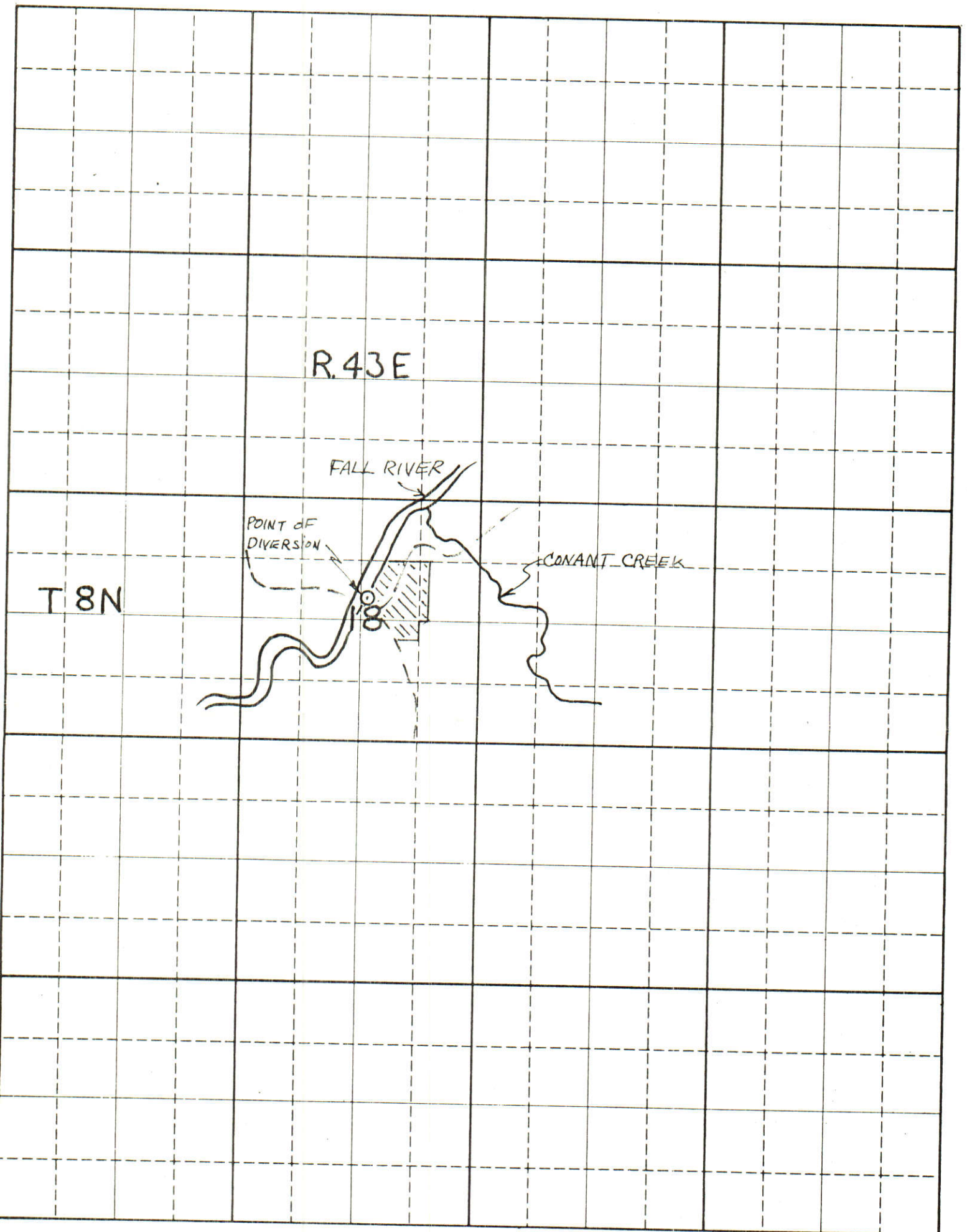
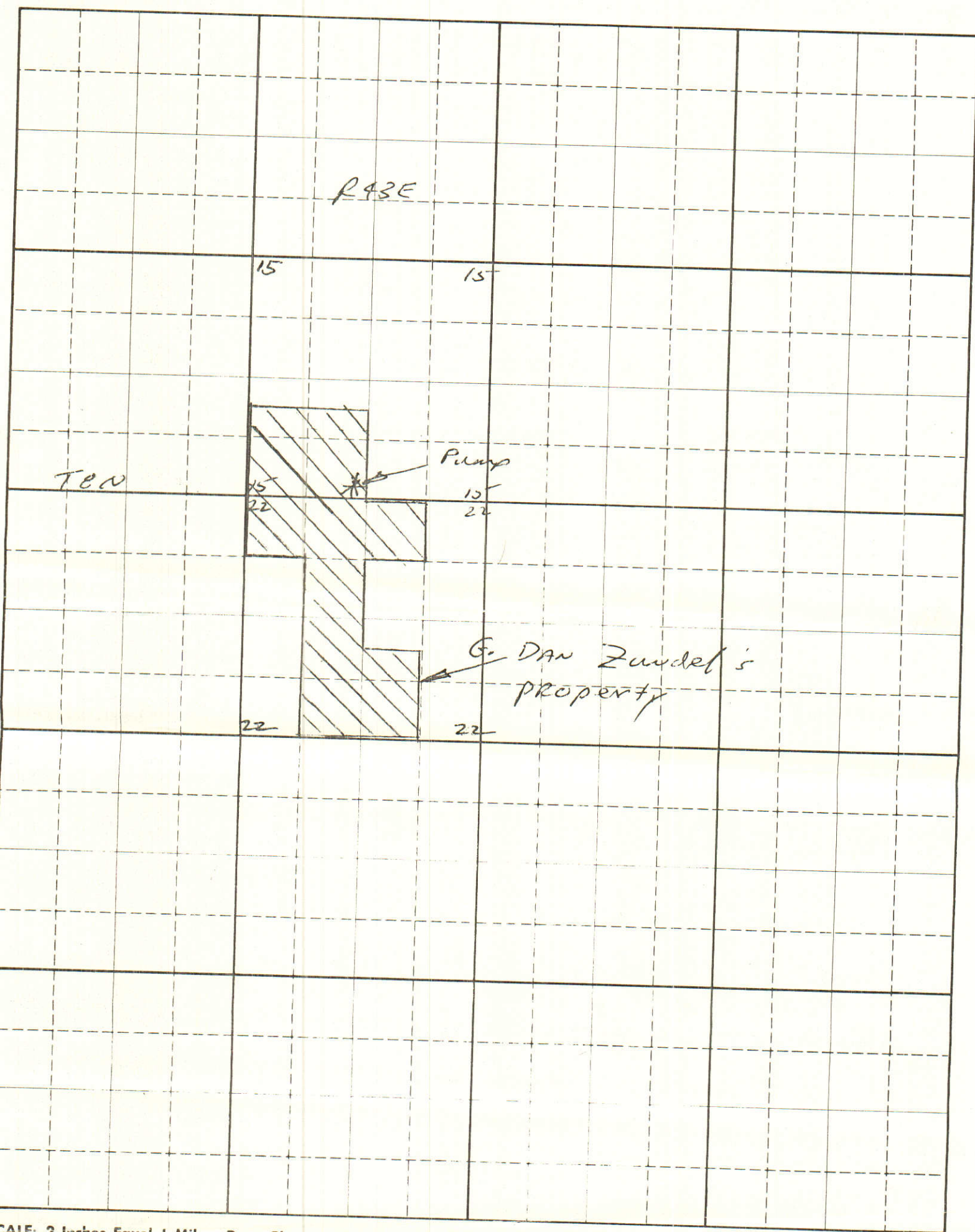


3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

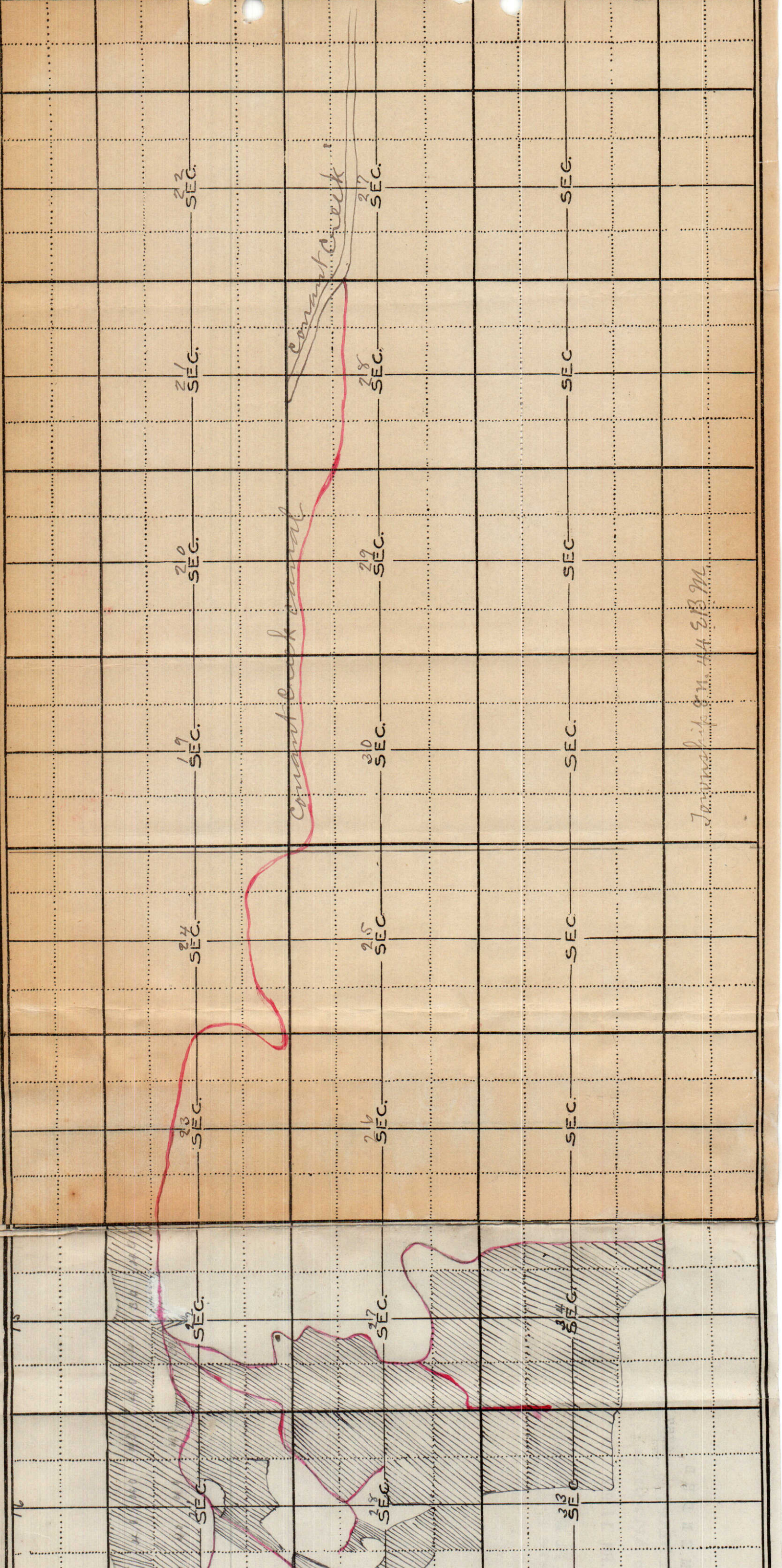


SCALE: 2 inches equal 1 mile. Draw plan in ink.

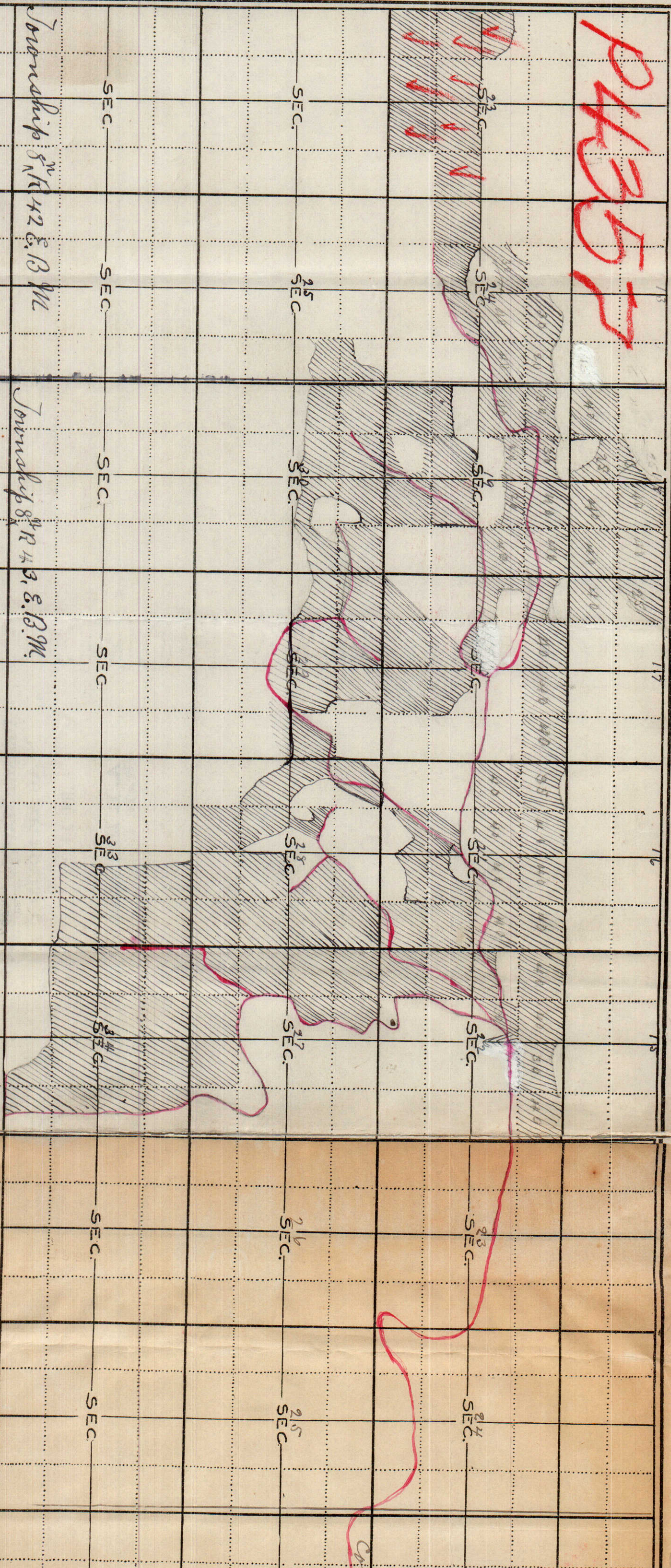


SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

NOTE: This instrument transfers part of G. Dan Zundel's shares in Conant Creek Canal to a pump. The amount of each right to be transferred was determined as the rates of 150 shares over the combined total Canal Co. shares of 1710.



104357



A. E. Robinson, State Engineer,
Dear sir, I am returning
plans and map of Conant Creek
Canal, changed as per your
notes.

Hoping they will meet with
your approval, I am
Yours truly

W. B. Baird

Billiam, Idaho July 8, 1912

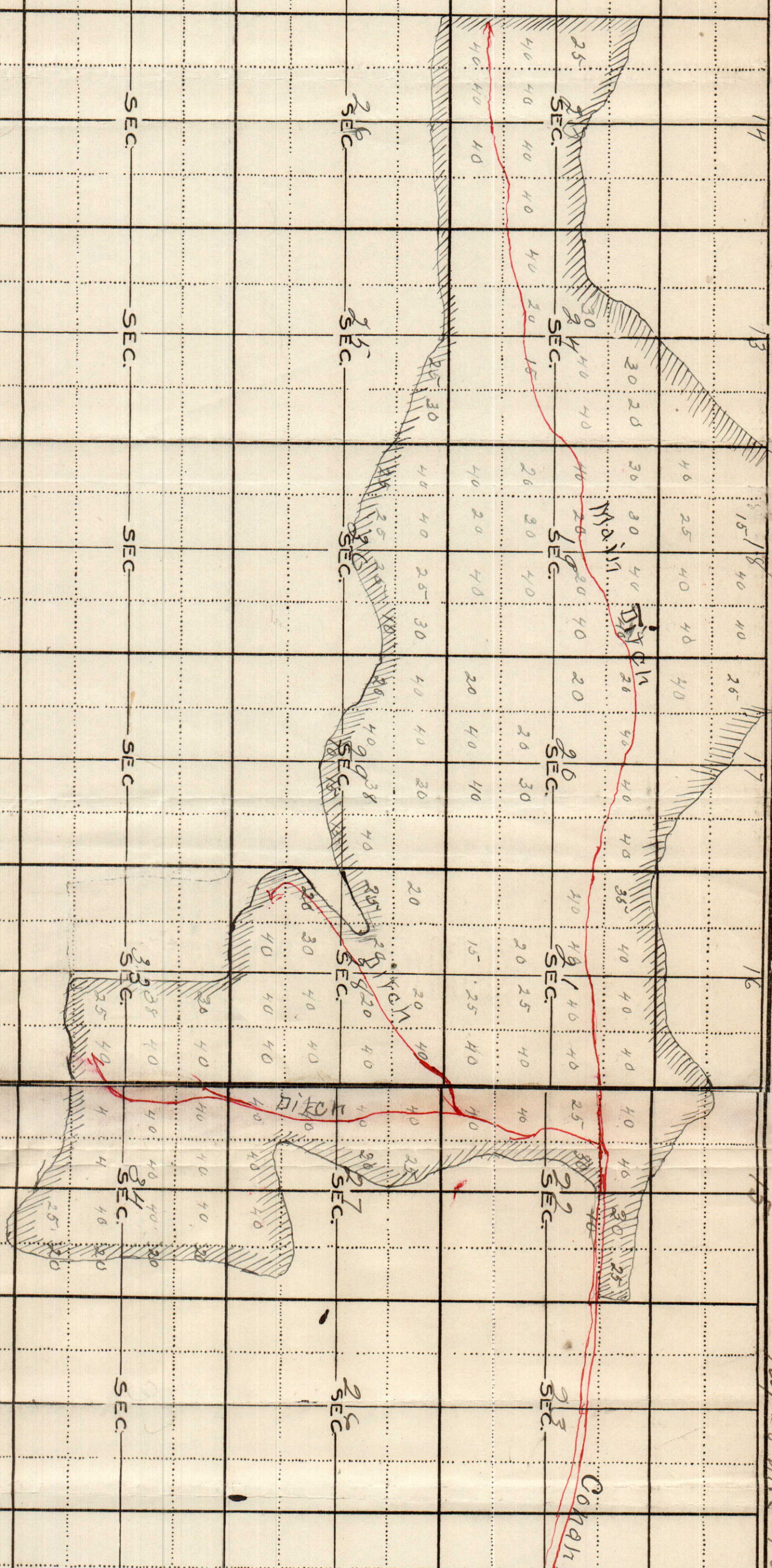
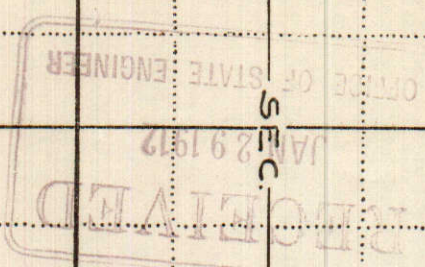
4357

