

NAME OF APPLICANT

P. G. [unclear] # 12589

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

T43. N43E

SEC.

SEC.

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SEC.

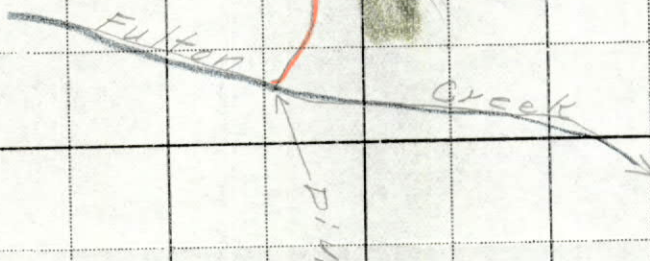
SEC.

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SEC.



12589

STATE OF IDAHO,
BONNEVILLE COUNTY, } ss.

I, W. S. SNYDER, do solemnly swear that I am the business manager of the firm of Dennis & Snyder, publishers and printers of the IDAHO FALLS TIMES, a newspaper of general circulation, published once each week at Idaho Falls, Bonneville County, Idaho; that said newspaper has been so published for more than one year previous to the first publication of the attached notice; 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; that the first publication was made on the 19 day of September, 1918; that said notice was published in the regular and entire issue of every number of the paper during the period of publication, and that the notice was published in the newspaper and not in a supplement.

Last publication October 10 1918

Subscribed and sworn to before me this 10 day of October 1918

W. Snyder
W. M. Conway Notary Public.
Residing at Idaho Falls, Idaho.

NOTICE FOR PUBLICATION.
Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 11 a.m. on the 19th day of October, 1918, at Gray, County of Bonneville, State of Idaho, before H. E. Heath, notary public, proof will be submitted of the application to beneficial use of one (1) cubic foot per second of the waters of Fulton Creek in accordance with the terms and conditions of Permit No. 12589, 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 P. G. Tingey, Gray, Idaho.
2. The use to which said water has been applied is irrigation.
3. The amount applied to beneficial use is one (1) cubic foot per second.
4. The place where said water is use (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 4 S., R. 43 E., B. M.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is private ditch.
6. The right to take water from such works is based upon Permit No. 12589.
7. The source of supply from which such water is diverted is Fulton Creek.
8. The date of the priority which said user is prepared to establish is Sept. 7, 1916.

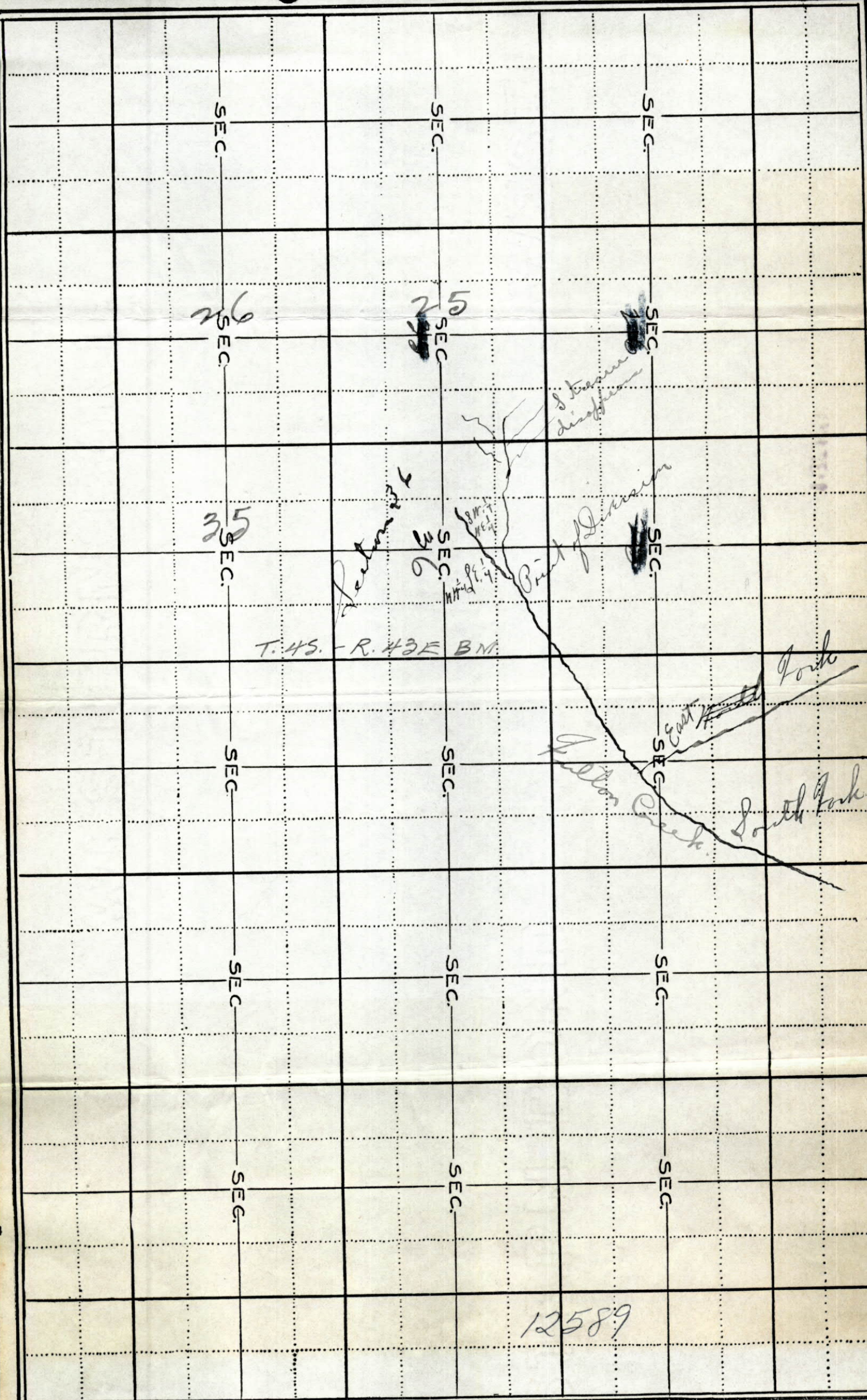
FRED A. WILKIE,
State Engineer.
Pub. Times Sept. 19, 26; Oct. 3, 10.



