That water appropriated under said permit is available for 40 acres of land described as follows: ~~N 1/2 NW 1/4 Sec 9 Twp 10 N. R. 4 E. B. M.~~ E 1/2 NW 1/4 and W 1/2 N.E. 1/4 Sec. 9 Twp 10 N. R. 4 E. B. M.

Seventh. Remarks: That _____

Mary Whittington
Sign here.

Subscribed and sworn to before me this 20th day of August, 1913

My commission expires Aug 2, 1916

Thos. R. Hamer
Notary Public.

6479

State of Idaho
ENGINEERING DEPARTMENT
BOISE

F. P. KING,
STATE ENGINEER

Mary Whittington,
St. Anthony

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho, Aug. 12, 1913.

Dear Sir:

Under the terms of your permit No. 6479, you are required to complete your diversion works on or before Nov. 1, 1913. 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,
F. P. KING,
State Engineer

6479

January 31, 1913.

Permit 6479

Mary Whittington,
St. Anthony, Idaho.

Madam: -

Your application for extension of time
for completion of works under above permit has
been approved and one copy is herewith returned
to you.

Very truly yours,

State Engineer.

AET

By C. Brown

6479

Permit No. 6479

Application for Extension of Time.

Mary Whittington, of St Anthony
State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 6479

Under the terms and conditions of said permit, construction work thereunder was required to be
completed by August 15, 1911

That he has heretofore performed the following work described under said permit;
Constructed a dam six ft. high thirty ft long.
This to raise the water to where it can be diverted
from the natural channel, and has built a
ditch on either side of dam, 1 ft deep 1 1/2 ft wide
thru, which to conduct the water for the land intended
to irrigate
costing \$50.

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

He does finish the whole work ^{under} this permit,
but proof was not made for the reason that the
work was not finished ^{included in} the application no 9308
Permit no 6416. Book 19, Page 6416 made jointly by Mary and Wm E
Whittington for the reason already set forth in application for extension
made by said Mary and Wm E Whittington of Permit 6416 herewith accompanied

WHEREFORE he asks that the State Engineer extend the time for the completion of construc-
tion work under said permit, to Nov. 1st, 1913

And further, deponent saith not

Subscribed and sworn to before me this 14 day of January, 1913

Notary Public.

My commission expires July 19, 1913

Date of receipt at office of State Engineer

APPROVAL OF STATE ENGINEER.

I, A. E. Robinson, State Engineer of the State of Idaho, hereby extend the time for the com-
pletion of construction work under Permit to appropriate the Public Waters of the State of Idaho,
No. 6479, to Nov. 1, 1913

Witness my hand this 25 day of Jan, 1913

(over)

6479

State Engineer.

Effective April 10, 1911.

STATE ENGINEER'S OFFICE.

*Rules and Regulations for Extension of Time for
Construction of Work Under Permit.*

House Bill No. 123 approved March 9th, 1911, provides that, where the State Engineer has limited time for completion of construction of necessary works under a permit to appropriate the public waters, to less than five years, he may, for good cause shown, extend such time as he may deem necessary.

To obtain such extension of time, the permit holder should fill out and file with the State Engineer two copies of the affidavit found upon the reverse side of this sheet.

(over)

Boise, Idaho, December 30, 1912.

Permit 6479.

Wm. E. Whittington,
St. Anthony, Idaho.

Sir:--

Replying to yours of the 27th inst.
would say that you should file application
for extension in duplicate. I enclose here-
with the necessary blanks. Be full and ex-
plicit as to amount of work done and reasons
for asking extension.

Very truly yours,

State Engineer.

By Wing

Enc. 2 EB.

W/G.

6479

#6479

St Anthony Ida Dec. 27/1912

Mr A E Robinson

State Engineer

Boise Idaho

BOARD OF STATE ENGINEERS

7112

Dear Sir:-

I, together with my wife, Mary Whittington, are the holders of Permit #6416. Application #9308 for certain waters of Blue creek, this recorded in book 19. Page 6416. And Mary Whittington, holder of Permit #6479, application #9309, for waters of a certain spring, recorded in book 19. Page 6479.

We were unable to complete these works in the prescribed time for the reasons of the ever precluded early winter in the fall of 1911 and similar conditions in the spring of 1912, the winter lasting in to May. The work of construction has also been much more difficult than expected. There is no question however but that the proof can be made by middle of June 1913. Please advise me in this so that I may be assured of a safe compliance of the law.

6479

Very truly yours
Wm E Whittington also acting for Mary Whittington

State of Idaho

A. E. ROBINSON
STATE ENGINEER

ENGINEERING DEPARTMENT BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Mary Whittington,
St. Anthony, Idaho.

Boise, Idaho, May 1st, 1912.

Dear Sir:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. 6479

This form should be filled out and mailed to the State Engineer at least 60 days before the date upon which it is to be submitted, which proof MUST be on or before August 15th, 1912.

Upon receipt of this blank properly filled out, notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a Notary Public or other officer authorized to administer oaths.

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,

A. E. ROBINSON,

State Engineer.

6479

June 21, 1911.

Re: Application No. 6479.

Charles H. DeCamp,
Water Commissioner, First Division,
St. Anthony, Idaho.

Sir:

Mary Whittington, St. Anthony, Idaho,
the holder of above numbered permit,
desires to make proof of completion of
works and of application of water to
beneficial use, on July 15th, 1911, on
one second-foot of the waters of a
spring.

