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SCANNED
MAR 10 2004

Fremont County *
Icehouse Creek *
5.66 sec. ft. *
Irrigation *
Priority-2-21-07 *

S T A T E O F I D A H O.

Water License No. 2599.

WHEREAS, On the 21st day of February, A. D. 1907, CHAS. H. SCOTT of Rea, County of Fremont and State of Idaho, duly made application (No. 3636) to me for a permit to use 6.4 cubic feet for second of the waters of Icehouse Creek, County of Fremont, State of Idaho, for irrigation and domestic purposes; and

WHEREAS, On the 9th day of March, A. D. 1907. Permit No. 2599 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 9th day of March, A. D. 1909, and for the application to beneficial use of said water on or before the 9th day of March, A. D. 1911, and,

WHEREAS, On the 18th day of January, A. D. 1908, the holder of said permit duly made proof of the completion of adequate works for the diversion of 6.4 cubic feet per second of said waters, as evidence by my Certificate No. 25 99, dated July 23, 1908, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 6.4 cubic feet per second of water, with day of Priority of February 21, 1907, and,

WHEREAS, On the 18th day of January, A. D. 1908, proof was duly made of the application to beneficial use of 5.66 cubic feet per second of said water;

NOW, THEREFOR, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to CHAS., H. SCOTT of Rea, Idaho, the holder and owner of said Permit No. 2599, a perpetual right, dating from February 21, 1907, to the use of 5.66 cubic feet per second of the waters of Icehouse 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 near center of southeast quarter of Section 26, Township 13 North, Range 41 East of Boise Meridian and conducted to and upon (80 acres in West half of northwest quarter, Sec. 32; 40 acres in northeast quarter of northeast quarter (NE4 NE4); 40 acres in northwest quarter of northeast quarter (NW4 NE4); 40 acres in southwest quarter of northeast quarter & 35 acres in southeast quarter of northeast quarter section 31; 28 acres in northeast quarter of northwest quarter Section 31 and 20 acres in southwest quarter of southeast quarter (SW4 SE4) Section 30; All in Township 13 North, Range 42 East of Boise Meridian, for the purpose of irrigation & 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.

(SEAL)

Recorded July 23, 1908.

WITNESS, My hand and the seal of my office at
Boise, Idaho, this 23rd day of July, A.D. Nineteen
Hundred and eight,
Jas. Stephenson, Jr., State Engineer.

21 2008

No.3636

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant - Chas. H. Scott

Postoffice address: P.O. Rea

County - Fremont

2. The quantity of water claimed is 6.4 cu ft. per second.

3. Source of water supply Icehouse creek

- County of Fremont

4. Location of point of diversion the $W\frac{1}{4}$ of $S\frac{1}{2}$ of $SE\frac{1}{4}$ of Sec. 26, Tp. 13 N. R. 41 E.B.M.

5. To be used for:

I. Irrigation and domestic use:

(a) Number of acres to be irrigated 320 acres.

(b) In the following legal subdivisions $SW\frac{1}{4}$ $SE\frac{1}{4}$ Sec. 30, $NE\frac{1}{4}$ $NW\frac{1}{4}$ and $NE\frac{1}{4}$ Sec. 31, and $W\frac{1}{2}$ $NW\frac{1}{4}$ Sec. 32, Towp. 13 N. R. 42 E.

6. Estimated cost of works From three to four hundred dollars.

7. Description of works for diversion:

I. Kind of works - A Dam

II. Dimensions of works:

(a) Height of dam 2 feet, length of dam at top 15 feet, length of dam at bottom 15 feet, material used in construction - stone

(c) Size of headgate, width 4 feet, height 2 feet.

(d) Ditch (flume or pipe) width at bottom 6 feet, width at water line 8 feet. depth of water $1\frac{1}{2}$ feet. Average grade per mile is 2 feet. Length of ditch is $2\frac{1}{2}$ miles, and it crosses the following quarter sections - the $SW\frac{1}{4}$ Sec. 26, $S\frac{1}{2}$ Sec. 25 to Sec. 31 which is the point of intended use.

8. Time required for the completion of the construction of such work is 2 years.

9. Time required for the complete application of the water to the proposed use is 2 years.

APPROVAL OF STATE ENGINEER .

The number of this permit is 2599

Date of first receipt of application 9:00 a.m. February 21, 1907.

Returned to applicant for correction February 21, 1907.

Corrected application received March 2, 1907.

Recorded in Book 8. Page 2599. Approved March 9, 1907.

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 May 8, 1907, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before March 9, 1908.

The whole of said work to be completed on or before March 9, 1909.

The time for the proof of beneficial use of water appropriated in accordance herewith to extend to March 9, 1911.

Witness my hand this 9 day of March, 1907.

Jas. Stephenson, Jr.

State Engineer.

Blank notice of proof of completion and beneficial use mailed applicant November 16, 1907.
 Notices received December 5, 1907, fixing January 18, 1908, as date and St. Anthony as place of proof.
 Notice for publication mailed Teton-Peak Chronicle December 6, 1907.
 Deposition blanks mailed applicant December 6, 1907.
 Affidavit of publication, depositions and fees received January 25, 1908.
 W. H. Heller authorized March 10, 1908, to make examination of works.
 His report received April 11, 1908.
 Certificate and License issued July 23, 1908.

 Permit No. 2599.

Certificate of Completion of Works.

To All Whom it May Concern:

This is to certify that CHAS. H. SCOTT of Rea, County of Fremont, and State of Idaho, the holder of Permit No. 2599, issued upon Application No. 3636, bearing date of priority of February 21, 1907, authorizing the diversion of 6.4 second feet of the waters of Icehouse 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 6.4 second feet of the waters of Icehouse Creek that the point of Diversion of said waters is in center of southeast quarter of Section 26, Township 13 North, Range 41 East of Boise Meridian and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southwest quarter of southeast quarter Section 30; northeast quarter of northwest quarter and northeast quarter of Section 31; west half of northwest quarter of Section 32, Township 13 North, Range 42 East of Boise Meridian. Witness my hand this 23rd day of July A. D. 1908.

Jas. Stephenson, Jr., State Engineer of the State of Idaho.

License issued for 5-66 second fee \$9.24