12589

Name of Applicant

P. G. Tingey



12589

State of Idaho
License and Certificate of Water Right

Water License No. 12589
Water District No. 16

Amount 1 sec. ft.
Priority Sept. 7, 1916

THIS IS TO CERTIFY that P. G. TINGEY,
of Gray, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 7, 1916; that Permit No. 12589
was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1
second feet, was issued thereunder on December 10, 1917, showing that said works
were completed on the 23rd day of October, 1917; and that on the 19th
day of October, 1918,

PERRY G. TINGEY,

of Gray, State of Idaho, made proof to the satisfaction of the
State Engineer of Idaho, of a right to the use of the waters of Fulton Creek,
a tributary of Gray Lake, for the purpose of irrigation use,
under Use Permit No. 12589 of the State Engineer, and that said right to the use of said
waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the ~~State~~
~~Commissioner of Reclamation~~
~~Engineer~~ of Idaho and entered of record in Volume 5 of Licenses, at page 2664, on the 16th
day of September, 1920;

The right hereby confirmed dates from September 7, 1916;

The Point of Diversion is located
in the NE 1/4 SE 1/4, Sec. 36, Tp. 4 S., R. 43 E., B. M.
County of Bonneville.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 1 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 S.	43 E.	36	NE 1/4	40	30
			SW 1/4	40	30

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the ~~State Engineer~~ Commissioner of Reclamation, affixed at Boise, Idaho, this 16th
day of September, 1920.

W. G. SWENDSEN,
Commissioner of Reclamation ~~State Engineer~~

By S. T. BAER,

Deputy.

25 2072

Application No. 17993.
Permit No. 12589

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

District No. 15.

1. Name of applicant: P.G. Tingey,

Postoffice address: Gray

County Bonneville

State: Idaho.

- 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) 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 one cubic feet per second.

3. Source of water supply: Fulton Creek, which is a tributary of Grays Lake.

4. Location of point of diversion: In the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 36, T. 4 S., R. 43 E.B.M.

County of Bonneville.

5. To be used for: Irrigation.

- I. Irrigation and domestic use: (a) Amount of land to be irrigated: 80 acres.
- (b) In the following legal subdivisions:

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point:

- (b) Amount of power to be generated:
- (c) Is water to be returned to any stream?
point of return:

H. P. under ft. head
(d) If so, name stream and locate

6. Estimated cost of works: \$25.00

7. Description of works for diversion:

I. Kind of works: Dam and ditch

II. Dimensions of works:

- (a) Height of dam 4 feet, length of dam at top 15 feet,
length of dam at bottom 10 feet. Material used in construction: wood, earth
and stone
- (b) Capacity of reservoir acres feet. (c) Size of headgate, width feet,
Height feet. (d) ~~Conduit~~ Ditch: width at bottom 2 feet,
width at water line 3 feet, depth of water 2 feet; diameter of pipe
 inches; average grade per mile is four feet. Length of conduit is 1/4 miles,
and it crosses the following quarter sections:

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

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

P.G. Tingey

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. September 7, 1916.

Returned to applicant for correction September 12, 1916.

Corrected application received October 13, 1916.

APPROVAL OF STATE ENGINEER

The number of this permit is 12589

Recorded in Book 43 Page 12589 Approved October 28, 1916.

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 approve the same, subject to the following limitations and conditions:

Bond in the sum of _____ to be filed on or before

Work to begin on or before December 27, 1916. 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 April 28, 1917

The whole of said work to be completed on or before October 28, 1917

Beneficial use of water appropriated in accordance herewith, to be made on or before October 28, 1918

Witness my hand this 28th day of October, 1916. J.H. Smith.

