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Bannock County *
Tagee, Horse Shoe, Salt Creeks *
Irrigation and Domestic use *
2.82 second feet *
Priority 8-19-1904 *

S T A T E O F I D A H O
Water License No. 787.

WHEREAS, On the 19th day of August A.D. 1904 JOHN G. MILLER, of Fairview, County of Uinta, and State of Wyoming, duly made application (No. 1113) to me for a permit to use 3.2 cubic feet per second of the waters of Tagee Creek, Horse Shoe Creek, Salt Creek and tributaries, County of Bannock, State of Idaho, for irrigation and domestic purposes; and

WHEREAS, On the 3rd day of September A.D. 1904 Permit No. 787 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 3rd day of September A.D. 1906 and for the application to beneficial use of said water on or before the 3rd day of September A.D. 1909, and,

WHEREAS, On the 1st day of September A.D. 1906 the holder of said permit duly made proof of the completion of adequate works for the diversion of 3.2 cubic feet per second of said waters, as evidenced by my Certificate No. 787, dated October 22, 1906, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 3.2 cubic feet per second of water, with date of priority of August 19, 1904, and,

WHEREAS, On the 1st day of September A.D. 1909 proof was duly made of the application to beneficial use of 2.82 cubic feet 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 JOHN G. MILLER, of Fairview, Wyoming, the holder and owner of said permit No. 787, a perpetual right, dating from August 19, 1904, to the use of 2.82 cubic feet per second of the waters of Tagee, Horse Shoe and Salt Creeks and tributaries, in the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted as follows: #1 in NE $\frac{1}{4}$ or NW $\frac{1}{4}$ of sec. 10, #2 in SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 3; #3 in SE $\frac{1}{4}$ NE $\frac{1}{4}$ sec. 9, T. 8 S.R. 46 E.B.M., and conducted to and upon (40 acres in northeast quarter of southwest quarter; 39 acres in southeast quarter of northwest quarter; 39 acres in northeast quarter of northwest quarter; 23 acres in northwest quarter of the northwest quarter; all in section 3, township 8 south, range 46 east of B.M., for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office, at Boise, Idaho, this 17th day of September, A.D. Nineteen Hundred and eight.

Jas. Stephenson, Jr.
State Engineer.

(SEAL)
Recorded September 17, 1908.

Record of Application

24-2004

19525 C&P STATE

1. Name of applicant

John L. Miller

Postoffice address: P. O.

Fairview

County

Winter State of Wyoming

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 - \$100,000.00 - mining business interest - \$1,000.00
- (b) Treasury stock
- (c) Bonds to be issued
- (d) Other resources

2. The quantity of water claimed is 3 and 1/5 cubic feet per second

3. Source of water supply Goose Creek, Goose Lake Creek, Salt Creek, and small tributaries in Carbon County, Idaho.

4. Location of point of diversion Baker - 5th N. 22nd W. 3rd E. Sec. 10, T. 8 N. 4 E. S. R. 46 E. - 28th N. + 29th S. from 5th W. N. 4th N. 4th Sec. 10, 3rd + R. as above - Miller Creek - 40th N. + 20th W. from 5th W. Sec. 3 3rd E. 8th Range.

5. To be used for:

I. Irrigation and domestic use:

- (a) Number of acres to be irrigated - One Hundred Sixty acres
- (b) In the following legal subdivisions Lots 3 + 4, S. E. 1/4 N. 4th + N. E. 1/4 S. 4th of Sec. 3, 3rd E. S. R. 46 E. East B. M.

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 \$350.00

7. Description of works for diversion:

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

II. Dimensions of works: Note as indicated on plat

(a) Height of dam 2 feet, length of dam at top 16 feet

length of dam at bottom 4 feet, material used in construction

(wood, earth, stone or concrete) - earth and wood

(b) Capacity of reservoir acre feet.

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

(d) Ditch (flume or pipe) width at bottom 3 feet, width at water

line 10 feet, depth of water feet. Average

grade per mile is 27 feet. Length of ditch is 1

miles, and it crosses the following quarter sections: N. 4th and N. E. 1/4 of Sec. 10, S. 4th of

S. E. 1/4 S. 4th S. R. 46 E.

to N. E. 1/4 S. 4th + Sec. 3 E. S. R. 46 E. which is the point of intended use.

State of Idaho.

No. 1113.

or Permit to Appropriate

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PRINTING CO., BOISE, IDAHO.

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

The Standishson-Lake ditch, appropriating $\frac{3}{5}$ of a second foot of water from Horse Shoe Creek and $\frac{1}{5}$ of a second foot from Salt Creek diverts water by means of a small, temporary diverting dam at point of diversion on Horse Shoe Creek. Ditching ditch at bottom and at water line 5 ft. depth of water 1 ft. grade about 1 in. 20 ft. It is about 12 miles long and crosses S.E. $\frac{1}{4}$ of T. 2 E. of Sec. 9, N.W. $\frac{1}{4}$ of Sec. 10 and W. $\frac{1}{2}$ of Sec. 3 T. 8 S. R. 46 E. to lands to be irrigated.

The lower ditch from Tasee Creek, appropriating $\frac{4}{5}$ of one second foot of water, has bottom width of 2 ft., top width of 2 $\frac{1}{2}$ ft., depth of 1 ft., with fall of about 3 ft. to the mile, and lies wholly within land proposed to be irrigated.

the Public Waters of the

APPROVAL OF STATE ENGINEER.