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4357

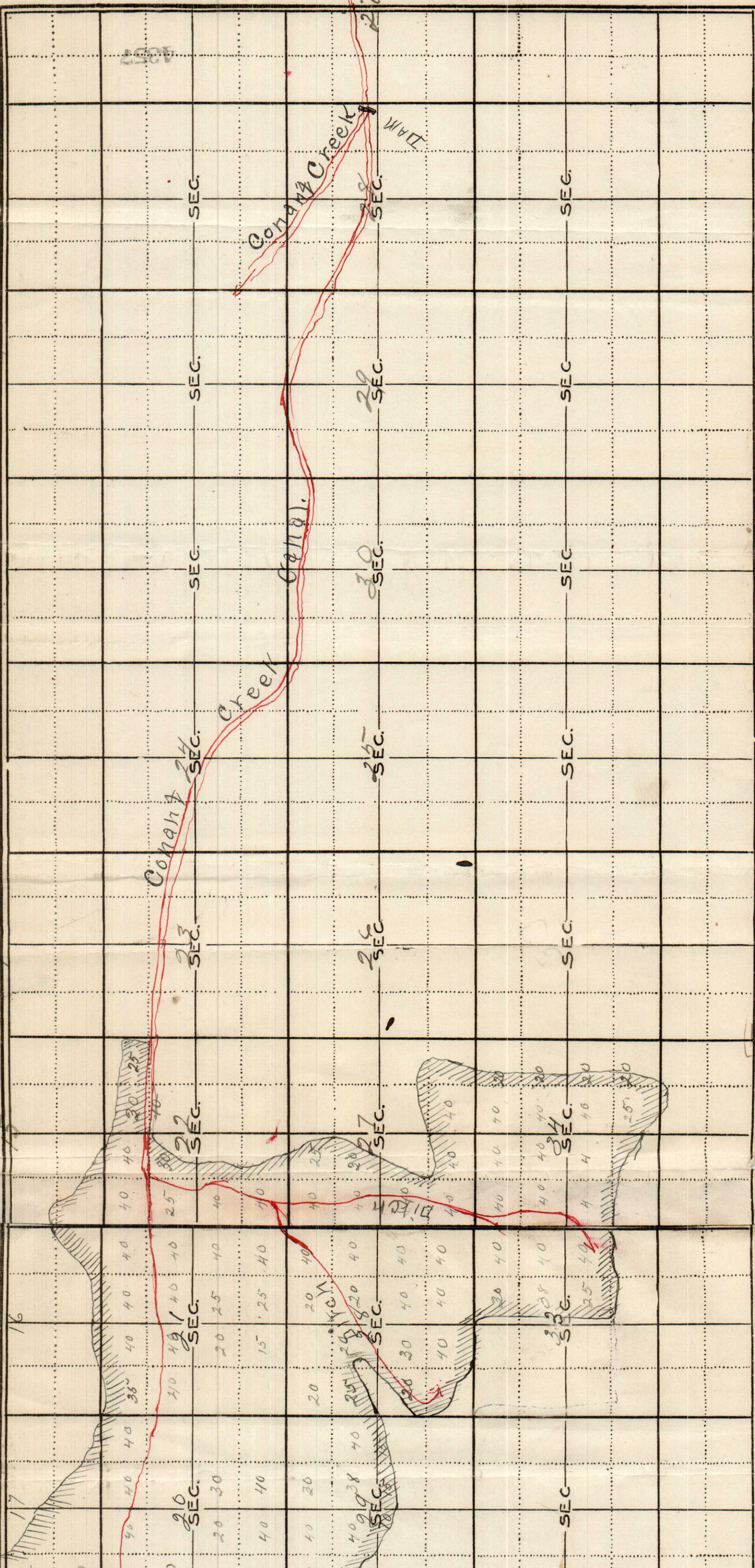
Card 8-M.R. 42-E.B.M.

Twf. 8-21, 72-48-



Top 8-21, R-48-E13, M.

Top 8-21, R-44-E13, M.



Affidavit of Publication.

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

I, H. H. HARTVIGSEN, do solemnly swear that I am publisher of the ASHTON ENTERPRISE, a weekly newspaper of general circulation, published once each week at Ashton, Fremont County, Idaho; that the notice attached hereto and which is a part of this affidavit, and a part of the proof of publication, was published in said newspaper four consecutive weeks; first publication having been made on July 13th, 1911. that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and that the notice was published in the newspaper and not in a supplement.

Notice for Publication.

Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 11 a. m. on the 14th day of August, 1911, at Ashton, County of Fremont, State of Idaho, before F. X. Dolenty, N. P., proof will be submitted of the application to beneficial use of 50 cubic feet per second of the waters of Conant creek, in accordance with the terms and conditions of Permits No. 4357 & 5803, 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 The Conant Creek Canal Co., Farnum, Idaho.

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

3. The amount applied to beneficial use is 50 cu. ft per sec.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) N $\frac{1}{2}$ Sec. 22, all secs. 19, 20 & 21, S $\frac{1}{2}$ Sec. 18, nearly all SW $\frac{1}{4}$ sec. 17, nearly all W $\frac{1}{2}$ sec. 27, NW $\frac{1}{4}$ sec. 34, nearly all sec. 28, NE $\frac{1}{2}$ sec. 33, nearly all sec. 29, nearly all sec. 30, Tp. 8 N. R. 43 EBM., all sec. 24, nearly all sec. 23, E $\frac{1}{2}$ sec. 22 NE $\frac{1}{4}$ sec. 27, nearly all N2 sec. 26, nearly all N $\frac{1}{2}$ sec. 25, Tp. 8 N. R. 42 EBM.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Conant creek canal.

6. The right to take water from such works is based upon Permits No. 4357 & 5803.

7. The source of supply from which such water is diverted is Conant creek.

8. The date of the priority which said user is prepared to establish is: Permit No. 4357, Feb. 15, 1909, Permit No. 5803, Feb. 25, 1910.

41-44 A. E. Robinson,
State Engineer.

H. H. Hartvigsen

Subscribed and sworn to before me August 14, 1911.

F. X. Dolenty
Notary Public.

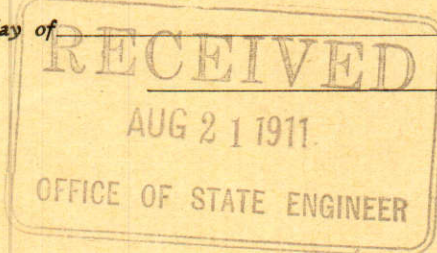
I, _____

do hereby certify that a notice, a printed copy of which is hereto attached, was by me posted in a conspicuous place in my office for a period of 30 days, I having posted said notice on the _____

day of _____

A. D., 190 _____

Register.



4357

AFFIDAVIT OF PUBLICATION.

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

Notice of Publication



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

NOTICE OF PUBLICATION

Notice is hereby given that at 11
A. M., on the 9th day of August,
1909, at Ashton, County of Fre-
mont, State of Idaho, before F. X.
Dolenty, N. P. proof will be sub-
mitted of the completion of works
for the diversion of 25 cubic feet per
second of the waters of Conant
Creek in accordance with the terms
and conditions of a certain permit
heretofore issued by the State En-
gineer of the State of Idaho.

1. The name of the person hold-
ing said permit is Conant Creek
Canal Company.

2. The post office address of
such person or the place of business
of such corporation is Farnum,
County of Fremont, State of Idaho.

3. The number of such permit
is 4357, and the date set for the
completion of such work is August
15, 1909.

4. Said water to be used for ir-
rigation and domestic purposes.

5. Said works of diversion will
be fully completed on the date set
for such completion, and the am-
ount of water which said works are
capable of conducting to the place
of intended use, in accordance with
the plans accompanying the ap-
plication for such permit, is 25 cubic
feet per second.

6. The amount of land for which
said water is available is 2500 acres
particularly described as follows:
NE $\frac{1}{4}$ NW $\frac{1}{4}$ & SW $\frac{1}{4}$ Sec. 22, NW $\frac{1}{4}$ SW
SE $\frac{1}{4}$ Sec. 27, part of Sec. 34, part of
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33, nearly all Sec. 28
all of Secs. 19, 20 21, S $\frac{1}{2}$ Sec. 18,
part S $\frac{1}{2}$ Sec. 17, part S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, S-
E $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 16, S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 15, N $\frac{1}{2}$
and part of N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.
29, nearly all N $\frac{1}{2}$ Sec 30, Tp. 8, N,
R 43, E. B. M. Part SE $\frac{1}{4}$ Sec. 13,
NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ and part NW $\frac{1}{4}$ Sec.
24. Part S $\frac{1}{2}$ NE $\frac{1}{4}$, part NW $\frac{1}{4}$, all
S $\frac{1}{2}$ Sec. 23, part Secs. 25 & 26, Tp. 8
N. R 42 E.

10-13 Jas. Stephenson, Jr.
State Engineer.

and City during a period of fifty-two consecutive weeks prior to
the first publication of the in
the above entitled action; that the notice attached hereto, and which
is a part of this affidavit and a part of the proof of publication,
was published in said newspaper consecu-
tive weeks; first publication having been made on the 24th day
of June 1909; that said notice was published
in the regular and entire issue of every number of the paper during
the period and time of publication, and that the notice was pub-
lished in the newspaper and not in a supplement.

Wood D. Parker
PRINTER AND PUBLISHER.

Subscribed and sworn to before me this 23 day
of August A. D. 1909.

James G. Hurm
NOTARY PUBLIC.

My commission expires June 22 1913

4357

15

SEC. 11

SEC. 1

Sec. 70

SEC. 4

SEC. 27

516.2

SEC. 74

SEC. 71

SEC 71

SEC. 30

511.2

SEC-72

SEC. 97

SEC

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570

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SEC-

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LAST ERA

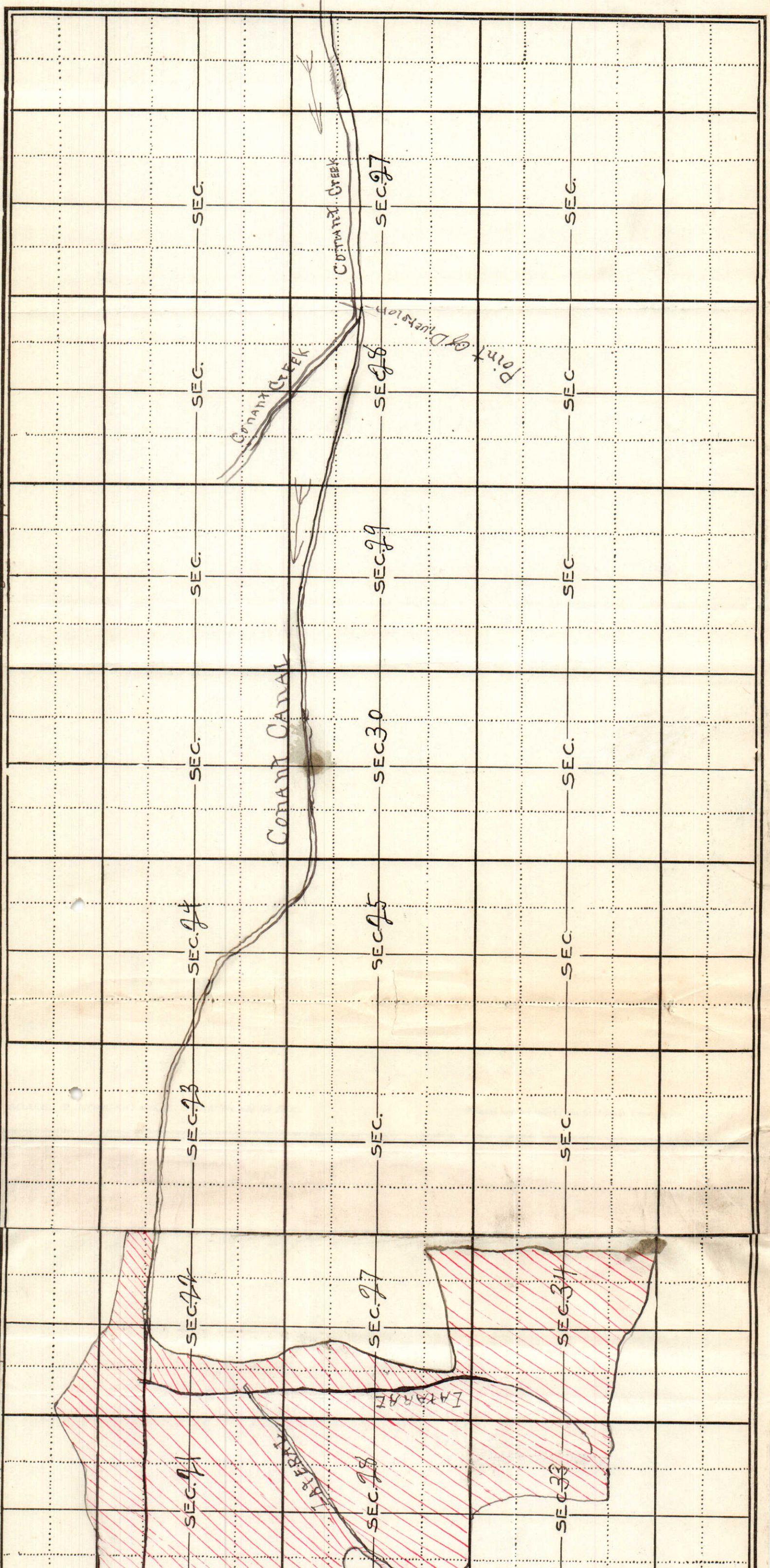
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CONA

TP 8.11342E

SEC. 10.12 11.13 12.14 13



S.N. 7, 43, 1

16

Sec 15

P4357

S.N. 13, 44, 1

17

Application No. 6197

Permit No. 4367

Constant Creek Canal

2nd second part

Constant Creek

Brumont County

Approved Feb. 1, 1939

Geo. H. H. H. H.

State Engineer



S.M. R. 42.E.

13

18

17

S.M. R. 43.E.

Sec 15

23

24

SEC 26

SEC 25

SEC 30

SEC 29

SEC 28

SEC 21

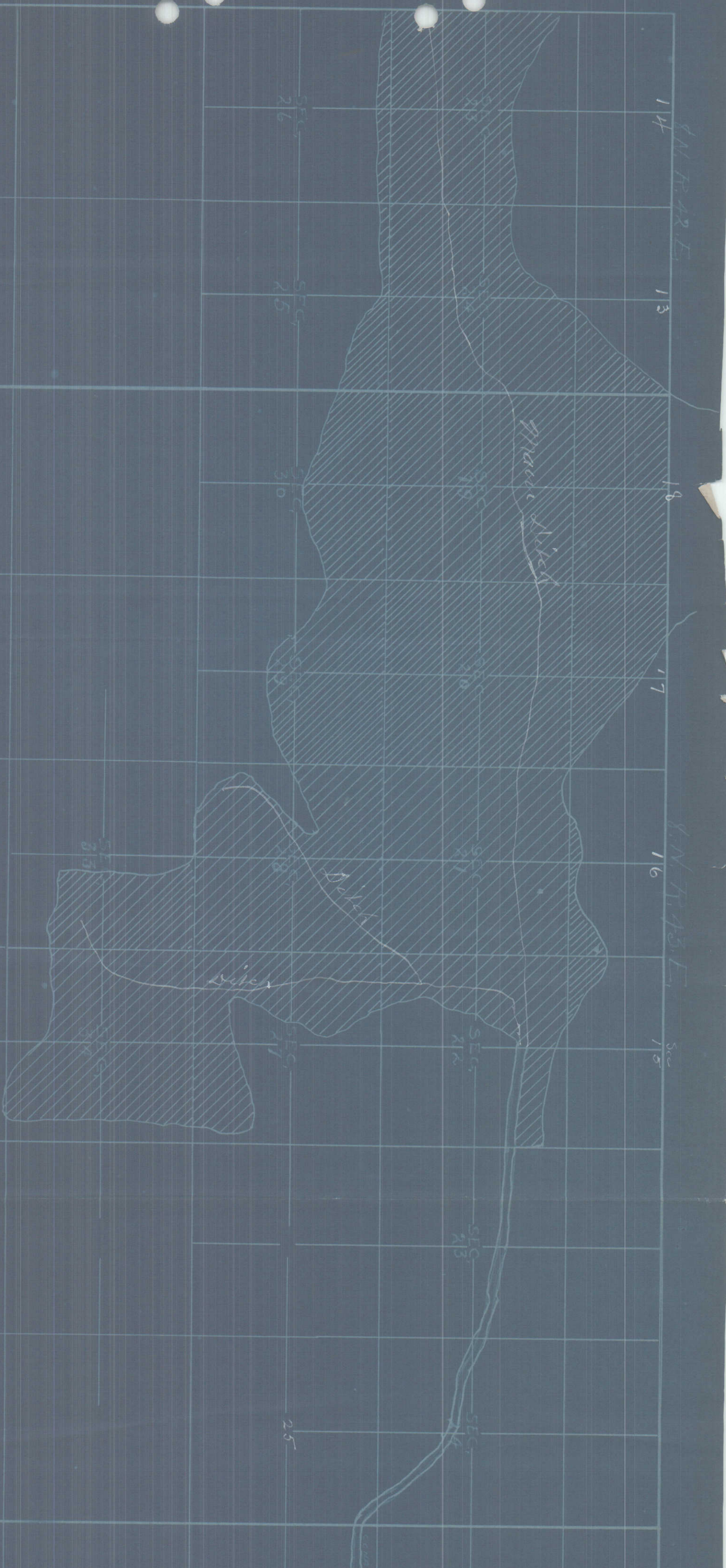
SEC 23

SEC 25

Grass ditch

Ditch

Ditch



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

Name of applicant Conant Creek Canal Company Phone 652-3535
Post office address % Homer Jones, President, Route #2, Ashton, Idaho 83420

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by: 21-0141
- a. Decree to Conant Creek Canal Company (Name)
in case of Rexburg Irrigation Co. et al vs Teton Canal
dated 12-16-1910 in Sixth District Court county of Fremont (Name of court)
- b. License No. _____ issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Conant Creek tributary to Falls River

4. Date of priority May 1, 1901

5. Water is used for the following purposes:
amount 20.0 cfs for Irrigation purposes from 4/1 to 11/1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day – both dates inclusive)

6. Total amount of water under right: a. 20.0 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 28
Township 8N Range 44E, B.M., in Fremont County
Additional points of diversion, if any SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 8N, R. 43E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
			LANDS OF THE STOCKHOLDERS																

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purposes as described above 21-2035 & 21-2037

LAND LIST ATTACHMENT

Description and location of place of use:

[illegible]

Total number of acres irrigated 4281

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to _____
in case of _____ (Name)
vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 5803 (21-2037) issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Conant Creek tributary to Fall River

4. Date of priority February 25, 1910

5. Water is used for the following purposes:

amount 25.0 cfs for Irrigation purposes from 4/1 to 11/1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 25.0 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SE ¼ of NE ¼ of Section 28
Township 8N Range 44E, B.M., in Fremont County
Additional points of diversion, if any SE ¼ SW ¼, Sec. 15, T. 8N, R. 43E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTALS
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
			SEE ATTACHED LAND LIST																

Total number of acres to be irrigated *4381

9. Describe any other water rights used for the same purposes as described above 21-0141, 21-2035

* Although the license indicates 4291 acres, the land list adds up to 4281 acres

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by applicant, omit part B).

