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V

Lemhi County *
Mahoghany Springs *
4 of 1 sec.ft. *
Irrigation *
Priority 12/16/04 *

STATE OF IDAHO
Water License No. 363.

WHEREAS, On the 7th day of December, A. D. 1903, LILLIE MAY KIRKPATRICK of Patterson, County of Lemhi and State of Idaho, duly made application (No. 558) to me for a permit to use 4/5 of 1 cubic foot per second of the waters of Mahoghany Springs, County of Lemhi, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 7th day of December, A. D. 1903, Permit No. 363 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 7th day of December, A. D. 1905, and for the application to beneficial use of said water on or before the 7th day of December, A. D. 1906, and,

WHEREAS, On the 15th day of November, A. D. 1905, the holder of said permit duly made proof of the completion of adequate works for the diversion of 4/5 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 363, dated February 17, 1906, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 4/5 of 1 cubic foot per second of water, with date of priority of December 7, 1903, and,

WHEREAS, On the 16th day of December, A. D. 1907, proof was duly made of the application to beneficial use of .64 of 1 cubic foot per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to LILLIE MAY KIRKPATRICK of Patterson, Idaho, the holder and owner of said Permit No. 363, a perpetual right, dating from December 16, 1904, to the use of .64 of 1 cubic foot per second of the waters of Mahoghany Springs, in the County of Lemhi 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 Northwest quarter of Northwest quarter (NW4 NW4) Section 16, Township 14 North, Range 23 East of Boise Meridian and conducted to and upon (32 acres in Southeast quarter of Northwest quarter Section 17, Township 14 North, Range 23 East of Boise Meridian, 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
(SEAL) 30th day of December, A.D. Nineteen Hundred and seven.

Recorded December 30, 1907. Jas. Stephenson, Jr.
State Engineer.

Record of Application

73-2004

1. Name of applicant Billie May Kirkpatrick
 Postoffice address: P. O. Patterson, Idaho
 County Bemhi

I. If applicant is a corporation give

- (a) Date and place of incorporation
 (b) The amount of capital stock
 (c) The amount paid in
 (d) The names and addresses of directors

II. The financial resources of the applicant are:

- (a) Cash on hand
 (b) Treasury stock
 (c) Bonds to be issued
 (d) Other resources

2. The quantity of water claimed is 4/5 cubic feet per second

3. Source of water supply Mahogany Spring

4. Location of point of diversion SW 1/4 NW 1/4 of Sec. 16, in Township 14 N of R. 23 East

5. To be used for:

I. Irrigation and domestic use: and other beneficial purposes.

- (a) Number of acres to be irrigated 40 acres
 (b) In the following legal subdivisions SE 1/4 NW 1/4 of Sec. 17 in Twp. 14 N of R. 23 East

II. Mining, power, manufacturing or transportation purposes:

- (a) To be used for
 (b) Amount, of power to be generated horse power
 (c) At what point
 (d) If water is to be returned to stream, ("yes" or "no")
 (e) If "yes" at what point

6. Estimated cost of works \$200

7. Description of works for diversion:

I. Kind of works (reservoir, dam, ditch, flume, pipes or otherwise) Dam & Ditch

II. Dimensions of works:

- (a) Height of dam 2 feet, length of dam at top 6 feet
 length of dam at bottom 5 feet, material used in construction
 (wood, earth, stone or concrete) wood, earth and stone
 (b) Capacity of reservoir acre feet.
 (c) size of headgate, width 2 feet, height 1 feet.
 (d) Ditch (flume or pipe) width at bottom 1 feet, width at water
 line 1 1/2 feet, depth of water 1 feet. Average
 grade per mile is 100 feet. Length of ditch is one half
 miles, and it crosses the following quarter sections SE 1/4 NW 1/4 of Sec. 17 in Twp. 14

North of Range 23 East
 to the SE 1/4 NW 1/4 of Sec. 17 in Twp. 14 N of R. 23 East which is the point of intended use.

the State of Idaho. No. 557.

for Permit to Appropriate

8. Time required for the completion of the construction of such work is _____ 2 _____
years. (The time must in no case exceed five years after date of approval of application.)