The number of this permit is 786.

Date of first receipt of application E. A. M. August 18 1904.

Returned to applicant for correction 190.

Corrected application received 190.

Recorded in Book 3 Page 786.

Approved September 3 1904.

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 March 3, 1907.

The whole of said work to be completed on or before September 3, 1907.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to September 3, 1907.

Witness my hand this thirteenth day of September 1904.

Mayne Luskington
State Engineer.

the Public Waters of the

APPROVAL OF STATE ENGINEER.

The number of this permit is 757
Date of first receipt of application 8 a.m. August 19, 1904
Returned to applicant for correction 190.....
Corrected application received 190.....
Recorded in Book Page 757
Approved September 3, 1904

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: September 3, 1905.

The whole of said work to be completed on or before: September 3, 1906.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to September 3, 1926.

Witness my hand this third day of September 1904

Thomas W. McCallister
State Engineer.

Form. 103. Notice of Proof of Completion of Works mailed applicant June 1, 1906
Notice of Proof of Completion received, July 12, 1906 fixing Montpelier Idaho as the place and September 12 as the date of proof. Notice of Publication sent to Pocatello Tribune July 23, 1906 and same day blanks were sent to applicant for depositions of holder and witnesses. Depositions of Holder and witness received September 7, 1906 also fee of \$500 same day Affidavit of Publication received September 24, 1906. Report of D. W. Ross received August 16, 1906. All Papers being in and found all right Certificate of Completion was issued October 22nd 1906

Permit No 787

Certificate of Completion of Works

To All Whom It May Concern:

This is to certify that John S. Miller of Fairview, County of Uinta, and State of Wyoming, the holder of Permit No 787, issued upon Application No 1113, bearing date of priority of August 19, 1904, authorizing the diversion of three and one-fifth second-foot of the waters of Pagee, Horse Shoe, North and South creeks, County of Bannock, State of Idaho, at (see below) 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 work of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use three and one-fifth second-foot of water; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lots 3 and 4, S E $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3; Township 8 South Range 46 East of Boise Meridian Point of diversion Ditch from Horsehoe creek S. $18^{\circ}15'W$ $\frac{1}{4}$ 1620 feet from corner common to Sections 3, 4, 9 and 10, Tps 8 S., R 46 E. B.M.

Point of diversion Ditch No. 1 from Pagee creek S. $17^{\circ}45'W$. 875 feet from $\frac{1}{4}$ corner between Sections 3 and 10, Tps. 8 S., R 46 E. B. M.

Point of diversion Ditch No. 2. from Pagee creek S. $47^{\circ}07'E$ 2522 feet from Northwest corner Section 3, Tps. 8 S., R. 46 E. B. M.

Point of diversion Ditch from Salt Creek at intersection of said creek and ditch from Horsehoe creek, in NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3, Tps. 8 South, Range 46 East of Boise Meridian

Point of diversion Ditch from North Creek in NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 3, Tps. 8 S., R. 46 E. B. M.

Point of diversions ditch from South Creek at intersection of said creek and Ditch No 1 from Pagee creek, in NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3, Tps. 8 S., R 46 E. B. M.

Capacities of ditches as follows

Horsehoe creek	$\frac{3}{5}$ sec. ft	Salt creek	$\frac{1}{5}$ sec ft
Pagee creek ditch No 1	$1\frac{1}{5}$ sec ft	North creek	$\frac{1}{5}$ sec ft
Pagee creek ditch No 2	$\frac{4}{5}$ sec ft	South creek	$\frac{1}{5}$ sec ft

Witness my hand this twenty-second day of October A. D. 1906

Joe Stephenson Jr
State Engineer of the State of Idaho.

License issued for 282 second feet

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WATER RIGHT ANALYSIS FORM

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- DATA ENTRY -

Identification No. / 54-2124
 OTd No. New No.

Record

1. Original Owner:

Present Owner:

2. Address:

3. City: State: Zip:

4. A. Source of Water:

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 8-19-1964

D. County: CL

E. Total Diversion Rate: 2.82

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NE 1/4</u>	<u>10</u>	<u>82</u>	<u>46E</u>		
	<u>20 NW</u>	<u>2</u>	<u>82</u>	<u>46E</u>		
	<u>45 NE</u>	<u>9</u>	<u>82</u>	<u>46E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from to for 19 purposes. Amount 2.82
 (cfs or AC-FT/yr)

from to for 2 purposes. Amount

from to for purposes. Amount

from to for purposes. Amount

from to for purposes. Amount

from to for purposes. Amount

8. Use Code: *2112179*

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 $\frac{1}{4}$	
<i>33</i>	<i>46E</i>	<i>3</i>					<i>39</i>	<i>05</i>		<i>39</i>	<i>40</i>								<i>141</i>

9. A. Decree Name:
- B. Decree Date:
10. Remarks: A. *Imperial Irrigation, Wheelwright & Hart Co.*
 B.
 C.
 D.
 E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:
- B. Date Permit Approved or Denied:
- C. Protested Date:
- D. Hearing Date:
- E. Old Number: *787*
- F. Proof Made (P or blank):
- G. Field Exam Made (P,R,F or blank):
- H. Conditions of Approval: _____

14. Diversion Means (brief narrative):