1. Amount of water: a. 0.29 cubic feet per second
&/or
b. _____ acre feet per annum

2. Point of diversion SE 1/4 NE 1/4, Section 28 Township 8N
Range 44E, B.M., Fremont County
Additional points SE 1/4 SW 1/4, Sec. 15, T. 8N, R. 43E

3. Place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8N	43E	18														8			8
		20	12																12
		21						21											21

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. 0.29 cubic feet per second
&/or
b. _____ acre feet per annum

2. Point of diversion SE 1/4 NE 1/4, Section 28 Township 8N

Range 44E, B.M., Fremont County

Additional points SE 1/4 SW 1/4, Sec. 15, T. 8N, R. 43E

3. Place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8N	43E	18														8			8
		20	12																12
		21					21												21

41

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 4357 (21-2035) issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Conant Creek tributary to Fall River

4. Date of priority February 15, 1909

5. Water is used for the following purposes:

amount 25.0 cfs for Irrigation purposes from 4/1 to 11/1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 25.0 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 28
Township 8N Range 44E, B.M., in Fremont County
Additional points of diversion, if any SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T. 8N, R. 43E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
			SEE ATTACHED LAND LIST																

Total number of acres to be irrigated *4281

9. Describe any other water rights used for the same purposes as described above 21-0141, 21-2037

*Although the license indicates 4291 acres, the land list adds up to 4281 acres

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion (see below)
 - a. Amount of water to be diverted 0.82 c.f.s. &/or _____ acre feet
 - b. Point(s) of diversion SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18 Township 8N
 Range 43E, B.M., Fremont County
 Additional points _____
 - c. Description of diverting works Pump, mainline and sprinkler system
 - d. Describe the reasons for applying for a change in the point(s) of diversion Lower end of the canal has high seepage loss and water will not reach the land.

2. Change in place of use
 - a. Describe the lands or place of use to which the right will be transferred:

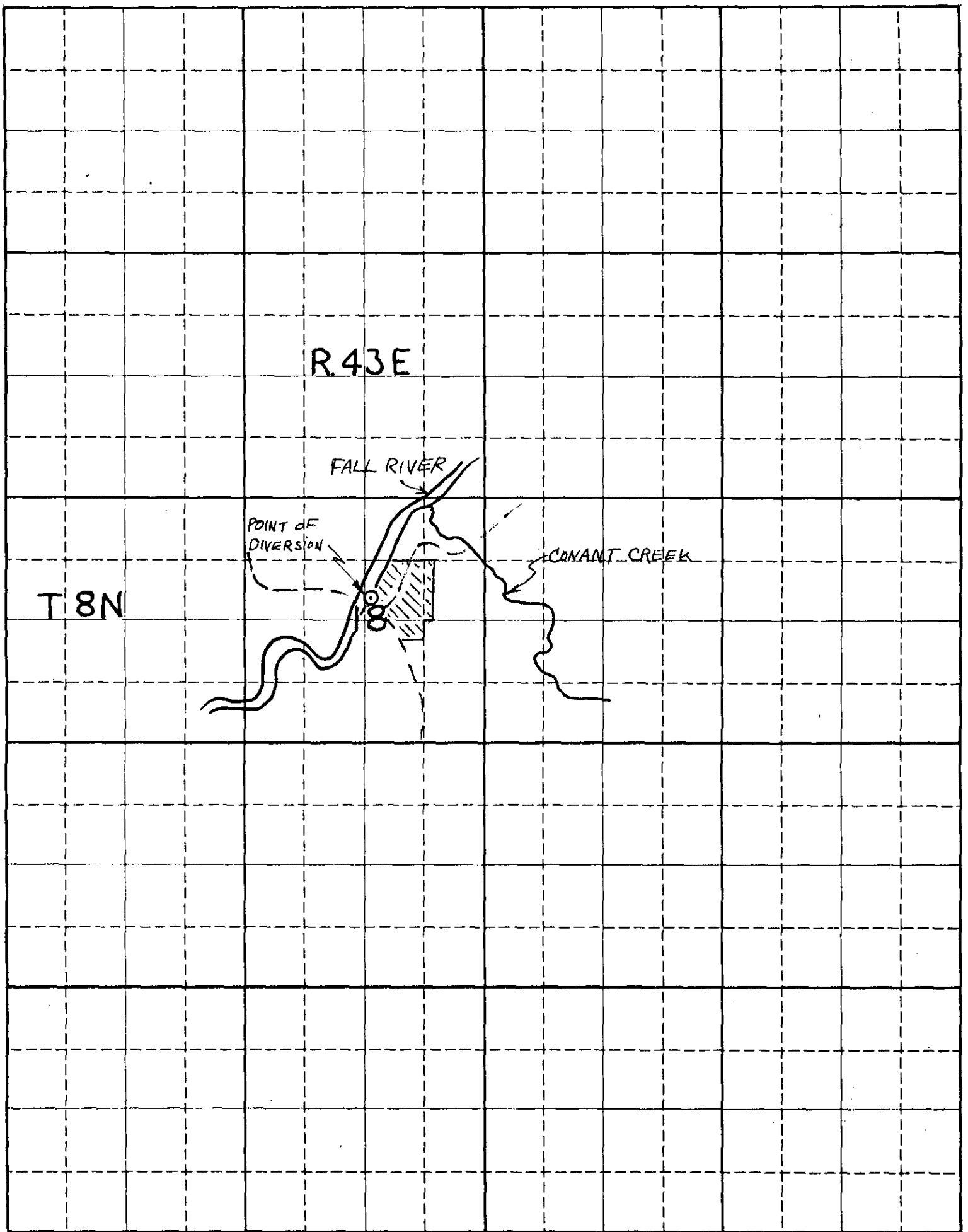
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8N	43E	18			29	4										8			41

Total number of acres to be irrigated 41

Breakdown of total amount of water to be diverted according to rights:

21-0141	0.24	5/01/1901
21-2035	0.29	2/15/1909
21-2037	0.29	2/25/1910

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

4. Remarks _____

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Paul Homer Jones
(Signature of applicant)

Subscribed and sworn to before me this 8th day of August, 19 79.

Calvin Wray
(Notary public)

My commission expires 6-15-81

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 21-0141/2035/2037 and said application is hereby approved, subject to the following limitations and conditions:

(1) A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works. (2) Use of water under this transfer is subject to control by the watermaster of State Water District # 01 Snake River. (3) When water is being delivered to the priorities listed below, the amount indicated for each priority is to be released past the point of diversion for Conant Creek Canal Company and allowed to flow into Falls River to be diverted at the applicants point of diversion. 5-01-01 - 0.24 cfs, 2-15-09 - 0.29 cfs, 2-25-10 - 0.29 cfs

Witness my hand this 13th day of September, 19 79.

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by dh Date 8-07-79

Protest filed by _____

Prelim. check by EMC Fee \$30.00 #8367

Receipted by cw Date 8-25-77

Published in Ashton Herald

Copies of protest forwarded by _____

Pub. dates Sept 1st - 8 - 1977

Hearing held by _____ Date _____

Watermaster recommendation requested on 8/25/77

Recommended for approval denial

rec'd. 9/20/77

by Ernest Carlson Jim

21 2037

Transfer No.

#1676

APPROVED

1. Name of Right Holder Conant Creek Canal Company
Post office address c/o G. Dan Zundel, President, Rt. #2, Ashton, Idaho 83420

2. Right obtained by:
a. Decree to Conant Creek Canal Co. in Case of Rexburg Irrigation Co., et al.
vs. ^(Name) Teton Canal Co. et al, Dated 12/16/1910 in Sixth District
(Name of Court)
Court. County of Fremont.

b. License No. _____ issued by the State of Idaho, Department of Reclamation.

3. Source of water Conant Creek tributary to Fall River
(Name of stream or source)

4. Date of Priority _____ 21-0141 5/1/1901 - 20.0 cfs
21-2035 2/15/1909 - 25.0 cfs

5. Amount of water a. _____ c.f.s. and/or
21-2037 2/25/1910 - 25.0 cfs
b. _____ acre feet/annum

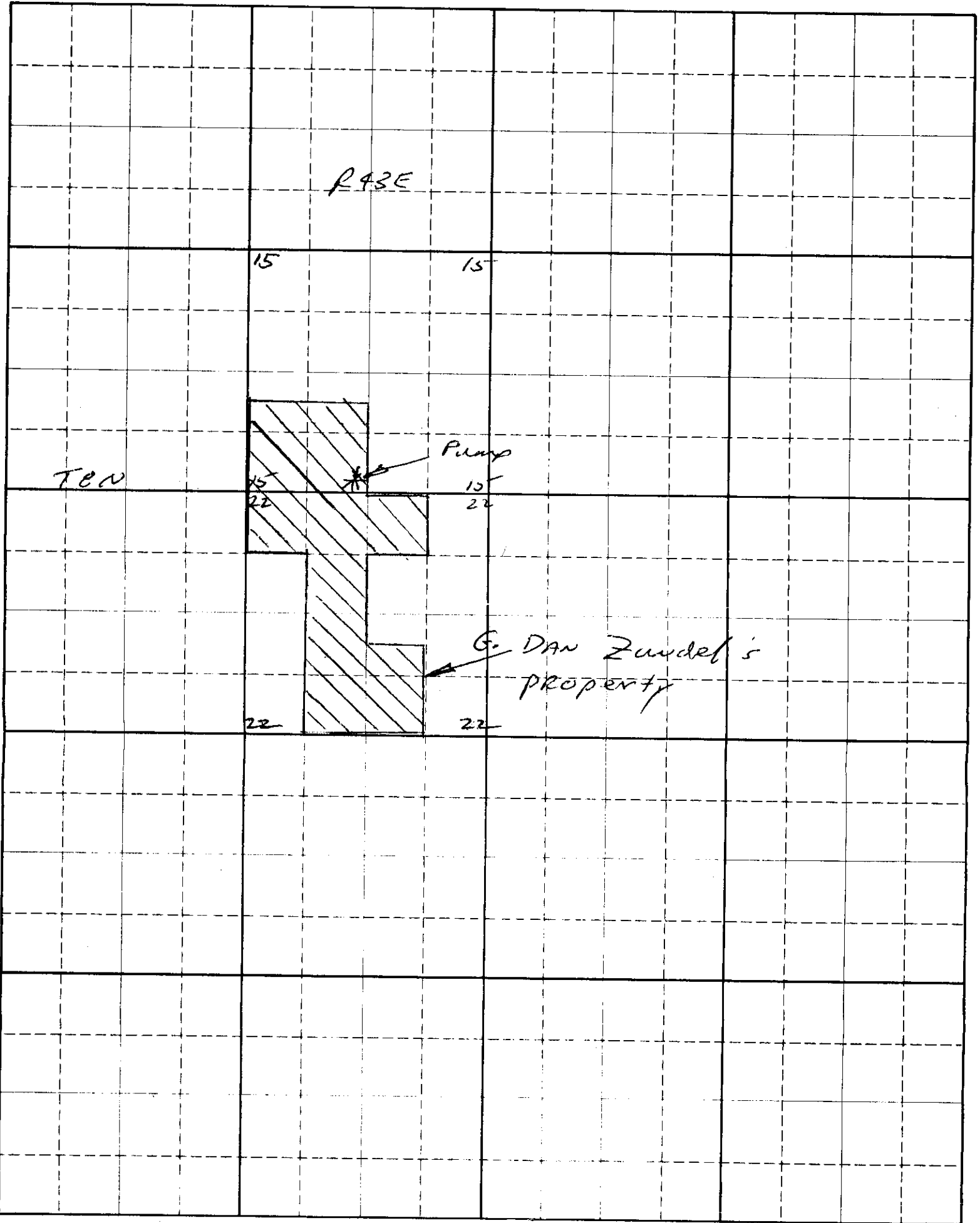
6. Water is used for IRRIGATION from Apr. 1 to Nov. 1
(Month, Day) (Month, Day)

7. Original location of point of diversion is SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 28,
Township 8N, Range 44E, B.M., in Fremont County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

[illegible]

Total number of acres presently irrigated_____



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

NOTE: This instrument transfers part of G. Dan Zundel's shares in Conant Creek Canal to a pump. The amount of each right to be transferred was determined as the rates of 150 shares over the combined total Canal Co. shares of 1710.

9. If applicant was not the original holder of this right explain how it was acquired:_____

10. CHANGE IN POINT OF DIVERSION

21-0141 = 1.75 cfs

$$21-2035 = 2.19 \text{ cfs}$$

21-2037 = 2.19 cfs
TOTAL 6.13 cfs

TOTAL C.F.S. c.f.s. and

a. Quantity to be diverted at new point: TOTAL 6.13 c.f.s. ~~XXXXX~~ XXXXX acre feet

b. New point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15, Township 8N
 , Range 43E, B.M.

c. Description of method of diversion and conveyance from new points of diversion: pumps,
pipeline, and sprinklers

d. Is water to be conveyed to the lands previously irrigated? Yes X No .

If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion:

Canal cannot be opened early enough in spring at the upper point of

diversion due to snow and ice. This transfer helps relieve a canal flow

problem. It should be considered that this is only adding a point of diversion

to the canal company system.

f. Do you intend to make the transfer permanent? Yes

g. Do you intend to abandon completely the old point of diversion? No, the canal company will
continue to divert water into the canal at the old point of diversion.

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE NO CHANGE

a. Describe the new lands on which you wish to use your right.

[illegible]

Total number of acres to be irrigated_____

21 2035

b. Do you intend to make the transfer permanent?_____

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right:_____

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Canont Creek Canal Co
by *William Zundel* President
(signature of applicant)

Subscribed and sworn to before me this 26th day of July, 1973

Norman C. Young
(notary public)

My commission expires 6/10/75.

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

21-2037

This is to certify that I have examined Application for Transfer of Water Rights No. 21-0141, 21-2035,

and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works. Use of water under this permit is subject to control by the watermaster of State Water District No. 01, Snake River. The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

Witness my hand this 19th day of September, 1973.

L. Keith Higin
Director

FOR DEPARTMENT USE ONLY

Received by mb Date 8-14-73

Pretest filed by: _____ Date _____

Prelim. check by NCY Date 8/14/73

Fee received by mb Date 8-14-73 Fee \$ 30.00
#10505

Approved for publication by CW - 8/17/73

Published in Mountain View News Dates Aug. 23 + 30, 1973

Hearing held _____

Watermaster Recommendation sent mb 9/10/73 Art Larson

Pub. App'd 9/14/73

21 2035

Conant Creek *
Fremont County *
25 second-feet *
Irrigation *
Priority 2/15/1909. *

S T A T E O F I D A H O
Water License No. 4357

WHEREAS, On the 15th day of February, A.D. 1909, CONANT CREEK CANAL COMPANY, LTD., of Farnum, County of Fremont, State of Idaho, duly made application (No. 6198) to me for a permit to use 25 cubic feet per second of the waters of Conant Creek, County of Fremont, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 15th day of February, A.D. 1909, Permit No. 4357 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. 1909, and for the application to beneficial use of said water on or before the 15th day of August, A.D. 1911, and,

WHEREAS, On the 9th day of August, A.D. 1909, CONANT CREEK CANAL COMPANY, LTD., the holder of said permit, duly made proof of the completion of adequate works for the diversion of 25 cubic feet per second of said waters, as evidenced by my Certificate No. 4357, dated October 1st, 1909, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 25 cubic feet per second of water, with date of priority of February 15th, 1909, and,

WHEREAS, On the 30th day of June, A.D. 1911, CONANT CREEK CANAL COMPANY, LTD., the holder of said permit, duly made proof of the application to beneficial use of 25 cubic feet 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 CONANT CREEK CANAL COMPANY, LTD., of Farnum, County of Fremont, State of Idaho, the holder and owner of said Permit No. 4357 a perpetual right, dating from February 15th, 1909, to the use of 25 cubic feet per second of the waters of Conant Creek 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 at a point in the Southeast quarter of the Northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 28, Township 8 North, Range 44, East of the Boise Meridian, and conducted to and upon 4291 acres, divided as follows:

Description	Sec.	Tp. N.	R.EBM	Cultivated.
SW $\frac{1}{4}$ NW $\frac{1}{4}$	23	8	42	25
NE $\frac{1}{4}$ SE $\frac{1}{4}$	23	8	42	40
NW $\frac{1}{4}$ SE $\frac{1}{4}$	23	8	42	40
SW $\frac{1}{4}$ SE $\frac{1}{4}$	23	8	42	40
NE $\frac{1}{4}$ SW $\frac{1}{4}$	23	8	42	40
NW $\frac{1}{4}$ SW $\frac{1}{4}$	23	8	42	40
SW $\frac{1}{4}$ SW $\frac{1}{4}$	23	8	42	40
SE $\frac{1}{4}$ SW $\frac{1}{4}$	23	8	42	40
NE $\frac{1}{4}$ NE $\frac{1}{4}$	24	8	42	20

Description	Sec.	Tr. N.	R.EBM	Cultivated.
NW $\frac{1}{4}$ NE $\frac{1}{4}$	24	8	42	30
SW $\frac{1}{4}$ NE $\frac{1}{4}$	24	8	42	40
SE $\frac{1}{4}$ NE $\frac{1}{4}$	24	8	42	40
SE $\frac{1}{4}$ NW $\frac{1}{4}$	24	8	42	30
NE $\frac{1}{4}$ SW $\frac{1}{4}$	24	8	42	20
NW $\frac{1}{4}$ SW $\frac{1}{4}$	24	8	42	40
NW $\frac{1}{4}$ SE $\frac{1}{4}$	24	8	42	15
NE $\frac{1}{4}$ NE $\frac{1}{4}$	25	8	42	30
SE $\frac{1}{4}$ NE $\frac{1}{4}$	25	8	42	25
NW $\frac{1}{4}$ SW $\frac{1}{4}$	17	8	43	25
SW $\frac{1}{4}$ SW $\frac{1}{4}$	17	8	43	40
NE $\frac{1}{4}$ SW $\frac{1}{4}$	18	8	43	15
SW $\frac{1}{4}$ SW $\frac{1}{4}$	18	8	43	40
SE $\frac{1}{4}$ SW $\frac{1}{4}$	18	8	43	25
NE $\frac{1}{4}$ SE $\frac{1}{4}$	18	8	43	40
NW $\frac{1}{4}$ SE $\frac{1}{4}$	18	8	43	40
SW $\frac{1}{4}$ SE $\frac{1}{4}$	18	8	43	40
SE $\frac{1}{4}$ SE $\frac{1}{4}$	18	8	43	40
NE $\frac{1}{4}$ NE $\frac{1}{4}$	19	8	43	40
NW $\frac{1}{4}$ NE $\frac{1}{4}$	19	8	43	40
SW $\frac{1}{4}$ NE $\frac{1}{4}$	19	8	43	20
SE $\frac{1}{4}$ NE $\frac{1}{4}$	19	8	43	40
NE $\frac{1}{4}$ NW $\frac{1}{4}$	19	8	43	30
NW $\frac{1}{4}$ NW $\frac{1}{4}$	19	8	43	30
SW $\frac{1}{4}$ NW $\frac{1}{4}$	19	8	43	40
SE $\frac{1}{4}$ NW $\frac{1}{4}$	19	8	43	20
NE $\frac{1}{4}$ SW $\frac{1}{4}$	19	8	43	30
NW $\frac{1}{4}$ SW $\frac{1}{4}$	19	8	43	20
SW $\frac{1}{4}$ SW $\frac{1}{4}$	19	8	43	40
SE $\frac{1}{4}$ SW $\frac{1}{4}$	19	8	43	20
NW $\frac{1}{4}$ SE $\frac{1}{4}$	19	8	43	40
SW $\frac{1}{4}$ SE $\frac{1}{4}$	19	8	43	40
NE $\frac{1}{4}$ NE $\frac{1}{4}$	20	8	43	40
NW $\frac{1}{4}$ NE $\frac{1}{4}$	20	8	43	40
NE $\frac{1}{4}$ NW $\frac{1}{4}$	20	8	43	40
NW $\frac{1}{4}$ NW $\frac{1}{4}$	20	8	43	20
SW $\frac{1}{4}$ NW $\frac{1}{4}$	20	8	43	20
NE $\frac{1}{4}$ SW $\frac{1}{4}$	20	8	43	20
SW $\frac{1}{4}$ SW $\frac{1}{4}$	20	8	43	20
SE $\frac{1}{4}$ SW $\frac{1}{4}$	20	8	43	40
NW $\frac{1}{4}$ SE $\frac{1}{4}$	20	8	43	30
SW $\frac{1}{4}$ SE $\frac{1}{4}$	20	8	43	40
NE $\frac{1}{4}$ NE $\frac{1}{4}$	21	8	43	40
NW $\frac{1}{4}$ NE $\frac{1}{4}$	21	8	43	40