9. Time required for the complete application of the water to the proposed use is _____ 2 _____
years. (The time must in no case exceed four years after the date set for the completion of works as defined
in Section 8.)

Remarks:

APPROVAL OF STATE ENGINEER.

The number of this permit is 362.

Date of first receipt of application 8 a.m., Dec. 7, 1903.

Returned to applicant for correction 190

Corrected application received 190

Recorded in Book — 2, — Page 362.

Approved Dec. 7th, 1903.

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:

One-fifth of the work above specified to be completed on or before Dec. 7th, 1904.

The whole of said work to be completed on or before Dec. 7th, 1905.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to Dec. 7th, 1907.

Witness my hand this Seventh day of December, 1903.

Mayne Darlington,
State Engineer.

Form 103, Notice of Proof of Completion of Works mailed applicant September 1, 1905

the Public Waters of

APPROVAL OF STATE ENGINEER.

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Date of first receipt of application 8 A.M., Dec. 7, 1903.

Returned to applicant for correction 1903.

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The whole of said work to be completed on or before Dec. 7th, 1905.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to Dec. 7th, 1906.

Witness my hand this Seventh day of December, 1903.

Mayne Darlington
State Engineer.

Form 103, Notice of Proof of Completion of Works mailed applicant September 1, 1905
Notice of Proof of Completion of Works received September 28, 1905, fixing November 15, 1905, as the date and May, Idaho as the place of proof.
Notice for publication mailed Lemhi Herald, Salmon, Idaho, and deposition blanks mailed applicant October 10, 1905.
Mr Valentine Maelzer, May, Idaho, authorized October 10, 1905, to make examination of works.
Depositions of holder and two witnesses, report of examiner, and fee of \$5.00 received November 20, 1905.
affidavit of publication of notice received November 29, 1905.
Report of Mr Maelzer returned November 29, 1905 for additional information as to point of diversion. Report returned February 17, 1906.
Certificate of Completion of Works issued February 17, 1906.

Point of Diversion has been moved upstream, bringing it in the N.W. 4 of N.W. 4 of Sec. 16, Twp. 14 N. R. 23 E.B.M. instead of in S.W. 4 of NW 4 said Sec, T. and R.
Form 121. Notice of Proof of Application of Water to Beneficial Use mailed applicant Sept 1, 1906

Permit No. 363.

Certificate of Completion of Works.

To all Whom It May Concern:

This is to certify that **Lillie May Kirkpatrick** of **Patterson, County of Lemhi, and State of Idaho**, the holder of Permit No. 363, issued upon application No. 558, bearing date of priority of **December 7, 1903**, authorizing the diversion of **four-fifths of one second-foot of the waters of Mahogany Spring, County of Lemhi, State of Idaho**, at a point in the **N. 24 1/4 of N. 24 1/4 of Section 16, Township 14 North, Range 23 East of Boise Meridian**, 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 **four-fifths of one second-foot of water**; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: **Southeast Quarter (S. E. 1/4) of Northwest Quarter (N. W. 1/4) of Section Seventeen (17), Township Fourteen (14) North, Range Twenty-three (23) East of Boise Meridian.**

Witness my hand this **seventeenth day of February, A.D. 1906.**

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

License issued for 64/100 second feet

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WATER RIGHT NUMBER 73-2004

OWNER LAST NAME - KIRKPATRICK

FIRST NAME - LILLIE MAY

ORIG OWNER -

VERIFIED LGS

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - PATTERSON

STATE - ID ZIP CODE -

SOURCE - MAHOUGHANY SPRINGS

TRIBUTARY OF - SINKS

STAGE - LICENSE

STATUS -

PRIORITY - 12-16-1904 COUNTY - LEMHI

TOTAL DIV. RATE - .6400 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 73 DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNW 16 14N 23E LOT REDIV -

272.0 92.0 377.0 6.0 7.0 0.0 0.0 0.0 0.0 0.0 2.8

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

.6400 CFS USE DIV. VOLUME - .00 AFA

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.0000 CFS USE DIV. VOLUME - .00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 14N RNC 23E SEC 17 TRACT SENW LOT AC 32

DECREE NAME -

DATE -

TOTAL ACRES 32

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 363

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED LGS