Very truly yours,

State Engineer.

By _____

6479

State of Idaho

A. E. ROBINSON
ENGINEER

ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

Proof of Completion of Works

and

Proof of Beneficial Use of water.

Mary Whittington

Boise, Idaho,

June 13, 1911

Thos. Elliott,

Dear Sir: St. Anthony, Idaho

I enclose herewith the following forms to be used in connection with proof of completion of works and beneficial use of water under Permit No.

6479.

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 your rights:

1. On the date set for proof, the enclosed forms (two for permit holder and two each for two disinterested witnesses) should be filled out and sworn to, at before

St. Anthony,

Thos. Elliott, E. P.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fees as follows: Fee for proof of completion of works is \$5.00 for ten second feet or less. Over ten second feet a charge of 30 cents a second foot is made. The fee for beneficial use of water, for power purposes is \$5.00; if for irrigation, \$2.00 for each 40-acre tract, or fraction, to which water has been beneficially applied.

When these have been received, together with report of the Water Commissioner, if everything is properly executed, Certificate of Completion of Works and License will issue.

Yours truly,

A. E. ROBINSON

State Engineer.

6479

NOTICE OF PROOF OF COMPLETION OF WORKS
AND
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A.M on the 15th
day of July, 19 11, at St. Anthony, County of
Fremont, State of Idaho, before Thos. Elliott, N.P.
proof will be submitted of the completion of works for the diversion of eight (8)
cubic feet per second of the waters of Blue creek, also, one (1) cubic foot per
second of the waters of a spring,
and of the application to beneficial use of said water in accordance with the terms and conditions
of Permit No. s 6416-6479 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,^s are
Mary Whittington, St. Anthony, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and
the amount of water which said works are capable of conducting to the place of use, in accord-
ance with the plans accompanying the application for such permit, is 9
cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic
purposes, and the amount applied to beneficial use is 9 cubic feet per second.

4. The place where said water is used is W2 SW4 Sec. 3, N2 NW4 Sec. 10, N2,
SW4, and NW4 of SE4 Sec. 9, Tp. 10 N., R. 41 EBM

5. The date of priority which said user is prepared to establish is July 30, 1910

~~D. C. MARTIN~~
6479
State Engineer.

Notice of Proof of Completion of Works

(This blank must be filled out by holder of permit and forwarded by registered mail to the State Engineer at least 60 days before the time set for completion of works.)

(P. O.) St. Anthony, Idaho

(Date) May 27, 1911.

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 10 M. on the 30th day of July, 1911, at St. Anthony, County of Fremont, State of Idaho, before Thomas Elliott Notary Public proof will be submitted of the completion of works for the diversion of one second cubic feet per second of the waters of a spring in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is

Mary Whittington

2. The postoffice address of such person or the place of business of such corporation is

St. Anthony County of Fremont State of Idaho.

3. The number of such permit is 6479, and the date set for the completion of

such work is August 15, 1912

4. Said water to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use in accordance with the plans accompanying the application for such permit, is one cubic feet per second.

6. The amount of lands for which said water is available is 50 acres, particularly described as follows: NE 1/4 NW 1, SW 1/4 NW 1, and NW 1/4 SW 1/4 NE 1/4 of section 9, Tp 10 N. R. 41 E. B. 1.,

(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 above notice are true.

Engineer.

desires that the above notice be published, according to law, in the Fremont County News of St. Anthony, published in the county in which said works are situated; the expense of which publication will be borne by

(Signature)

Mary Whittington

6479

NE 1/4 NW 1 - 9-10 N - 41 E B. 1.

PERMIT NO. 6479

Notice of Proof of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Engineer at least 60 days before the time set for application of water.)

(P. O.)

(Date)

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 10 M., on the 30 18th day of July, 1911 at St. Anthony, County of Fremont, State of Idaho, before Thomas Elliott Notary Public proof will be submitted of the application to beneficial use of 5.2/5 cubic feet per second of the waters of Blue Creek in accordance with the terms and conditions of Permit No. 6416 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 Mary Whittington
2. The use to which said water has been applied is irrigation
3. The amount applied to beneficial use is 5.2/5 second feet
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) North-half of section 9, Tp 10 N., R. 41 E.,
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is
6. The right to take the water from such works is based upon Permit No. 6416
7. The source of supply from which such water is diverted is Blue Creek
8. The date of the priority which said user is prepared to establish is July 30, 1910.

I desire that the above notice be published, according to law, in the Fremont County News of St. Anthony, Idaho, published in the county in which said water is to be used; the expense of which publication will be borne by me.

(Sign)



6479

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.
STATE ENGINEER

Permit No. 6479

Boise, Idaho, August 31, 1910

Mary Whittington,

St. Anthony, Idaho

Dear Sir:

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

JAS. STEPHENSON, Jr.,
State Engineer.

6479

106479

63m

Twp. 10. n. R. 41 E. B M

SEC. SEC. SEC. SEC. SEC. SEC. SEC. SEC.

SEC. SEC. SEC. SEC. SEC. SEC. SEC. SEC.

SEC. SEC. SEC. SEC. SEC. SEC. SEC. SEC.

11/11/15
Lester R. Ke
106479
Twp. 10. n. R. 41 E. B M