Description	Sec.	Tp. N.	R.EBM	Cultivated.
SW $\frac{1}{4}$ SE $\frac{1}{4}$	28	8	43	40
SE $\frac{1}{4}$ SE $\frac{1}{4}$	28	8	43	40
NW $\frac{1}{4}$ NE $\frac{1}{4}$	29	8	43	30
SW $\frac{1}{4}$ NE $\frac{1}{4}$	29	8	43	38
SE $\frac{1}{4}$ NE $\frac{1}{4}$	29	8	43	40
NE $\frac{1}{4}$ NW $\frac{1}{4}$	29	8	43	40
NW $\frac{1}{4}$ NW $\frac{1}{4}$	29	8	43	40
SW $\frac{1}{4}$ NW $\frac{1}{4}$	29	8	43	20
SE $\frac{1}{4}$ NW $\frac{1}{4}$	29	8	43	40
NE $\frac{1}{4}$ NE $\frac{1}{4}$	30	8	43	30
NW $\frac{1}{4}$ NE $\frac{1}{4}$	30	8	43	25
SW $\frac{1}{4}$ NE $\frac{1}{4}$	30	8	43	25
SE $\frac{1}{4}$ NE $\frac{1}{4}$	30	8	43	10
NE $\frac{1}{4}$ NW $\frac{1}{4}$	30	8	43	40
NW $\frac{1}{4}$ NW $\frac{1}{4}$	30	8	43	40
SW $\frac{1}{4}$ NW $\frac{1}{4}$	30	8	43	25
SE $\frac{1}{4}$ NW $\frac{1}{4}$	30	8	43	25
NE $\frac{1}{4}$ NE $\frac{1}{4}$	33	8	43	40
NW $\frac{1}{4}$ NE $\frac{1}{4}$	33	8	43	30
SW $\frac{1}{4}$ NE $\frac{1}{4}$	33	8	43	38
SE $\frac{1}{4}$ NE $\frac{1}{4}$	33	8	43	40
NE $\frac{1}{4}$ SE $\frac{1}{4}$	33	8	43	40
NW $\frac{1}{4}$ SE $\frac{1}{4}$	33	8	43	25
NE $\frac{1}{4}$ NE $\frac{1}{4}$	34	8	43	20
NW $\frac{1}{4}$ NE $\frac{1}{4}$	34	8	43	40
SW $\frac{1}{4}$ NE $\frac{1}{4}$	34	8	43	40
SE $\frac{1}{4}$ NE $\frac{1}{4}$	34	8	43	20
NE $\frac{1}{4}$ NW $\frac{1}{4}$	34	8	43	40
NW $\frac{1}{4}$ NW $\frac{1}{4}$	34	8	43	40
SW $\frac{1}{4}$ NW $\frac{1}{4}$	34	8	43	40
SE $\frac{1}{4}$ NW $\frac{1}{4}$	34	8	43	40
NE $\frac{1}{4}$ SW $\frac{1}{4}$	34	8	43	40
NW $\frac{1}{4}$ SW $\frac{1}{4}$	34	8	43	40
NE $\frac{1}{4}$ SE $\frac{1}{4}$	34	8	43	20
NW $\frac{1}{4}$ SE $\frac{1}{4}$	34	8	43	40
SW $\frac{1}{4}$ SE $\frac{1}{4}$	34	8	43	25
SE $\frac{1}{4}$ SE $\frac{1}{4}$	34	8	43	20

4281
21 2025

Description	Sec.	Tp.N.	R.EBM	Cultivated.
SW $\frac{1}{4}$ NE $\frac{1}{4}$	21	8	43	40
SE $\frac{1}{4}$ NE $\frac{1}{4}$	21	8	43	40
NE $\frac{1}{4}$ NW $\frac{1}{4}$	21	8	43	40
NW $\frac{1}{4}$ NW $\frac{1}{4}$	21	8	43	35
SW $\frac{1}{4}$ NW $\frac{1}{4}$	21	8	43	40
SE $\frac{1}{4}$ NW $\frac{1}{4}$	21	8	43	40
NE $\frac{1}{4}$ SW $\frac{1}{4}$	21	8	43	20
SE $\frac{1}{4}$ SW $\frac{1}{4}$	21	8	43	15
NE $\frac{1}{4}$ SE $\frac{1}{4}$	21	8	43	40
NW $\frac{1}{4}$ SE $\frac{1}{4}$	21	8	43	25
SW $\frac{1}{4}$ SE $\frac{1}{4}$	21	8	43	25
SE $\frac{1}{4}$ SE $\frac{1}{4}$	21	8	43	40
NE $\frac{1}{4}$ NE $\frac{1}{4}$	22	8	43	20
NW $\frac{1}{4}$ NE $\frac{1}{4}$	22	8	43	30
NE $\frac{1}{4}$ NW $\frac{1}{4}$	22	~~8~~	~~43~~	40
NW $\frac{1}{4}$ NW $\frac{1}{4}$	22	8	43	40
SW $\frac{1}{4}$ NW $\frac{1}{4}$	22	8	43	25
SE $\frac{1}{4}$ NW $\frac{1}{4}$	22	8	43	30
NW $\frac{1}{4}$ SW $\frac{1}{4}$	22	8	43	40
SW $\frac{1}{4}$ SW $\frac{1}{4}$	22	8	43	40
NE $\frac{1}{4}$ NW $\frac{1}{4}$	27	8	43	25
NW $\frac{1}{4}$ NW $\frac{1}{4}$	27	8	43	40
SW $\frac{1}{4}$ NW $\frac{1}{4}$	27	8	43	40
SE $\frac{1}{4}$ NW $\frac{1}{4}$	27	8	43	30
NW $\frac{1}{4}$ SW $\frac{1}{4}$	27	8	43	40
SW $\frac{1}{4}$ SW $\frac{1}{4}$	27	8	43	40
SE $\frac{1}{4}$ SW $\frac{1}{4}$	27	8	43	40
SW $\frac{1}{4}$ SE $\frac{1}{4}$	27	8	43	40
NE $\frac{1}{4}$ NE $\frac{1}{4}$	28	8	43	40
NW $\frac{1}{4}$ NE $\frac{1}{4}$	28	8	43	20
SW $\frac{1}{4}$ NE $\frac{1}{4}$	28	8	43	20
SE $\frac{1}{4}$ NE $\frac{1}{4}$	28	8	43	40
NW $\frac{1}{4}$ NW $\frac{1}{4}$	28	~~8~~	~~43~~	20
SW $\frac{1}{4}$ NW $\frac{1}{4}$	28	8	43	25
SE $\frac{1}{4}$ NW $\frac{1}{4}$	28	8	43	20
NE $\frac{1}{4}$ SW $\frac{1}{4}$	28	8	43	30
NW $\frac{1}{4}$ SW $\frac{1}{4}$	28	8	43	20
SE $\frac{1}{4}$ SW $\frac{1}{4}$	28	8	43	40
NE $\frac{1}{4}$ SE $\frac{1}{4}$	28	8	43	40
NW $\frac{1}{4}$ SE $\frac{1}{4}$	28	8	43	40

JONES EUREKA LEAF, PAT. FEB. 7, 1904.
MILL LITHO CO. TOPEKA 12-25-88

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 9th day of August, A.D. Nineteen hundred and twelve.

(SEAL)

State Engineer.

No. 6198.

21-2035

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Conant Creek Canal Co., Ltd.

Postoffice address: Farnum

County: Fremont State: Idaho.

II. If applicant is a corporation give:

- (a) Date and place of incorporation: June 25, 1902; Dept. of State, Boise, I.
- (b) The amount of capital stock: \$8,600.00
- (c) The amount paid in: \$8,600.00
- (d) The names and addresses of directors: Swen H. Jacobs, Henry Sermon, J. E. Morrison and W. S. Baird of Billian, Idaho and B. Murdock, Farnum, Idaho.

II The financial resources of the applicant are:

- (d) Other resources: Assessments.

2. The quantity of water claimed is twenty-five cubic feet per second.

3. Source of water supply: Conant Creek.

County of Fremont, State of Idaho.

4. Location of point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28, Tp. 8 N. R. 44 E., B. 1.

5. To be used for:

I. Irrigation and Domestic Use:

- (a) Amount of land to be irrigated: 2500 acres.
- (b) A part of the NE $\frac{1}{4}$, nearly all of the NW $\frac{1}{4}$, part of SW $\frac{1}{4}$ Sec. 22, parts of NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 27, practically all of Sec. 34, part of NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 33, Nearly all Sec. 28, All of Sections 19, 20, 21, S $\frac{1}{2}$ Sec. 18, Part of S $\frac{1}{2}$ Sec. 17, small part of S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 16, S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 15; N $\frac{1}{2}$ and part of N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; Nearly all NE $\frac{1}{4}$ Sec. 30 Tp. 8 North, Range 43 East; Part of SE $\frac{1}{4}$ Sec. 13; NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, and part of NW $\frac{1}{4}$ Sec. 24; part of S $\frac{1}{2}$ NE $\frac{1}{4}$ part of NW $\frac{1}{4}$ all S $\frac{1}{2}$ Sec. 23; small strip along north line of sections 25 and 26 in ^{in township 8 north,} Range 42 east. This entire tract is shown properly on accompanying maps which are a part of this application.

6. Estimated cost of works: \$8,600.00.

7. Description of works for diversion:

I. Kind of works: Dam & ditch.

II. Dimensions of works:

- (a) Height of dam 3 feet, length of dam at top 20 feet, length of dam at bottom 16 $\frac{1}{2}$ feet. Material used in construction: Rock & logs.
- (c) Size of headgate: Width 16 $\frac{1}{2}$ feet, height 5 feet.
- (d) Conduit ditch, width at bottom 12 feet, width at water line 16 to 18 feet, depth of water 4 feet. Average grade per mile is 1-10th feet. Length of conduit is 8 miles and it crosses the following quarter sections: NE $\frac{1}{4}$, NW $\frac{1}{4}$, S 28

NE $\frac{1}{4}$, NW $\frac{1}{4}$ S. 29; NE $\frac{1}{4}$, NW $\frac{1}{4}$, S. 30, T. 8 N. R. 44 E. NE $\frac{1}{4}$ S. 25, SE $\frac{1}{4}$, SW $\frac{1}{4}$ S. 24; NE $\frac{1}{4}$, NW $\frac{1}{4}$ S. 23, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 22, NW $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 27, NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 28, NW $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 34, SE $\frac{1}{4}$ Sec. 33, NE $\frac{1}{4}$, SE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 21, NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 20, NE $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 19, T. 8 N. R. 43 E. NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, SE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 23, Tp. 8 N. R. 42, E. B. M. , to land described in b I (b) above which is the point of intended use.

8. Time required for the completion of the construction of such work is now completed .
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.

Conant Creek Canal Co., Ltd.
Applicant.
Swen H. Jacobs, President.

By.....Lorenzo R. Thomas, ...Agent.

Remarks: This Company has an appropriation of 30 cubic feet per second under the old law. The canal now constructed has been and is now carrying at least 55 cubic feet and this appropriation is made for the purpose of correcting a mistake made at the time the former claim was filed.

APPROVAL OF STATE ENGINEER.

The number of this permit is 4357.

Date of first receipt of application 9.00 a.m. February 15, 1909.

Recorded in Book 12 Page 4357 Approved February 15, 1909.

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

Work to begin on or before April 16, 1909, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 15, 1909.

The whole of said work to be completed on or before August 15, 1909.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to August 15, 1911.

Witness my hand this fifteenth day of February, 1909.

Jas. Stephenson, Jr.,
State Engineer.

Blank notice for proof of completion mailed applicant May 1, 1909

Notice for publication received June 4, 1909, fixing August 9, 1909 as date and Ashton as place of proof.

Publication notice mailed Teton Peak Chronicle, St. Anthony, June 2, 1909

Deposition blanks mailed applicant June 2, 1909

J.O. Webster, notified June 22, 1909, to make examination of works.

His report received July 26, 1909

Depositions received August 1, 1909

Fees received August 19, 1909

Affidavit of publication received August 26, 1909

Certificate issued October 1, 1909

Permit No. 4357.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that THE CONANT CREEK CANAL CO., LTD., of Farnum, County of Fremont, and State of Idaho, the holder of Permit No. 4357, issued upon Application No. 6198, bearing date of priority of February 15, 1909, authorizing the diversion of 25 second feet of the waters of Conant Creek, County of Fremont, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 25 second feet of the waters of Conant Creek, that the point of Diversion of said waters is at a point in the southeast quarter of the northeast quarter (SE4 NE4) section 28, Township 8 North, Range 44 East of Boise meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Parts of the NE4, NW4 and SW4 Section 22; parts of the NW4, SW4 and SE4 Section 27, practically all Section 34, part of NE4 & SE4 Section 33; nearly all Section 28, all Sections 19, 20, 21, S2 Section 18; part of S1 Section 17; part of S2 SE4, SE4 SW4 Section 16, S2 SW4 Section 15; N2 and part of N2 SE4, NE4 SW4 Section 29; nearly all N2 Section 30, Township 8 North, Range 43 East of Boise, meridian, Part of SE4 Section 13, NE4, SE4, SW4 and part of NW4 Section 24, part of S2 NE4, part of NW4 all of S2 Section 23, small strip along North line sections 25 and 26, township 8 North, Range 42 East of Boise meridian,

Witness my hand this 1st day of October. A.D. 1909.

Jas. Stephenson, Jr.

State Engineer

License issued for 25 second ft.

Page 1122

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE
STATE OF IDAHO, NO. 4357.

Comes now W. G. Baird, Sec'y of Conant Creek Canal Co., Ltd., and represents to the State Engineer of the State of Idaho,

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 4357, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: Description on five sheets attached hereto, making a total of about 4,195 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Farnum, Idaho, this 17th day of June, 1912.

W. G. Baird, Sec'y.
Conant Creek Canal Co. Ltd.

Date of receipt at Office of State Engineer 9.00 a.m. July 11, 1912.

APPROVAL OF STATE ENGINEER.

I, A. E. Robinson, State Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 4357. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Witness my hand this 25 day of July, 1912.

A. E. Robinson,
State Engineer.

Description	Sec.	Twp. N.	Rng. E.B. M.
SW 1/4 NW 1/4	23	8	42
NE 1/4 SE 1/4	23	8	42
NW 1/4 SE 1/4	23	8	42
SW 1/4 SE 1/4	23	8	42
NE 1/4 SW 1/4	23	8	42
NW 1/4 SW 1/4	23	8	42
SW 1/4 SW 1/4	23	8	42
SE 1/4 SW 1/4	23	8	42
NE 1/4 NE 1/4	24	8	42
NW 1/4 NE 1/4	24	8	42
SW 1/4 NE 1/4	24	8	42
SE 1/4 NE 1/4	24	8	42
SE 1/4 NW 1/4	24	8	42
NE 1/4 SW 1/4	24	8	42
NW 1/4 SW 1/4	24	8	42
NW 1/4 SE 1/4	24	8	42
NE 1/4 NE 1/4	25	8	42
SE 1/4 NE 1/4	25	8	42
NW 1/4 SW 1/4	17	8	43
SW 1/4 SW 1/4	17	8	43
NE 1/4 SW 1/4	18	8	43
SW 1/4 SW 1/4	18	8	43
SE 1/4 SW 1/4	18	8	43
NE 1/4 SE 1/4	18	8	43
NW 1/4 SE 1/4	18	8	43
SW 1/4 SE 1/4	18	8	43

SE	SE	18	8	43
NE	NE	19	8	43
NW	NE	19	8	43
SW	NE	19	8	43
SE	NE	19	8	43
NE	NW	19	8	43
NW	NW	19	8	43
SW	NW	19	8	43
SE	NW	19	8	43
NE	SW	19	8	43
NW	SW	19	8	43
SW	SW	19	8	43
SE	SW	19	8	43
NW	SE	19	8	43
SW	SE	19	8	43
NE	NE	20	8	43
NW	NE	20	8	43
NE	NW	20	8	43
NW	NW	20	8	43
SW	NW	20	8	43
NE	SW	20	8	43
SW	SW	20	8	43
SE	SW	20	8	43
NW	SE	20	8	43
SW	SE	20	8	43
NE	NE	21	8	43
NW	NE	21	8	43
SW	NE	21	8	43
SE	NE	21	8	43
NE	NW	21	8	43
NW	NW	21	8	43
SW	NW	21	8	43
SE	NW	21	8	43
NE	SW	21	8	43
SE	SW	21	8	43
NE	SE	21	8	43
NW	SE	21	8	43
SW	SE	21	8	43
SE	SE	21	8	43
NE	NE	22	8	43
NW	NE	22	8	43
NE	NW	22	8	43
NW	NW	22	8	43
SW	NW	22	8	43
SE	NW	22	8	43
NW	SW	22	8	43
SW	SW	22	8	43
NE	NW	27	8	43
NW	NW	27	8	43
SW	NW	27	8	43
SE	NW	27	8	43
NW	SW	27	8	43
SW	SW	27	8	43
SE	SW	27	8	43
SW	SE	27	8	43
NE	NE	28	8	43
NW	NE	28	8	43
SW	NE	28	8	43
SE	NE	28	8	43
NW	NW	28	8	43
SW	NW	28	8	43
SE	NW	28	8	43
NE	SW	28	8	43
NW	SW	28	8	43
SE	SW	28	8	43
NE	SE	28	8	43
NW	SE	28	8	43
SW	SE	28	8	43
SE	SE	28	8	43
NW	NE	29	8	43
SW	NE	29	8	43
SE	NE	29	8	43
NE	NW	29	8	43
NW	NW	29	8	43
SW	NW	29	8	43
SE	NW	29	8	43
NE	NE	30	8	43
NW	NE	30	8	43

SW	NE	30	8	43
SE	NE	30	8	43
NE	NW	30	8	43
NW	NW	30	8	43
SW	NW	30	8	43
SE	NW	30	8	43
NE	NE	33	8	43
NW	NE	33	8	43
SW	NE	33	8	43
SE	NE	33	8	43
NE	SE	33	8	43
NW	SE	33	8	43
NE	NE	34	8	43
NW	NE	34	8	43
SW	NE	34	8	43
SE	NE	34	8	43
NE	NW	34	8	43
NW	NW	34	8	43
SW	NW	34	8	43
SE	NW	34	8	43
NE	SW	34	8	43
NW	SW	34	8	43
NE	SE	34	8	43
NW	SE	34	8	43
SW	SE	34	8	43
SE	SE	34	8	43

GB

November 2, 1979

Re: Water Right No.'s 21-2035 & 21-2037 (Transfer No. 2158)

Lloyd Bratt
Route #1
Ashton, ID 83420

Dear Mr. Bratt:

In our files there is no record of any addition of acreage to the 4,291 acres originally licensed under the above referenced water rights. Once a permit is granted for a certain acreage this acreage cannot be increased at any time without advancing the priority date to that date of increase, or by filing a new application for permit. There has been a change in the lands covered by these water rights, but no increase in acreage.

Our Department does not have a complete listing, map or otherwise, of the Conant Creek system. You would have to contact the Conant Creek Canal Co. for that information.

If you have any questions, please do not hesitate to contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:j

RECEIVED

OCT 18 1979

Department of Water Resources

Ashton Idaho

Oct. 15, 1979

Department of Water Resources
Boise Idaho

Dear Sir:

I am writing in regards to the water rights of the Leonard Creek Leonard Fee. Has there been any more land added to the 4291 acres under license # 21-2037 and # 212035 dated 2/15/09 and 2/25/10? If so would you please send me a description of the land with the date? Also would you send me a copy of (map) the Leonard Creek system including the sections townships and ranges. If there is a change please bill me. Thank you.

Sincerely

Lloyd Bratt

Ashton Ida 83420

INTER-DEPARTMENT MEMO — 1

FROM

DATE

TO

SUBJECT

for further correspondence see
file # 21-0141

SIGNATURE

September 24, 1973

Re: Transfer Nos. 21-0141, 21-2035
21-2037

Conant Creek Canal Company
c/o G. Dan Zundel, President
Route 2
Ashton, ID 83420

Dear Mr. Zundel:

Enclosed is a copy of your approved Application for Transfer of Water Right Nos. 21-0141, 21-2035 and 21-2037. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

21 2035

RECEIVED

FEB 27 1911

OFFICE OF STATE ENGINEER

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT
OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF FREMONT.

Idaho Irrigation Company, et al.,

PLAINTIFFS,

-VS-

Idaho Irrigation Canal Company, et al.,

DEFENDANTS.

DECREED.

This cause coming on to be heard this 10th day of
1, upon the report of F. J. Cowen, Referee heretofore appointed
the purpose of taking the testimony and making recommendations
to Findings of Fact, Conclusions of Law and Decree, to be entered
in, and the said F. J. Cowen, having filed his report of the
work taken, and his recommendations as to Findings of Fact,
Conclusions of Law, which have heretofore been adopted, and the
plaintiffs and defendants and cross-complainants appearing
by their respective counsel, and the Court being full informed
in the premises, and having ordered that judgment be
in accordance with the report and recommendations of the said
Referee, on the reason of the law and the Report and Findings
and Conclusions of Law aforesaid,

It is ordered, Adjudged and Decreed, that the several parties
plaintiffs and defendants herein named, do have judgment respectively
right to use, for irrigation and other purposes, the following
of inches of water, each fifty inches thereof to be equivalent
flow of one cubic foot per second, as prescribed by the law

~~0144~~ 22-0212

~~0144~~ Charles

150 inches. June 1, 1898. ✓ Fox Creek.

Cole, Charles

Enterprise Canal Company.

Coles, Alvin

The Farmers' Friend Canal Company.

Coles, & Dodge

The Farmers' Friend Canal Company.

Coles, Henry

The Farmers' Friend Canal Company.

Coles, Reuben

The Farmers' Friend Canal Company.

Coles, Thomas

The Farmers' Friend Canal Company.

~~0144~~ 21-0035

Collins, J. A.

120 inches. Oct. 15, 1900. ✓ Tom Creek.

~~0146~~ 21-0141

Conant Creek

Canal Company.

1,000 inches. May 1, 1901. ✓ Conant Creek.

~~0147~~ 1-043

Consolidated

Farmers Canal

Company, Limited.

4,000 inches June 1, 1890. ✓ North Fork of Snake River.

~~0148~~ 1-044

Consolidated

Farmers Canal

Company, Limited.

6,000 inches. June 1, 1892. ✓ North Fork of Snake River.

~~0149~~ 1-045

Consolidated

Farmers Canal

Company, Limited.

2,750 inches. June 1, 1895. ✓ North Fork of Snake River.

~~0150~~ 1-046

Consolidated

Feeder Canal

Company.

7,000 inches. Apr. 14, 1902. ✓ South Fork of Snake River.

Cook, T. S.

The Farmers' Friend Canal Company.

Cooper, I. D.

Enterprise Canal Company.

Cooper, I. L.

Enterprise Canal Company.

Cooper, John

Watson Slough Irrigation Company.

~~0151~~ 2000-580 35-0003

Cooper, Samuel

320 inches. May 1, 1896. ✓ Hull's Springs.

~~0152~~ 35-0004

Cooper, Samuel

160 inches. May 1, 1896. ✓ Bobner Creek proper.

~~0153~~ 23-0022

Corbett, Harlan

100 inches. July 6, 1892. ✓ Rainey Creek.

~~0154~~ 23-0023

Corbett, Ira A.

160 inches. June 1, 1897. ✓ Rainey Creek. -438

~~0155~~ 23-0024

Corbett, J. N.

155 inches. May 7, 1896. ✓ Rainey Creek.

4357

October 9, 1951

Mr. D. Ivo Kames
Acting State Director
Farmers Home Administration
110 Motor Avenue
Salt Lake City, Utah

Dear Mr. Kames:

In reply to your letter of October 5, 1951, the records in this department show the following:

License No. 4357 to the Conant Creek Canal Company, for 25 cubic feet per second, with priority of February 15, 1909; License issued August 9, 1912.

License No. 5803 for 25 cubic feet per second, to the Conant Creek Canal Company, priority February 25, 1910; License issued August 9, 1912.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

4357

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

110 Motor Avenue
Salt Lake City, Utah

OCT 5 1951

RECEIVED
OCT 9 1951

Department of Reclamation

Mr. Mark R. Kulp, Reclamation Engineer
State of Idaho
Boise, Idaho

Dear Mr. Kulp:

Will your office please furnish us with information concerning the water right for the Conant Creek Canal Company.

The following information has been obtained by our Engineering Department concerning the water right of the above company:

Rexburg Decree - 1000 inches - Priority date, May 1, 1901
Permit - 25 cfs from Conant Creek - Date, May 15, 1909
Permit - 25 cfs from Conant Creek - Date, February 25, 1910

We are particularly interested in knowing the status of the permit rights. If licences have been issued for either or both of the permit rights, please furnish us with dates and amounts of water allowed under final proof.

Yours very truly,

D. Ivo Eames

D. Ivo Eames
Acting State Director

24357(1123) 25/10 -

2-15-09

issued 8/9/12

25803(1122) 25cfs - 2/5/10

issued 8/9/12

4357

August 24, 1912.

Permits 4357-5803

W. B. Baird, Sec'y
Conant Creek Canal Co.,
Parnum, Idaho.

Sir:-

Am inclosing you herewith water licenses
issued under above permits, together with the
applications for amendments of said permits,
the same having been duly recorded in this
office.

Very truly yours,

State Engineer.

EWL-2AAP

By...

August 24, 1912.

Permits 4357-5803

W. B. Baird, Sec'y
Conant Creek Canal Co.,
Parnum, Idaho.

Sir:-

Am inclosing you herewith water licenses issued under above permits, together with the applications for amendments of said permits, the same having been duly recorded in this office.

Very truly yours,

State Engineer.

ZWL-2AAP

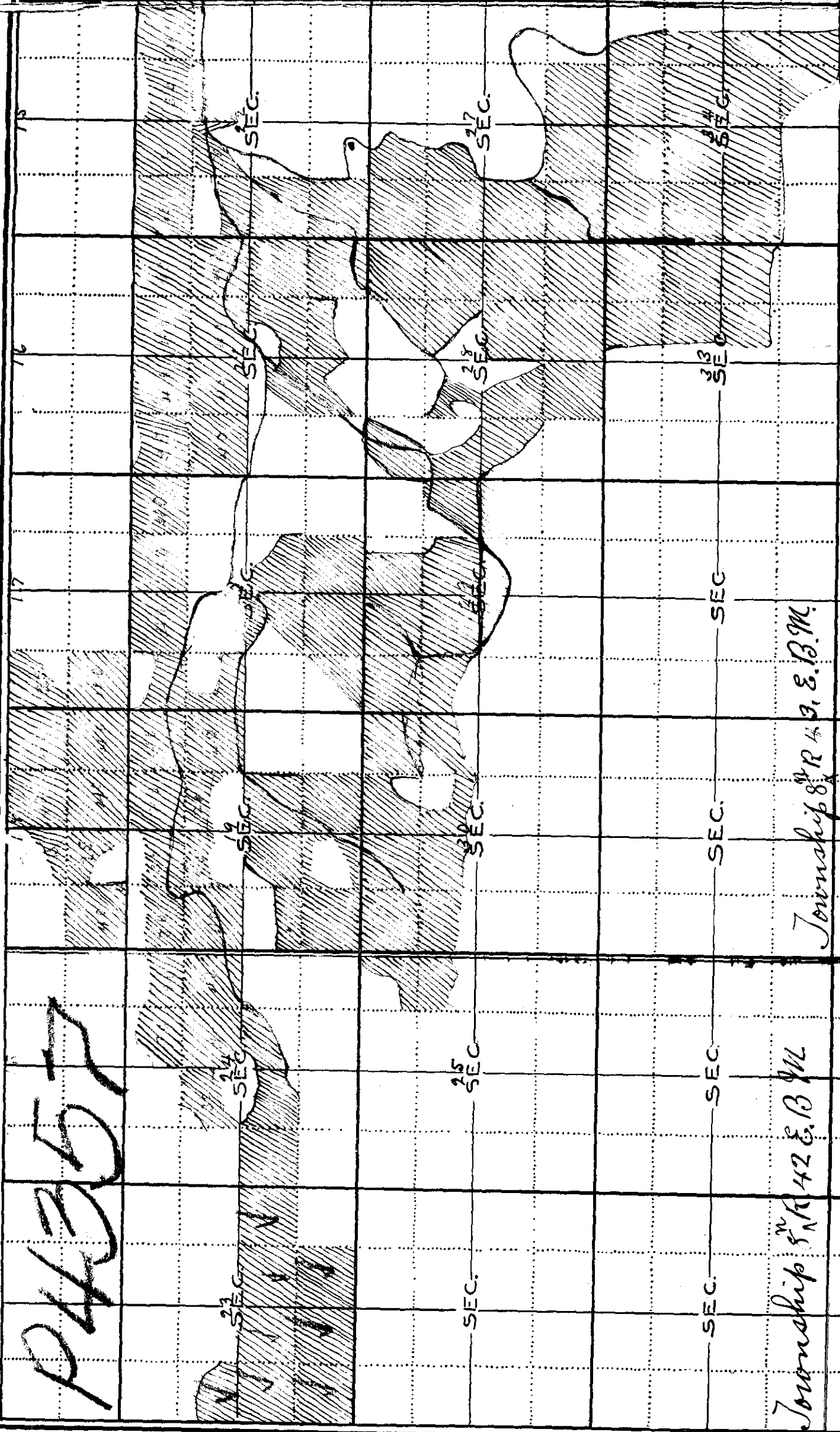
By...

4357

P4357

Township 5^N R 42 E B 9^N

Township 8^N R 43 E B 9^N



Township 5^N R 42 E B 9^N

Township 8^N R 43 E B 9^N

Mr Robinson, State Engi-
ner, Dear sir, I am returning
plans and map of Conant Creek
Canal, changed as per your
notes,

Hoping they will meet with
your approval, I am
Yours truly

W H Baird

Lilliana, Idaho July 8, 1912

4357

R

4357

Boise, Idaho, June 24, 1912.

Permit 4357.

W. F. Baird,
Farnum, Idaho.

Sir:--

I return herewith your application
for amendment, together with penciled no-
tations as to certain errors which should be
corrected.

Very truly yours,

State Engineer.

By _____

Enc. A.

W/G.

4357

May 6, 1912.

Permits 4357-5803

W. G. Baird, Sec'y
Conant Creek Canal Co.,
Ashton, Idaho.

Sir:-

In order that the description of the lands given under above permits may agree with the description given in the licenses, it will be necessary for you to file applications for amendment upon the inclosed forms. I am inclosing you herewith two copies of the list of lands as given in Mr. DeCamp's report on beneficial use of water. These copies can be attached to the application for amendment and become a part thereof. I am also inclosing you herewith four map forms as it is necessary to file two copies of the map under each permit.

When these applications for amendment have been approved they will be recorded under the above numbered permits and be considered as part of said permits. The original will then be returned to you, together with one copy of the map for each permit.

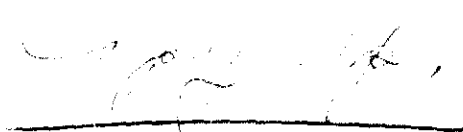
Very truly yours,

State Engineer.

2APA-4MF

By...

4357


April 24, 1912.

Permits 4357-5803

W. G. Baird, Sec'y
Conant Creek Canal Co.,
Lillian, Idaho.

Sir:-

I am today in receipt of your letter of
the 18th inst. inclosing ~~check~~ for \$262.00,
fees for proof of beneficial use of water under
above permits. Am inclosing you herewith receipts
for same.

The licenses will be issued and mailed to you in
a few days.

Very truly yours,

State Engineer.

R4420-1

By...

4357

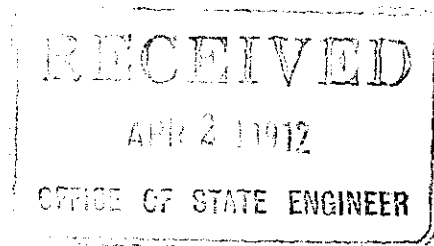
Lillian, Idaho, Apr. 18, 1912
Ashton State Bank

Ashton, Idaho.
Gentlemen, inclosed find
checks amounting to \$262.⁰⁰ for
which please send draft to
State Engineer with this letter.

Payment in full for fee on
permits Nos. 4357 and 5803.

and oblige yours respy.

W.G. Baird, secy.
Canant Creek Canal Co.



4357

Ashton State Bank, Limited

Ashton, Idaho, April 22, 1912.-----

State Engineer,

Boise, Idaho.

Dear Sir:

Enclosed is draft for \$262.00 to cover the payments in full on permits #4557 and 5803 as per letter enclosed.

Very truly yours,

J. A. McDonald
Cashier. P.P.S.

4557

April 13, 1912

Permits 4357-5803

W. G. Baird, Sec'y
Conant Creek Canal Co.,
Lillian, Idaho.

Sir:-

In reply to your letter of the 9th inst.
would say that under the statutes we are required
to charge \$1.00 for each forty acre tract under
each permit . I see no way whereby this could
be changed.

Very truly yours,

State Engineer. E

By...

4357

4357

RECEIVED

Lillian, Idaho April 12 1912
State engineer, Boise, Idaho
OFFICE OF STATE ENGINEER

Dear sir - I am in receipt of your favor of March 6 last with returned check of \$69 insufficient to cover fees for proof on permits #4357-5803.

The water used under permit No. 4357 and the water used under permit No. 5803 is used on the same land; also 20 feet of decreed water.

You will see by looking at the plat that our canal covers only 131-40 acre tracts.

Now, do you require us to pay \$1⁰⁰ on each 40 acre tract for each permit when both permits covers the same tracts?

We want our license, and
will willingly pay the \$262⁰⁰
if you say, we must. But,
would be grateful if you can
construe the proposition so
that we can get off by paying
\$131.⁰⁰ or \$1⁰⁰ for each 40 acre
tract irrigated by our canal.
Awaiting your reply I remain
Yours very respectfully,

W. G. Baird, secretary
Conant Creek Canal Co. Ltd.

March 6, 1912

Permits 4357-5803

W. G. Baird, Secretary
Conant Creek Canal Co.
Ashland, Idaho.

Sir:-

I am returning you herewith your check for \$69.00 as insufficient to cover the fees required for proof of beneficial use of water under above permits.

According to the reports of Mr. Chas. H. DeCamp, water commissioner, there are one hundred and thirty-one forty acre tracts under each permit upon which water has been used beneficially. The fees would, therefore, amount to \$262.00, or \$131.00 for each permit. Upon receipt of this amount the license will be issued.

Very truly yours,

State Engineer.

Ch\$69

By...

4357

March 6, 1912

Permits 4357-5803

W. G. Baird, Secretary
Conant Creek Canal Co.
Ashland, Idaho.

Sir:-

I am returning you herewith your check for \$69.00 as insufficient to cover the fees required for proof of beneficial use of water under above permits.

According to the reports of Mr. Chas. H. DeCamp, water commissioner, there are one hundred and thirty-one forty acre tracts under each permit upon which water has been used beneficially. The fees would, therefore, amount to \$262.00, or \$131.00 for each permit. Upon receipt of this amount the license will be issued.

Very truly yours,

State Engineer.

Ch\$69

By...

4257

Report of Engineer

1. State name of applicant and number of permit: Quaint Creek Canal Co. Permit #4357
2. State source of water supply: Quaint Creek
3. Location of point of diversion: S. E 1/4 Sec. 28-T-8-N. R-44. 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: 12'
- (b) Width at water line: 16'
- (c) Depth of water: 3'
- (d) Grade per mile: 6'
6. State whether or not water has been turned into works of diversion and if so, to what extent: Water was used during season of 1916-17
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract:

CHAS. H. DECAMP

WATER COMMISSIONER, DIVISION NO. 1
ST. ANTHONY, IDAHO

Description	Sec	Twp-N	R-E-B.M.	Cultivated	Description	Sec	Twp-N	R-E-B.M.	Cultivated
N.E. N.W.	20	8	43	40	S.E. N.W.	28	8	43	20
N.W. N.W.	"	"	"	20	N.E. S.W.	"	"	"	30
S.W. N.W.	"	"	"	20	N.W. S.W.	"	"	"	20
N.E. S.W.	"	"	"	20	S.E. S.W.	"	"	"	40
S.W. S.W.	"	"	"	26	N.E. S.E.	"	"	"	40
S.E. S.W.	"	"	"	40	N.W. S.E.	"	"	"	40
N.W. S.E.	"	"	"	30	S.W. S.E.	"	"	"	40
S.W. S.E.	"	"	"	40	S.E. S.E.	"	"	"	40
N.E. N.E.	21	"	"	40	N.W. N.E.	29	"	"	30
N.W. N.E.	"	"	"	40	S.W. N.E.	"	"	"	38
S.W. N.E.	"	"	"	40	S.E. N.E.	"	"	"	40
S.E. N.E.	"	"	"	40	N.E. N.W.	"	"	"	40
N.E. N.W.	"	"	"	40	N.W. N.W.	"	"	"	40
N.W. N.W.	"	"	"	35	S.W. N.W.	"	"	"	20
S.W. N.W.	"	"	"	40	S.E. N.W.	"	"	"	40
S.E. N.W.	"	"	"	40	N.E. N.E.	30	"	"	30
N.E. S.W.	"	"	"	20	N.W. N.E.	"	"	"	25
N.W. S.W.	"	"	"	40	S.W. N.E.	"	"	"	26
N.W. S.E.	"	"	"	15	S.E. N.E.	"	"	"	10
N.E. N.E.	25	"	"	30	N.E. N.W.	"	"	"	40
N.W. N.E.	"	"	"	25	N.W. N.W.	"	"	"	40
N.W. S.W.	17	"	43	25	S.W. N.W.	"	"	"	25
S.W. S.W.	"	"	"	40	S.E. N.W.	"	"	"	25
N.E. S.W.	18	"	"	15	N.E. N.E.	22	"	"	26
S.W. S.W.	"	"	"	40	N.W. N.E.	"	"	"	30
S.E. S.W.	"	"	"	25	S.W. N.E.	"	"	"	38
N.E. S.E.	"	"	"	40	S.E. N.E.	"	"	"	40
N.W. S.E.	"	"	"	40	N.E. S.E.	"	"	"	40
S.W. S.E.	"	"	"	40	N.W. S.E.	"	"	"	25
S.E. S.E.	"	"	"	40	N.E. N.E.	34	"	"	20
N.E. N.E.	19	"	"	40	N.W. N.E.	"	"	"	40
N.W. N.E.	"	"	"	40	S.W. N.E.	"	"	"	40
S.W. N.E.	"	"	"	20	S.E. N.E.	"	"	"	20
S.E. N.E.	"	"	"	40	N.E. N.W.	"	"	"	40
N.E. N.W.	"	"	"	30	N.W. N.W.	"	"	"	40
N.W. N.W.	"	"	"	40	S.W. N.W.	"	"	"	40
S.E. N.W.	"	"	"	20	N.E. S.W.	"	"	"	40
N.W. S.W.	"	"	"	30	N.W. S.W.	"	"	"	40
N.W. S.W.	"	"	"	20	S.W. S.W.	"	"	"	40
S.W. S.W.	"	"	"	40	N.E. S.E.	28	"	"	40
S.E. S.W.	"	"	"	20	N.W. N.E.	"	"	"	20
N.W. S.E.	"	"	"	40	S.W. N.E.	"	"	"	20
S.W. S.E.	"	"	"	40	S.E. S.E.	"	"	"	20
N.E. N.E.	20	"	"	40	N.W. N.W.	"	"	"	20
N.W. N.E.	"	"	"	40	S.W. N.W.	"	"	"	25
S.W. N.W.	"	"	"	25					

4357

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: *This canal carries the water of permit # 5803. As well as 20 sec R & deeded water all of which is used on the above described land*

Chas. H. Ferguson
Water Comm. Div No 1.

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 _____ 190_____.

My Commission Expires _____

Notary Public.

January 27, 1912

Permit 4357-Conant Creek Canal Co.

Paul P. Stone,
Ashton, Idaho.

Sir:

I am today in receipt of satisfactory affidavit relative to proof under above permit and same has been placed on file.

The check for fees is still on file here and will be held pending receipt of the report of the water commissioner, at which time the matter of issuing the license will be taken up.

Very truly yours,

State Engineer.

By...

4357

Ashton State Bank, Limited

Ashton, Idaho, January 25, 1912

Hon. A. E. Robinson,

Boise, Idaho.

Dear Sir:

In re Permit #4357 - Conant Creek Canal Co. we are enclosing affidavit in accordance with your letter of the 11th inst showing why the depositions under above named permit were taken at a date later than August 1st, 1911, the date advertised for proof.

As we have made several errors and have delayed this matter some time we will greatly appreciate your help in seeing that this permit goes through this time. Thanking you for past assistance, we beg to remain.

Very truly yours,

Paul P. Stone
for Conant Creek Canal Co.

4357

State of Idaho.

Fremont

County

ss

Brig Murdock, President of
Conant Creek Can. Co. Ltd

of the town of Farnum, County of Fremont

and State of Idaho. being duly sworn, doth depose and say, that Proof

of beneficial use of water under Permit #4357 was advertised to be made August 14th ~~###~~ 1911 and that said proof was made on that date with this exception-----that the number given for the permit in the depositions, showing beneficial use of water, was #5265 instead of #4357 as should have been. Therefore depositions showing beneficial use of water under permit #4357 were made at a later date than August 14, 1911. the date advertised for proof, and this affidavit is made to accompany said depositions and to show why said depositions are dated later than August 14, 1911.

RECEIVED

JAN 17 1912

STATE ENGINEER

And further this deponent says not.

X Brig Murdock

Subscribed and sworn to before me this 19, day of January A. D. 1912.

Paul C. Stone

Notary public.

4357

- (1) This line is for signature of affiant.
(2) These two lines are for signature and title of office administering oath.

GENERAL AFFIDAVIT

Affiant of

Brig Murdock Pres.

Conant Creek Canal Co. Ltd.,

Jan. 11, 1912.

Permit 4357-Conant Creek Canal Co.

Paul P. Stone,
Aughton, Idaho.

Sir:-

Your letter of the 6th inst. to hand, together with depositions for proof of beneficial use of water under above permit and check for fees in the sum of \$69.00. In reply would state that the check will be held until the report of the water commissioner is received.

The holder should also file an affidavit giving the reasons why the depositions under the above numbered permit were taken at a later date than August 14, 1911, the date advertised for proof.

Very truly yours,

State Engineer.

By...

4357

Ashton State Bank, Limited

Ashton, Idaho, January 6, 1913.

Hon. A. E. Robinson State Engineer.,

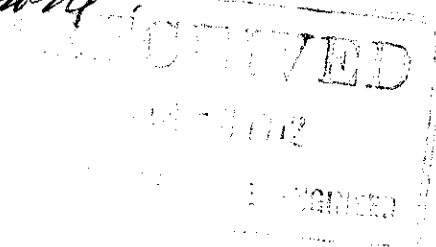
Boise, Idaho.

Dear Sir:

Enclosed is proof of beneficial use of water under permit #4357 as per your instruction in your letter of the 13th ultimo and further fees will be sent upon notice from you in regard to same.

Very truly yours,

Paul P. Stone



4357

Permit No. 4357

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. W.G. Baird, 45 years, Lillian, Farmer, Lillian, Idaho.

Ques. 2. Are you acquainted with Conant Creek Canal Co. Ltd., the holder of Permit No. 4357? How long have you known him and where does he reside?

Ans. Since incorporation, principal office Farnum, Idaho.

Ques. 3. Have you read or heard read said Permit No. 4357, 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. Conant Creek SE 1/4 NE 1/4 Sec. 28 Twp. 8 North, Range 44 East Boise Meridian., dam, headgate and canal.

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. 80 cu feet per second of time, have seen that amount conveyed.

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

Ans. Irrigation & Domestic Purposes. NE 1/4 NE 1/4, NW 1/4, W 1/4 SW 1/4 Sec. 22., NE 1/4, NW 1/4, E 1/4 SW 1/4 Sec. 21., NE 1/4, NW 1/4, SW 1/4 Sec. 20., NE 1/4, NW 1/4, SW 1/4 Sec. 19., SW 1/4 NW 1/4 Sec. 19., S 1/4 Sec. 18., W 1/4 SW 1/4, SE 1/4 SW 1/4 Sec. 17., W 1/4 NW 1/4, NW 1/4 SW 1/4, E 1/4 NW 1/4, NE 1/4 Sec. 30., NW 1/4 Sec. 29., W 1/4 NE 1/4 Sec. 29., NE 1/4 SW 1/4 Sec. 29., NW 1/4

SE 1/4 Sec. 29., Twp. 8 N., Range 43 E.B.M. Also 20 feet decreed water to irrigate land in Sec. 27, 28, 34 & 35 Twp. 8 N., Range 43 E.B.M., and Sec. 25 & 24 Twp. 8 N., Range 42 E.B.M. Total 2760 acres and 69 subdivisions.

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

Ans. No power generated.

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. Agricultural. Same amount as appropriated and diverted. All applied on lands described.

4357

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

Ans. Stockholder in Company.

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. During the months of May, June, July and August 1911. Entire
amount appropriated. Conveyed directly to and applied on said described
lands.

(Sign

W. G. Baird

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 Ashton, County of Fremont, State of Idaho, on this 3rd day of January A. D. 19 12.

Paul P. Stone

Notary Public.

My Commission Expires

July 19, 1913,

4357

Permit No. 4357

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Geo. Oberhansley, Farnum, Farmer, Farnum, Idaho.

Ques. 2. Are you acquainted with Conant Creek Canal Co. Ltd., the holder of Permit No. 4357? How long have you known him and where does he reside?

Ans. Since incorporation. Principal office Farnum, Idaho.

Ques. 3. Have you read or heard read said Permit No. 4357, 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. Conant Creek SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28 Twp. 8 North, Range 44 East Boise Meridian. Dam, headgate and canal.

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. 80 cu feet per second of time, have seen that amount conveyed.

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

Ans. Irrigation & Domestic Purposes. NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 22., NE $\frac{1}{4}$, NW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 21., NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 20., NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 19., SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19., S $\frac{1}{2}$ Sec. 18., W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 17., W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 30., NW $\frac{1}{4}$ Sec. 29., W $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 29., NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29., NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29., Twp. 8 N., Range 43 E.B.M. Also 20 feet decreed water to irrigate land in Sec. 27, 28, 34 & 35 Twp. 8 N., Range 43 E.B.M., and Sec. 25 & 24 Twp. 8 N., Range 42 E.B.M. Total 2760 acres and 69 subdivisions.

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

Ans. No power generated.

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. Agricultural. Same amount as appropriated and diverted. All applied on lands described.

4357

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

Ans. ~~Stockholder and Director~~

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. ~~During May, June, July and August 1911 Entire amount appropriated~~
~~Conveyed directly to and applied upon lands described~~

(Sign

Geo. Bernhard

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 Ashton, County of Fremont,

State of Idaho, on this 3rd day of January A. D. 19 12.

[Signature]
Notary Public.

My Commission Expires July 1st 1912

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

Ans. Entire amount has been applied on the land described.

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. Under old law said Conant Creek Canal Co., appropriated 30 cu Feet per second of time through same works and ditch and applied on the above described and other lands. With this permit said Co. now claims out of said Conant Creek 80 cu feet per second of time to be applied on the above described lands.

by Conant Creek Canal Co., Ltd.
(Sign) Brig Murdock
its President.

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 Ashton, County of Fremont, State of Idaho, on this 3rd day of January 1912.

A. D. 1912,

My commission expires
July 10, 1913.

Paul C. Stone

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	
THE TRIBUNE OF THE POCAHONTAS, IDAHO	

December 15, 1911

Permits 4357-5803
Conant Creek Canal Co.

Ehas. H. DeCamp.
Water Com. 1st Div.,
St. Anthony, Idaho.

Sir:-

From the description of the lands in your report under above permits I am unable to determine the amount of water beneficially used. I am, therefore, returning you herewith the report in order that the acreage may be given. The description of the land in the report does not agree with the map. You show part of section 35 to be under cultivation. This I think should be section 33. It would be well to show the acreage under cultivation on the map as well as in the report.

Very truly yours,

State Engineer.

R&M

By...

December 13, 1911.

Conant Creek Canal Co.
Permits 4357-5803

Paul P. Stone,
Ashton, Idaho.

Sir:-

I am in receipt of your letter inclosing depositions for proof of beneficial use of water under Permits 5265 and 5803, together with check for \$69.00. In reply I would say that the depositions under permit No. 5265 should have been taken for Permit No. 4357, as advertised, all rights under Permit No. 5265 having lapsed through failure to make proof by April 4, 1910. I am, therefore, returning the depositions, together with fresh deposition blanks upon which should be submitted proof under permit No. 4357. I am, also, returning you herewith check in the sum of \$69.00 until such time as completed proofs have been received, at which time you will be further notified in regard to fees required.

Very truly yours,

State Engineer.

Dep. Ch\$69

By....

4357

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

Index for Submissions

Notice of Award of Acquisition Water to Domestic Use

[illegible]

of the person or persons who
shall receive the same shall be
made on the same date.

2. The water which had been in the
beard cavity for 24 hours was removed
by suction. The water was then replaced
by a solution of 10% formalin. The
beard cavity was then sealed with a
plug of cotton wool.

1. The species which are widely spread
 in the northern region give full and accurate
 descriptions of the lands irrigated.
 Nt. sec. 12, all sec. 23, 24, 25, 26, 27, 28, 29,
 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42,
 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54,
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 768, 769, 770, 771, 772, 773, 774, 775, 776,
 777, 778, 779, 780, 78

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

3. The right to take water from such works is based upon Permits No. 4363 & 4364.

7. The source of supply from which such water is diverted is Gopant creek.

8. The date of the priority which said report is based on is: Permits No. 4357, February, 1960; Permits No. 4363, Feb. 12, 1960.

43-44 A. E. Robinson,
State Engineer.

H. H. Startigsen

Subscribed and sworn to before me August 14, 1911.

d sworn to before me August 14, 1911.
[Signature]
 Notary Public

I,

do hereby certify that a notice, a printed copy of which is hereto attached, was by me posted in a conspicuous place in my office for a period of 30 days, I having posted said notice on the _____

day of July 1902 A. D., 190

of **RECEIVED**

1946, 1971

OFFICE OF STATE ENGINEER

Register.

4257

A. E. Robinson,
State Engineer.

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that ^{at 11 A.M.} on the 14th day of August, 1911, at Ashton, County of Fremont, State of Idaho, ^{before F.X.Dolenty, N.P.,} proof will be submitted of the application to beneficial use of 50 cubic feet per second of the waters of Conant creek, ^{s 4357 & 5803,} in accordance with the terms and conditions of Permit No. 4357 & 5803, 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 The Conant Creek Canal Co., Farnum, Idaho
2. The use to which said water has been applied is irrigation and domestic use.
3. The amount applied to beneficial use is 50 cu.ft.per sec.
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) N2 Sec.22, all secs. 19,20 & 21, S2 Sec.18, nearly all SW4 sec.17, nearly all W2 sec. 27, NW4 sec.34, nearly all sec.28, NE4 sec.33, nearly all sec.29, nearly all sec.30, Tp.8 N.,R. 43 EBM., all sec. 24, nearly all sec.23, E2 sec. 22, NE4 sec.27, nearly all N2 sec.26, nearly all N2 sec.25, Tp.8 N.R 42 EBM.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Conant creek canal.
6. The right to take the water from such works is based upon Permit No. ^s 4357-5803.
7. The source of supply from which such water is diverted is Conant creek.
8. The date of the priority which said user is prepared to establish is -
Permit No.4357 Feb.15,1909, Permit No.5803 Feb . 25, 1910.

4257

A.E.Robinson
State Engineer.

July 10, 1911

Permit 4357

Chas. H. DeCamp,
Water Com. 1st Div.,
St. Anthony, Idaho

Sir:-

- The Conant Creek Canal Co., by W.G. Baird, Secretary,
of Ashton, Fremont county, desires to make proof of ben-
eficial use of 25 second feet of the waters of Conant
Creek, August 14th.

Very truly yours,

State Engineer.

Encl.

By...

See N-5863

4357

State of Idaho

A. E. ROBINSON
ENGINEER

ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS.

Proof of Beneficial Use.

Conant Creek Canal Co.

F. X. Dolanty

Boise, Idaho,

July 10, 1911

Dear Sir:
Ashton, Idaho

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your permit No. ~~XXXX~~

4367 and 5803. 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 ~~XXXX~~ ^{Aug. 14, 1911} 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~~ ^{Ashton, before you} 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

State Engineer.

4367

Ashton, Idaho, June 6th, 1911.

Hon. D. C. Martin,
State Engineer,
Boise.

Dear sir,---

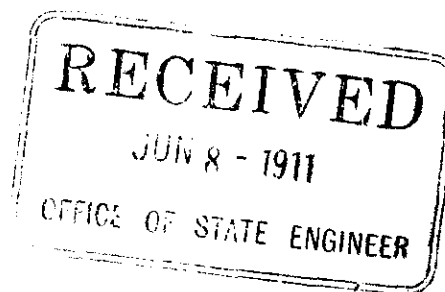
Inclosed find notice of intention to make Proof
of Beneficial Application of Water. I have arranged with the
Ashton Enterprise, Ashton, Idaho, for the required publication
so that notice when issued can be sent direct to that paper and it
will receive prompt attention.

Yours truly,

W. G. Baird

Sec'y, Conant Creek Canal Co., Ltd.,

Lillian, Idaho.



A257

RECEIVED

JUN 8 - 1911

4357 &
PERMIT NO. 5803

OFFICE OF STATE ENGINEER

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.) Ashton, Idaho,

(Date) June 6th, 1911.

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

DEAR SIR: Notice is hereby given that at 11 A. M., on the 14th day of August, 1911, at Ashton, County of Fremont, State of Idaho, before F. K. Dolanty, notary public proof will be submitted of the application to beneficial use of 50 cubic feet per second of the waters of Conant Creek in accordance with the terms and conditions of Permit No. 4357 & 5803 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

The Conant Creek Canal Co. Farmington-Idaho2. The use to which said water has been applied is irrigation and domestic3. The amount applied to beneficial use is 50 cu ft per sec. of time,

4. The place where said water is used is (if for irrigation, give full and accurate description of

The north half (N $\frac{1}{2}$) sec. 23, all of secs. 19, 20, 21, S $\frac{1}{2}$ sec. 18, nearly all SW $\frac{1}{4}$ sec. 17, nearly all W $\frac{1}{2}$ sec. 27, NW $\frac{1}{4}$ sec. 34, nearly all sec. 28, NE $\frac{1}{4}$ sec. 33, ~~nearly all sec. 28~~, nearly all of sec. 30, Township 8 North of Range 43 East of Boise Meridian all sec. 24, nearly all sec. 23, E $\frac{1}{2}$ sec. 23, NE $\frac{1}{4}$ sec. 27, nearly all N $\frac{1}{2}$ sec. 26, nearly all the N $\frac{1}{2}$ sec. 25, Township 8 N. Range 43 EBM

5. The source of supply from which such water is diverted is

Conant Creek.

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

Permit No. 4357 Feb. 15, 1909, Permit No. 5803 Feb. 25, 1910

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

Conant Creek Canal Co., Ltd.,

(Sign) by W. G. Baird its secretary.

4357

W 5803

S 4357 - 28 - 811 - 445

W 4357 - 28 - 98 811 - 445

RECEIVED

JUN 8 - 1911

4357 &
PERMIT NO. 5803

OFFICE OF STATE ENGINEER

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.) Ashton, Idaho,

(Date) June 6th, 1911.

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

DEAR SIR: Notice is hereby given that at 11 A. M., on the 14th day of August, 1911 at Ashton, County of Fremont, State of Idaho, before W. H. Dolenty, notary public proof will be submitted of the application to beneficial use of 50 cubic feet per second of the waters of Conant Creek in accordance with the terms and conditions of Permit No. 4357 & 5803 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

The Conant Creek Canal Co. Tarnum-Idaho

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

3. The amount applied to beneficial use is 50 cu ft per sec. of time,

4. The place where said water is used is (if for irrigation, give full and accurate description of

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

6. The right to take the water from such works is based upon Permit No. 4357 & 5803

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

Conant Creek.

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

Permit No. 4357 Feb. 15, 1909, Permit No. 5803 Feb. 25, 1910

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

Conant Creek Canal Co., Ltd.,
(Sign) by W. G. Baird its secretary.

4357 & 5803
Feb 15, 1909 - 87-408

4357

Lillian, Idaho, April 13, 1911

RECEIVED

APR 17 1911

OFFICE OF STATE ENGINEER

A. Robinson, State Engineer,

Dear sir, in reply to yours of 13 inst. will say, the Conant Creek Canal Company doesn't own any land. The land is owned by individuals, who own the Conant Creek Canal.

Why did the State give the Company a permit to take water, if it won't allow said company to make proof on said water?

We have three permits on which we would like to make proof all at the same time.

One permit for 30 cubic feet by filing in county recorder's office Fremont County, one for 25 cubic feet filed with State Engineer in 1909 and one for 25 cubic feet filed with State Engineer in 1910.

When the first promoters of the Conant Creek Canal filed on the water they thought that 30 cubic feet of water would be all the water that would run through a ditch 10 feet wide and 3 feet deep, regardless of the fall. But in 1907 or 1908 they found they were

4357

using more water than they had recorded, so they applied to the State Engineer for a permit to appropriate another 25 cubic feet. When J. C. Webster came to view our ditch he told us that we were still using more water than we had on record, so we applied for another 25 feet, making in all 80 cubic feet of water.

Can we make beneficial proof on all three claims at one time?

If not, what can be done?

We sincerely hope that the Conant Creek Canal Company Ltd., will be permitted to make proof on the water instead of the land owners, individually.

Yours very respectfully,

W. G. Baird, secretary.

April 10, 1911

Permit 4357

W. G. Baird, Sec'y
Conant Creek Canal Co.
Farnum, Idaho.

Sir:-

I am today in receipt of notice of proof of beneficial use of water under above permit.

This permit was filed by the Conant Creek Canal Co., Ltd., on February 15, 1909, for 25 second feet of water. The date of priority of this water right will necessarily be the date of the first receipt of the application in this office and could not take the priority of the older right, as stated in the notice under paragraph 8.

Attorney General McDougall is now considering the question as to whether the company should make proof of beneficial use of water, whether the company should be required to make such proof or each individual owner of land purchased from the company. If the Conant Creek Canal Company is not the owner of all the land mentioned in the above permit, please to advise and I will again write you in regard to the matter.

Very truly yours,

State Engineer.

By...

4357

RECEIVED

APR 10 1911

OFFICE OF STATE ENGINEER

PERMIT NO. 4357

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.) Farmington, Idaho(Date) April 8, 1911

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

DEAR SIR: Notice is hereby given that at 10 A.M., on the 30 day ofJune, 1911, at Ashton, County of Fremont, State of Idaho, before F. X. Dolenty, n.p.proof will be submitted of the application to beneficial use of Eighty 25 cubic feet per second of the waters of Conant Creekin accordance with the terms and conditions of Permit No. 4357, ^{5863 and by county record 30 cub. feet} 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

Farmington, Fremont County, Idaho2. The use to which said water has been applied is Irrigation anddomestic3. The amount applied to beneficial use is Eighty cubic feet per second

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) _____

A part of the NE $\frac{1}{4}$, nearly all of the NW $\frac{1}{4}$, part of SW $\frac{1}{4}$ Sec. 22, parts of NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 27, practically all of Sec. 34, part of NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 33, Nearly all Sec. 28, All of Sections 19, 20, 21, S $\frac{1}{2}$ Sec. 18, part of S $\frac{1}{2}$ Sec. 17, Small part of S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 16, S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 15; N $\frac{1}{2}$, and part of N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29; nearly all N $\frac{1}{2}$ Sec. 30 in Tp. 8 North, Range 43 East;

Part of SE $\frac{1}{4}$ Sec. 13; NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, and part of NW $\frac{1}{4}$ Sec. 24; Part of S $\frac{1}{2}$ NE $\frac{1}{4}$, part of NW $\frac{1}{4}$, all S $\frac{1}{2}$ Sec. 23; Small strip along North line of Sections 25 & 26 in Township 8 North, Range 42 East.

This entire tract is shown properly on accompanying maps which are a part of this application.

4357

8. The date of the priority which said user is prepared to establish is May, 1896

O. B. Parker & J. B. Hawks filed on water. Conant Creek Canal bought their rights
October 12, 1905. (Feb 13, 1909)

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

(Sign)

Brig Murdock, president
W. G. David, secretary

RECEIVED

APR 10 1911

OFFICE OF STATE ENGINEER

PERMIT NO. 4357

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.) Farmington, Idaho(Date) April 5, 1911

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

DEAR SIR: Notice is hereby given that at 10 A.M., on the 30 day of June, 1911, at Ashton, County of Fremont, State of Idaho, before F. X. Dolenty, n.p. proof will be submitted of the application to beneficial use of Eighty 25 cubic feet per second of the waters of Conant Creek in accordance with the terms and conditions of Permit No. 4357, ^{5803 and by county record 30 cub. feet} 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

Conant Creek Canal Co. (Inc.)
Farmington, Fremont-County, Idaho

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

6. The right to take the water from such works is based upon Permit No. 4357, ^{county record 30 cub. feet} 5803 and by

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

8. The date of the priority which said user is prepared to establish is May, 1896

O. B. Packer & J. B. Hawkes filed on water. Conant Creek Canal bought their rights
October 12, 1905. (Feb. 15, 1909)

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

(Sign)

Brig Murdock, president
W. G. Bavid, secretary

March 31, 1911

Permit 4357

W. G. Baird, Sec'y
The Conant Creek Canal Co.,
Lillian, Idaho

Sir:-

In answer to your letter of the 28th inst. would say that the inclosed blank should be filled out and returned to this office in time for the notice to be advertised thirty days prior to date on which proof is to be made.

I am sending you, under separate cover, a copy of the latest biennial report of this department on page 113 of which, and following, you will find the law covering proof of beneficial use of water.

Very truly yours,

State Engineer.

SCBR-F121

By...

4357

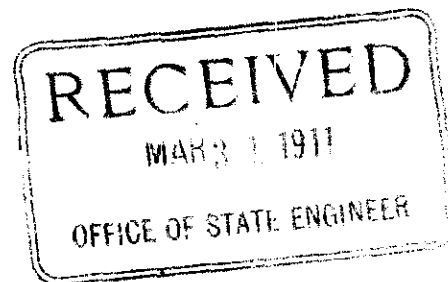
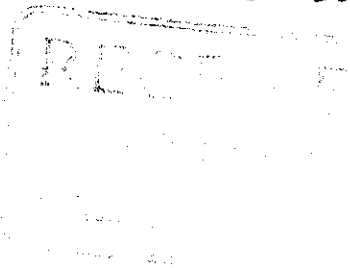
Lillian, Idaho, March 28, 1911
State Engineer, Boise, Idaho,

Dear sir, The Conant Creek Canal Co. Ltd.
must make proof of beneficial use of water on
or before August 15, 1911.

Will you, please, tell us what the state requires?
and also send any blanks that may be necessary
for making our application for said proof.

And oblige yours very respectfully,

W. G. Baird, secretary,
Lillian, Idaho,



4351

Boise, Idaho, October 21, 1909

Permit No. 4357

W.G. Baird,
Vice-Pres. Conant Creek Canal Co.,
Millian, Idaho

Sir:
Inclosed herewith find Certificate of Completion
of Works issued under above Permit.

Very truly yours

State Engineer

By _____

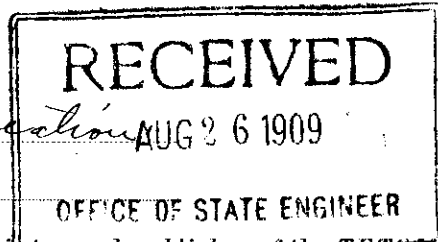
Enc. C.

4357

AFFIDAVIT OF PUBLICATION.

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

Notice of Publication



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

and City during a period of fifty-two consecutive weeks prior to the first publication of the in the above entitled action; that the notice attached hereto, and which is a part of this affidavit and a part of the proof of publication, was published in said newspaper consecutive weeks; first publication having been made on the 24th day of June 1907; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the notice was published in the newspaper and not in a supplement.

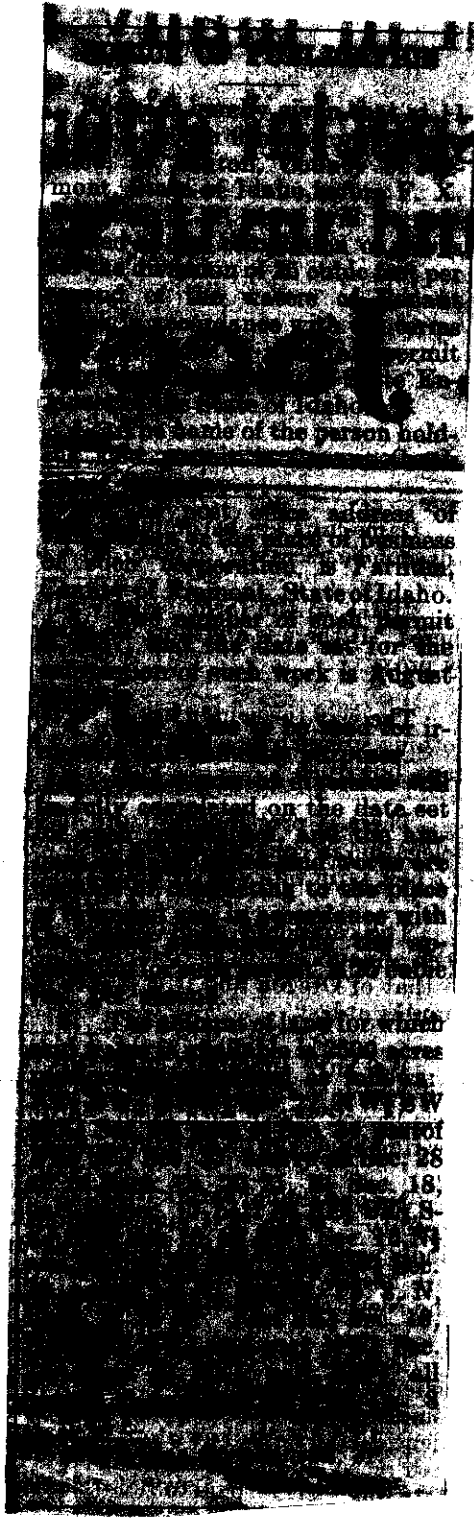
Wood D. Parker
PRINTER AND PUBLISHER.

Subscribed and sworn to before me this 23 day of August A. D. 1909.

James G. Hurin
NOTARY PUBLIC.

My commission expires June 22 1913

4257



Lillian, Idaho Aug 16-19
Mr. Jas. Stephenson for Dear Sir, I
am in receipt of yours of 11 inst.
to F X Donovan, asking for
Affidavit of publication of notice
of intention to make proof of com-
pletion of work of Conant Creek
canal.

Enclosed find check for fees as
per your request. The notice was
published in the Teton Peak Chronicle.
I suppose Mr. Donovan will fur-
nish you with the affidavit.

Yours very respiz
W. G. Baird

4357

August 19, 1909.

Permit 4357.

W. G. Baird,
Vice-Pres. Conant Creek Canal Co.,
Lillian, Idaho.

Sir:-

I am today in receipt of your letter of the 16th inst., inclosing check for \$7.50. The affidavit of publication has not yet been received. As soon as same has been received the matter of issuing certificate of completion of works will be taken up.

Inclosed find receipt for fee.

Very truly yours,

State Engineer.

R2040

By...

4357

August 11, 1909.

Permit 4357.

F. E. Dolenty,
Ashton, Idaho.

Sir:-

I am today in receipt of your letter of the 9th inst., inclosing depositions in proof of completion of works under above permit. The depositions and report of Mr. Webster have been carefully checked and are satisfactory. As soon as the affidavit of publication and fees amounting to \$7.50 are received the matter of issuing the certificate and license will be taken up.

Very truly yours,

State Engineer.

By...

4357

Ashton State Bank, Limited

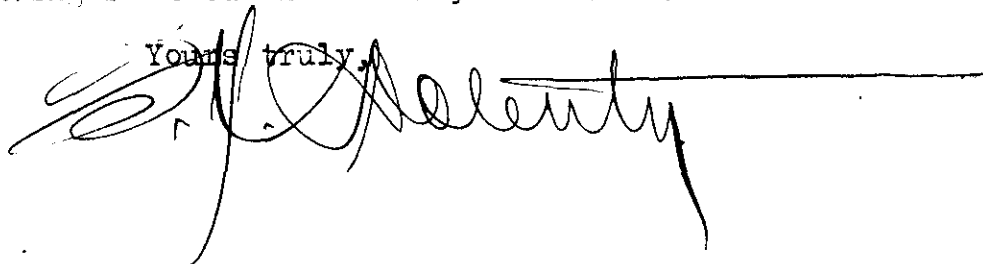
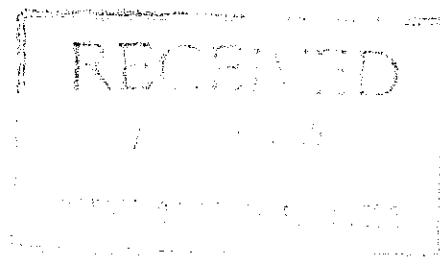
Ashton, Idaho, August 9th, 1909.

Jas. Stephenson, Jr.,
State Engineer,
Boise, Idaho.

Dear sir,---

In enclose herewith proof in Permit No. 4357, Conant
Creek Canal Co. same having been taken this day before me.

Yours truly,

A handwritten signature in dark ink, appearing to read "F. X. Dolenty", written over a horizontal line.

4357

PERMIT NO. 4357.

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. E. G. Baird, 44 years, Lillian, Idaho, farmer, Lillian, Ida.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. Conant Creek Canal Co.; Farnum, Idaho; Vice President; By resolution of Board of directors duly passed.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. 4357 Feb. 15, 1909. 25 cu. ft. per second of time, Conant Creek, SE $\frac{1}{4}$ NE $\frac{1}{4}$ sec. 28, T. 8 N. R. 44 EBM, Fremont County, Idaho

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation and domestic use.

A part of the NE $\frac{1}{4}$, nearly all of NW $\frac{1}{4}$ part of SW $\frac{1}{4}$ Sec 22,
parts of NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ sec. 37; practically all of sec. 34, part of
NE $\frac{1}{4}$, SE $\frac{1}{4}$, sec. 33, nearly all of sec. 38, All of secs 19, 20, 21,
S $\frac{1}{2}$ sec. 18, part of S $\frac{1}{2}$ sec. 17, Small part S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ sec 16,
S $\frac{1}{2}$ SW $\frac{1}{4}$ sec 15; N $\frac{1}{2}$ and part of N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ sec 29, nearly all N $\frac{1}{2}$
Sec. 30 in T. 8 N. R. 43 EBM;
Part of SE $\frac{1}{4}$ sec. 13, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, and part of NW $\frac{1}{4}$ sec. 34;
Part of S $\frac{1}{2}$ NW $\frac{1}{4}$, part of NW $\frac{1}{4}$, all S $\frac{1}{2}$ sec. 33, small strip along North
line of secs 35 & 36 in Township 8 N. R. 43 EBM.

Ans. Works fully completed and comply fully with requirement of permit.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Dam and ditch; Dam 5 ft. high, 20 ft. long on top, 16 $\frac{1}{2}$ long on bottom, built of sawd timber and rock; head gate 16 $\frac{1}{2}$ feet long by 5 ft. high; ditch 12 ft. wide on bottom.

(Sign here.)

W. G. Baird
as Vice Pres. Conant Creek Canal Co.

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 Ashton, County

of Fremont, State of Idaho, on this 9th day of August, A. D. 1909.

Notary Public.

4357

PERMIT NO. 4357.

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. W. G. Baird, 44 years, Lillian, Idaho, farmer, Lillian, Ida.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. Conant Creek Canal Co.; Farnum, Idaho; Vice President; By resolution of Board of directors duly passed.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. 4357 Feb. 15, 1909. 25 cu. ft. per second of time, Conant Creek, SE 1/4 Sec. 16, T. 1 N., R. 1 E., S. 1 E.

Ashton, Idaho

a

Ashton State Bank, Limited

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Water turned into works June 1st, 1909, to full extent of permit, in addition to old appropriation.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Works fully completed and comply fully with requirement of permit.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Dam and ditch; Dam 3 ft. high, 20 ft. long on top, 16 1/2 ft. long on bottom, built of sawd timber and rock; head gate 16 1/2 feet long by 5 ft. high; ditch 12 ft. wide on bottom.

(Sign here.)

W. G. Baird

as Vice Pres. Conant Creek Canal Co.

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 Ashton, County of Fremont, State of Idaho, on this 9th day of August, A. D. 1909.

[Signature]
Notary Public.

4357

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT No. 4357.

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. J. H. Hill, 26 years, Farnum, farmer, Farnum, Idaho.

Ques. 2. Are you acquainted with Conant Creek Canal Co., the holder of Permit No. 4357, authorizing the diversion of 25 second-feet of the waters of Conant Creek, at SE $\frac{1}{4}$ NE $\frac{1}{4}$ sec. 28, T. 8 N. R. 44 EBM for irrigation & domestic purposes? How long have you known him, and where does he reside?

Ans. Since organization in June 1902, office Farnum, Idaho.

Ques. 3. Have you read or heard read said Permit No. 4357, and are you familiar with its terms and conditions?

Ans. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes. Agricultural in character. 1250 acres requiring 25 cu. ft. per second of time. List of lands as follows:-

A part of the NE $\frac{1}{4}$, nearly all of NW $\frac{1}{4}$ part of SW $\frac{1}{4}$ sec. 22, parts of NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ sec. 27; practically all of sec. 34, part of NE $\frac{1}{4}$, SE $\frac{1}{4}$, sec. 33, nearly all of sec. 28, All of secs 19, 20, 21, S $\frac{1}{2}$ sec. 18, part of S $\frac{1}{2}$ sec. 17, Small part S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ sec 16, S $\frac{1}{2}$ SW $\frac{1}{4}$ sec 15, N $\frac{1}{2}$ and part of N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ sec 29, nearly all N $\frac{1}{2}$ Sec. 30 in Tp 8 N. R. 43 EBM;

Part of SE $\frac{1}{4}$ sec. 13, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, and part of NW $\frac{1}{4}$ sec. 24; Part of S $\frac{1}{2}$ NE $\frac{1}{4}$, part of NW $\frac{1}{4}$, all S $\frac{1}{2}$ sec. 23; small strip along North line of secs 25 & 26 in Township 8 N. R. 43 EBM.

30 ft. long on top; head gate 13 $\frac{1}{2}$ ft. wide x 5 ft high; ditch 12 ft. wide on bottom, all built in good workmanlike manner. Material sawed timbers, rock and earth. Capacity 55 cu. ft. per second of time.

(Sign here.)

J. H. Hill

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 Ashton, County of Fremont, State of Idaho, on this 9th day of August, A. D. 1903.

A. D. 1903

RECEIVED

1903

NOTARY PUBLIC

Notary Public.

4357

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT No. 4357.

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. J. H. Hill, 26 years, Farnum, farmer, Farnum, Idaho.

Ques. 2. Are you acquainted with Conant Creek Canal Co., the holder of Permit No. 4357, authorizing the diversion of 25 second-feet of the waters of Conant Creek, at SE 1/4 sec. 28, T. 21 N. R. 44 E. B. M. for irrigation & domestic purposes? How long have you known him, and where does he reside?

Ans. Since organization in June 1902, office Farnum, Idaho.

and are you familiar with its location, Ashton, Idaho.

Ashton State Bank, Limited

F. X. DOLENTY

GEO. HARRIGFIELD, VICE-PRESIDENT

F. BOWENMAN, PRESIDENT

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Consist of dam, ditch and head gate; head ^{dam} gate 3 ft. high and 30 ft. long on top; head gate 13 1/2 ft. wide x 5 ft. high; ditch 12 ft. wide on bottom, all built in good workmanlike manner. Material sawed timbers, rock and earth. Capacity 55 cu. ft. per second of time.

(Sign here.)

J. H. Hill

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 Ashton, County

of Fremont, State of Idaho, on this 9th day of August, A. D. 1902.

A. D. 1902

Notary Public.

4357

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT NO. 4357.

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Brig. Murdock, 38 years, Farmer, ~~kikik~~ Farnum, Farnum, Idaho.

Ques. 2. Are you acquainted with Conant Creek Canal Co., the holder of Permit No. 4357, authorizing the diversion of 25 second-feet of the waters of Conant Creek, at SE $\frac{1}{4}$ NE $\frac{1}{4}$ sec. 22, T. 8 N. R. 42 EBM for irrigation & Domestic purposes? How long have you known him, and where does he reside?

Ans. Since Organization June 1902, office at Farnum, Idaho.

Ques. 3. Have you read or heard read said Permit No. 4357, and are you familiar with its terms and conditions?

Ans. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes. Land agricultural. water required to irrigate 1350 acres 25 cu. ft. per second of time as per list of lands attached:-

A part of the NE $\frac{1}{4}$, nearly all of NW $\frac{1}{4}$ part of SW $\frac{1}{4}$ sec. 22, parts of NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ sec. 27; practically all of sec. 34, part of NE $\frac{1}{4}$, SE $\frac{1}{4}$, sec. 33, nearly all of sec. 28, All of secs 19, 20, 21, S $\frac{1}{2}$ sec. 13, part of S $\frac{1}{2}$ sec. 17, Small part S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ sec 16, S $\frac{1}{2}$ SW $\frac{1}{4}$ sec 15; N $\frac{1}{2}$ and part of N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ sec 29, nearly all N $\frac{1}{2}$ Sec. 30 in Tp 8 N. R. 43 EBM;

Part of SE $\frac{1}{4}$ sec. 13, NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, and part of NW $\frac{1}{4}$ sec. 24;

Part of S $\frac{1}{2}$ NE $\frac{1}{4}$, part of NW $\frac{1}{4}$, all S $\frac{1}{2}$ sec. 23; small strip along North line of secs 25 & 26 in Township 8 N. R. 42 EBM.

top; head gate 16 $\frac{1}{2}$ ft. wide by 5 ft high; ditch 12 ft wide on bottom.

All built in good substantial manner, of sawed timbers, rock and dirt.

Capacity 55 cu. ft. per second of time.

(Sign here.)

Brig Murdock

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 Ashton, County

of Fremont, State of Idaho, on this 9th day of

August

A. D. 1902

Notary public.

4357

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT No. 4357.

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Brig. Murdock, 38 years, Farmer, ~~xxxxx~~ Farnum, Farnum, Idaho.

Ques. 2. Are you acquainted with Conant Creek Canal Co., the holder of Permit No. 4357, authorizing the diversion of 25 second-feet of the waters of Conant Creek, at ~~SE 1/4~~ sec. 22, T. 2N. R. 4E. for Irrigation & Domestic purposes? How long have you known him, and where does he reside?

Ans. Since Organization June 1902, office at Farnum, Idaho.

Ques. 3. Have you read or heard read said Permit No. 4357, and are you familiar with its terms and conditions?

Ans. Yes

Are you acquainted with the land proposed to be irrigated of Ashton, Idaho.

Ashton State Bank, Limited

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Consist of Dam, head gate and ditch; 3 ft. high 20 ft. long on top; head gate 16 1/2 ft. wide by 5 ft high; ditch 12 ft wide on bottom. All built in good substantial manner, of sawed timbers, rock and dirt. Capacity 55 cu. ft per second of time.

(Sign here.)

Brig. Murdock

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 Ashton, County of Fremont, State of Idaho, on this 2th day of August, A. D. 1902.

Notary public.

4357

Tp 8.11 R 42 E



Report of Engineer

1. State name of applicant and number of permit: *Conant Creek Canal Co., 4357* Permit
 2. State source of water supply: *Conant Creek*
 3. Location of point of diversion: *SE 4 NE 4 Sec. 28, Tp 8 N. R. 44 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: *17 feet*
 (b) Width at water line: *16 feet*
 (c) Depth of water: *4 feet*
 (d) Grade per mile: *1 foot*

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

There is at this time about 60 second feet of water flowing through same

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each

forty acre tract *A part of NE 4, Nearly all of NW 4, Part of SW 4 Sec. 22, parts of NW 4, SW 4, SE 4 Sec. 27. Nearly all Sec. 34, part of NE 4, SE 4, Sec. 33, Nearly all Sec. 28, all of Secs. 17, 20, 21, S 2, Sec. 18, part of S 2, Sec. 17, Small part of S 2 SE 4, SE 4 SW 4, Sec. 16, S 2 SW 4, Sec. 15, N 2 and part of*

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: *N 2 of SE 4, NE 4 SW 4, Sec. 29; Nearly all N 2 Sec. 30. Tp 8 N. R. 43 E;*

Part of SE 4 Sec. 13; NE 4, SE 4, SW 4, and part of NW 4 Sec. 24; Part of S 2 NE 4, part of NW 4, all S 2 Sec. 23; Small strip along North line of Secs. 25 & 26 in Tp. 8 N. R. 42 E. B.M. nearly all under cultivation

E. O. Webster
 Water Commissioner
 1st Div

STATE OF IDAHO,

County of _____

} ss.

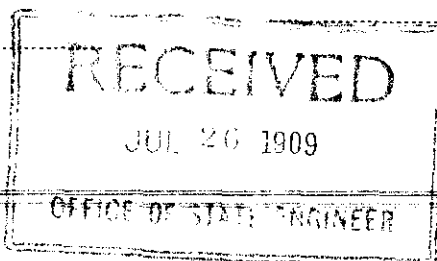
July 8 1909.

_____, 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 _____ 190_____.

My Commission Expires _____

Notary Public.



4357

June 30, 1909.

P34mit 4357.

W.G. Baird, Acting Secretary
Conant Creek Canal Co.,
Lilliam, Idaho.

Sir:-

Replying to your letter of the 28th inst. relative to examination of works under above permit would say that the Water Commissioners are now required to make all examinations and Mr. J. O. Webster, of Idaho Falls, Water Commissioner of the 1st Division, has accordingly been notified of above permit .

Trusting this will be satisfactory, I am

Very truly yours,

State Engineer.

By..

4357

RECEIVED

JUN 30 1909

OFFICE OF STATE ENGINEER

Lillian, Idaho, June 28-09
State Engineer, Jas. Stephenson Jr.,

Dear sir, I replying to your
favor of 22, inst. will say we would
like you to name S. A. Bond of
Chester, Idaho as engineer to
examine the construction work
of our canal

Yours very respectfully the
Conant Creek Canal Co.,
per W. G. Baird acting secy.

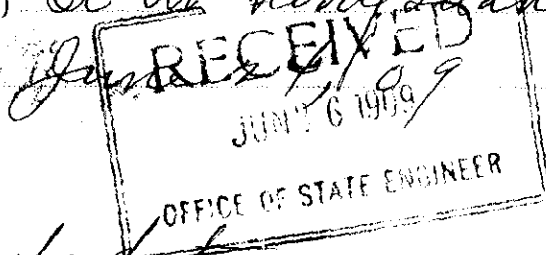
4357

4357

(Place)

(Date)

St Anthony Idaho



State Engineer, Boise, Idaho.

Dear Sir:

I have your letter of *recent date* enclosing Notice of Completion of Works under Permit No. *4357* which will be published as you request, beginning with our issue of *June 24, 09*

The Teton Peak Chronicle

4357

NOTICE OF PUBLICATION

Notice is hereby given that at 11 A. M., on the 9th day of August,
 1909, at Ashton County of Fremont State of Idaho,
 before F. K. Dolenty, M.P. proof will be submitted of the completion of works for the
 diversion of 25 cubic feet per second of the waters of Conant Creek
 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 ~~incorporation~~ holding said permit is Conant Creek Canal Company
2. The postoffice address of such person or the place of business of such corporation is Farmum County of Fremont State of Idaho.
3. The number of such permit is 4357, and the date set for the completion of such work is August 15, 1909.
4. Said water to be used for irrigation & domestic 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 25 cubic feet per second.

6. The amount of lands for which said water is available is 2500 acres,
 particularly described as follows: NW4, NW4 & SW4 Sec. 22, NE4, NE4 Sec. 27, part of Sec. 34,
NE4, SE4 Sec. 33, nearly all Sec. 29, all of secs. 19, 20, 21, S2 Sec. 18, part S2 Sec. 17,
part S2 SE4 SE4, SE4 SW4 Sec. 16, S2 NW4 Sec. 15, N2 & part of N2SE4, NE4 SE4 Sec. 29,
nearly all N2 Sec. 30, Tp. 6 N., R. 43 E., S. 13, NW4, SW4 & part NW4 S. 24,
part S2 NE4, part NW4, all S2 S. 23, part secs. 25 & 26, Tp. 8 N., R. 42 E.

Jas. Stephenson, Jr.

State Engineer.

4357

June 22, 1909.

Re permit 4347.

J. O. Webster, Water Commissioner
Idaho Falls, Idaho, R.D.#5.

Sir:-

J. E. Morrison, president of the Conant Creek Canal Co., of Farman, Fremont Co., Idaho, the holder of Permit No. 4357, authorizing the diversion of 25 second feet of the waters of Conant Creek, desires to make proof of completion of the works of diversion on August 9, 1909. Will you, therefore, please arrange with the holder of said permit for an examination of the works of diversion and render me a report on same before the date fixed for proof.

Very truly yours,

State Engineer.

By....

4357

RECEIVED

JUN 23 1909

OFFICE OF STATE ENGINEER

Farmington, Idaho, June 18, 09
State Engineer, Dear Sir
In reply to your favor of 11th inst,
I will say that we will make proof
of completion of work on Conant
Creek Canal August 9th, at 2 P.M.
August 9, 1909 before F. X. Dolitz
In Ashton, Idaho.

I omitted this information in
the first blank but that was followed
by a letter giving said information
Then I received another blank
which I filled out and sent by
registered mail. Trusting this may
reach your office in time to allow for
the required 6 weeks advertising I remain
very respectfully, John E. Morrison
over 3257

Witnesses will be W. G. Baird
and J. E. Morrison of Lillian, Ida
and Brig. Murdock of Farnum
Idaho.

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.
STATE ENGINEER

INSTRUCTIONS.

Proof of Completion of Works.

Boise, Idaho, June 22, 1909.

J.E. Morrison, Pres.
Conant Creek Canal Co.,
Farnum, Idaho.

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works under your permit No. 4357.

Depositions 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 August 9, 1909, the date set for the proof of completion of works, the enclosed deposition forms (~~one~~^{one} for permit holder and ~~two~~^{two} each for two witnesses) should be filled out and sworn to, at Farnum, before F. N. Dolenty, N.P.

2. To complete the proof, it is also necessary that an examination be made of the works as constructed, which examination must be under the authority of the State Engineer. It is the desire to make this expense as light as possible to the permit holder. Will you therefore give me the name of a competent engineer, or surveyor, in your neighborhood who could do this work with as little expense as possible to you? Upon receipt of name of such engineer or surveyor I will authorize him to do the work. The examination should be made on or before the date set for the proof.

3. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$5.00. When these have been received, together with report of examining engineer, if everything is properly executed, Certificate of Completion of works will issue.

Yours truly,

JAS. STEPHENSON, Jr.,

State Engineer.

June 17, 1909.

Permit 4357.

J.D.Morrison, Pres.
Comant Creek Canal Co.,
Farmun, Idaho.

Sir:-

In looking over the notice for proof under above ~~permit~~preparatory to sending out publication notice, I find that neither the place at which proof is to be ~~taken~~ nor the name of the officer before whom proof is to be taken has been given. ~~if~~you will send me this information as soon as convenient to you, notice for publication will be sent out and deposition blanks will be mailed you.

Very truly yours,

State Engineer.

By...

4357

A part of the NE $\frac{1}{4}$, nearly all of the NW $\frac{1}{4}$, part of SW $\frac{1}{4}$ sec. 22, part of NW $\frac{1}{4}$, SE $\frac{1}{4}$ sec. 27, practically of sec. 34, part of NE $\frac{1}{4}$, SE $\frac{1}{4}$ sec. 33, nearly all sec. 28, all of sections 19, 20, 21, S $\frac{1}{2}$ sec. 18, part S $\frac{1}{2}$ sec. 1, small part of S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ sec. 16, S $\frac{1}{2}$ SW $\frac{1}{4}$ sec. 15, N $\frac{1}{2}$ and part of N $\frac{1}{2}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, sec. 29, nearly all N $\frac{1}{2}$ sec. 30 in Tp 8 n R 43 E B M.

Part of S $\frac{1}{2}$ sec. 13, NE $\frac{1}{4}$, ~~all S $\frac{1}{2}$~~ SW $\frac{1}{4}$, and part of NW $\frac{1}{4}$ sec. 24. Part of S $\frac{1}{2}$ NE $\frac{1}{4}$, part of NW $\frac{1}{4}$, all of S $\frac{1}{2}$ sec. 23 small strip along north north-line of sec's 25 & 26 in Tp. 8 north, R. 42 E. B. M.

This entire tract is shown properly on map which was filed in your office last February,

P. S. we recommend S. A. Bond of Chester, Idaho, to represent the State Engineer to examine works.

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.)

RECEIVED

JUN - 1 1909

OFFICE OF STATE ENGINEER

(P. O.)

Farmington

(Date)

June 2, 1909

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

DEAR SIR: Notice is hereby given that at 11 A.M. on the 9th day of August 1909 at Ashtabula County of Fremont

State of Idaho, before F X Doherty proof will be submitted of the completion of works for the diversion of Twenty five (25) cubic feet per second of the waters of Conant Creek 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 Conant Creek Canal Company Ltd.
2. The postoffice address of such such person or the place of business of such corporation is Farmington County of Fremont State of Idaho.
3. The number of such permit is 4357 and the date set for the completion of such work is August 15, 1909
4. Said water to be used for Irrigation and domestic 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 Twenty five (25) cubic feet per second.
6. The amount of lands for which said water is available is 2500 acres, particularly described as follows:

(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.

We desire that the above notice be published, according to law, in the Etowah Peak Chronicle of St. Anthony published in the county in which said works are situated; the expense of which publication will be borne by Conant Creek Canal Co. Ltd.

(Signature)

John E. Harrison (President)

W. G. Baird

Brig. Murdock

No.

Notice of Proof of Completion of Works

Received

Date of Proof

Place

Notice sent to

for publication on



June 1, 1909.

Re permit 4357.

J. E. Morrison, Pres.
Conant Creek Canal Co.,
Farmers, Idaho.

ir:-

I am just in receipt of your letter of the 26th ult., inclosing notice of proof of completion of works under above permit. In reply would say that the difference in the grade will make no difference in the permit.

In regard to examination of works would say that at the last meeting of the Board of Irrigation it was decided to have the Water Commissioners make these examinations, without additional expense to the holder. Mr. J. O. Webster, of Idaho Falls, will therefore be notified in due time.

Trusting this will be satisfactory to you, I am

Very truly yours,

State Engineer.

By...

Farmington, Idaho, May 26, 1909

State Engineer Boise, Idaho, Dear sir, In looking over our permit (#4357) we see an error in the grade of our canal.

Our grade is 5.28 feet per mile instead of 1.10 feet per mile as is ^{stated} in our permit.

Yours very respectfully,
Conant Creek Canal Co Ltd
J. E. Morrison, President.

P.S. We would recommend S. A. Bond as a competent irrigation engineer to look over canal and works.

C. C. C. Co

RECEIVED
MAY 27 1909
STATE ENGINEER
BOISE, IDAHO

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.) Farmington

(Date) _____

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

DEAR SIR: Notice is hereby given that at 2 P.M. on the 9th day of August 1909 at Ashton County of Fremont State of Idaho, before T. X. Nolentz proof will be submitted of the completion of works for the diversion of twenty five (25) cubic feet per second of the waters of Conant Creek 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 Conant Creek Canal Co. Ltd.
2. The postoffice address of such such person or the place of business of such corporation is Farmington County of Fremont State of Idaho.
3. The number of such permit is 4357, and the date set for the completion of such work is August 15-1909
4. Said water to be used for Irrigation and Domestic 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 2500 Twenty five hundred cubic feet per second.
6. The amount of lands for which said water is available is _____ acres,

particularly described as follows:

A part of the NE $\frac{1}{4}$, nearly all of the NW $\frac{1}{4}$, part of SW $\frac{1}{4}$, sec. 22, parts of NW $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ sec. 27, practically all of sec. 34, part of NE $\frac{1}{4}$, SE $\frac{1}{4}$ sec. 33, nearly all sec. 28, all of sec. 19, 20, 21, S $\frac{1}{4}$ sec. 18, part of S $\frac{1}{2}$ sec. 19 small part of S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$ sec. 16, S $\frac{1}{2}$ SW $\frac{1}{4}$ sec. 15, N $\frac{1}{2}$ and part of N $\frac{1}{2}$ of SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ sec. 29; nearly all N $\frac{1}{2}$ sec. 30 in Tp. 8 north Range 43 East. B.M.

Part of SE $\frac{1}{4}$ sec. 13; NE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, and part of NW $\frac{1}{4}$ sec. 24 Part of S $\frac{1}{2}$ NE $\frac{1}{4}$, part of NW $\frac{1}{4}$, all N $\frac{1}{2}$ sec. 23, small strip along north line of sec. 25 ⁷²⁶ in Tp. 8 north, Range 42 east.

This entire tract is shown on map which was filed with State Engineer when applying for permit. 4357

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.) Farmington

(Date) _____

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

DEAR SIR: Notice is hereby given that at 2 P. M. on the 9th day of August

1909 at Ashton

County of Fremont

State of Idaho, before T. X. Volenty

proof will be submitted of the completion of works for the diversion of twenty five (25) cubic feet per second of the waters of Conant Creek

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 _____

Conant Creek Canal Co. Ltd.

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

Id.

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.

We desire that the above notice be published, according to law, in the Teton Peak Chronical of St Anthony published in the county in which said

works are situated; the expense of which publication will be borne by Conant Creek Canal Co. Ltd.

(Signature) John E. Morrison,

W. G. Baird

May 31, 1909.

Permit 4357, Conant Creek Canal Co.

W. G. Burd,
Farmum, Idaho.

Sir:-

Replying to your letter of the 28th inst., relative to above permit, would say that the notice for completion of works has not yet been received at this office. I am sending you herewith another blank to be filled out incase the first one has been lost in the mails.

Very truly yours,

State Engineer.

F105

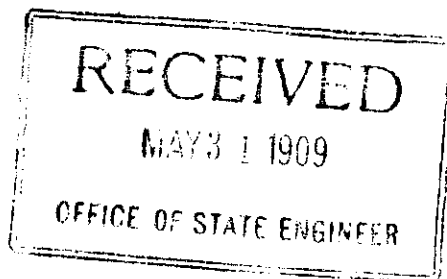
By...

4357

Farmington, Idaho, May 28, 1909
State Engineer, Boise, Idaho, Dear sir
In filling out the blanks making proof
of completion of works of Conant Creek
Canal we omitted stating who we would
make proof before.

We will make proof before F. X Dolenty,
Ashton, Idaho, a notary Public, at 11 A.M.
August 9, 1909. And we name as witnesses
John E. Morrison (president of Co.)
W. G. Baird, of Lillian and Brig Murdock
of Farmington, Idaho

Yours very respectfully
Conant Creek Canal Co.
W. G. Baird



4357

4257

JAS. STEPHENSON,

State Engineer.

4257

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
STATE ENGINEER

Boise, Idaho, February 19, 1909

Permit No. 4357
L.R. Thomas,
Blackfoot, Idaho

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.

JAS. STEPHENSON, Jr.,
State Engineer.

4357