State Engineer.

Remarks:

14. The land to be irrigated is described in the following tabulation:

Twp. Range Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals.
4 S. 43 E. 36	-40-		-40-		80

Total Number of acres to be irrigated - - - 80

15(a) Is reservoir to be used? No.

The land to be irrigated under this application is private land, the same being purchased from the State on August 12, 1916, at a sale held in Idaho Falls, Bonneville County, Idaho. The land described above is all irrigable land, but the water in Fulton Creek will at no time furnish water to irrigate, to exceed 50 acres. The proposed ditch will carry all the water from the creek unless an extraordinary flow occurs. The source of Fulton Creek is in the hills directly south-east of the land described above.

APPLICATION FOR AMENDMENT

TO PERMIT TO APPROPRIATE THE PUBLIC WATERS

OF THE STATE OF IDAHO, NO. 12589.

Comes now P. G. Tingey, 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. 12589, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 36, T. 4 S. R. 43 E. B. M., making a total of Eighty 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 Gray, Idaho, this 15 day of November, 1917.

P. G. Tingey.

Date of receipt at Office of State Engineer Nov. 20, 1917.

APPROVAL OF STATE ENGINEER

I, J. H. Smith, 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. 12589. 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 20th day of November 1917.

J. H. Smith,
State Engineer.

Proof of completion of works made October 23rd, 1917.
Certificate of Completion of works issued December 10th, 1917.

Permit No. 12589.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that P.G. Tingey, of Gray, County of Bonneville, and State of Idaho, the holder of Permit No. 12589, issued upon Application No. 17993, bearing date of priority of September 7, 1916, authorizing the diversion of one (1) second foot of the waters of Fulton Creek, which is a tributary of Grays Lake, County of Bonneville, 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 One (1) second foot of the waters of Fulton Creek; that the point of diversion of said waters is in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36, T. 4 S., R. 43 E.B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36, T. 4 S., R. 43 E.B.M.

Witness my hand this 10th day of December, A.D. 1917.

J.H. SMITH,

State Engineer of the State of Idaho.

License issued for 1 second feet
Page 2664

WATER RIGHT NUMBER 25-2072

OWNER LAST NAME - TINGEY

FIRST NAME - P. G.

ORIG OWNER -

VERIFIED LGS

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - GRAY

STATE - ID ZIP CODE -

SOURCE - FULTON CREEK

TRIBUTARY OF - GRAYS LAKE

STAGE - LICENSE

STATUS -

PRIORITY - 09-07-1916 COUNTY - BONNEVILLE TGTAL DIV. RATE - 1.0000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 01 DLE/CAREY ACT - RIGHT BASIS - C

DIVERSION POINT - NESE 03 604 S43 LDT E0 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

NESE 36 04S 43E LOT REDIV -

272.0 478.0 1.0 7.0 24.0 0.6 0.0 0.0 0.0 0.0 0.3

FROM - 00-00 TO - 00-00 USE - IRRIGATION

USE DIV. RATE - 1.0000 CFS USE DIV. VOLUME - .00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 04S RNG 43E SEC 36 TRACT SENW LOT AC 30 TRACT SWNE LOT AC 30

DECREE NAME -

DATE - TOTAL ACRES 60

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 12589

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

231 03/11/85

September 21,
1920

Re Permit No. 12589

Mr. P. G. Tingey
Gray, Idaho

Dear Sir:

I am enclosing herewith water license issued under the above numbered permit, together with receipt for fees paid. We also enclosing refund of \$4.00, which amount was in excess of the fees due this office.

Very truly yours,

L. G. McMillan

Commissioner of Reclamation

By _____

W. L.
R. 5931
Refund

12589



D. W. DAVIS, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER
BOISE

BUREAU OF WATER RESOURCES
WATER APPROPRIATIONS
CAREY ACT DEVELOPMENT

Sept. 8, 1920.

Re: Permit 12589.

Mr. P. G. Tingey,
Gray, Idaho.

Dear Sir:--

The report of our examining engineer for proof of use of water under the above permit shows 30 acres in each forty acre tract under cultivation and irrigation. The fees will, therefore, amount to \$8.00 and, upon receipt of same, license will be issued you.

Very truly yours,

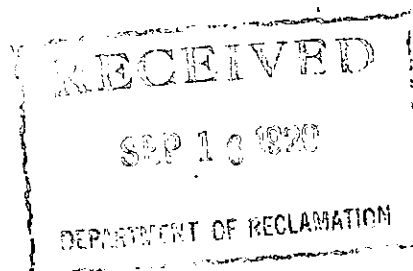
W. G. SWENDSEN,

Commissioner of Reclamation.

By W. G. Swensen

Please find enclosed check for \$8.00 as per fees
Yours Very Respectfully,

P. G. Tingey



12589

Sep. 8, 1920.

Re: Permit 12589.

Mr. P. A. Magee,
Gage, Idaho.

Dear Sir:--

The report of our examining engineer for proof of use of water under the above permit shows 30 acres in each forty acre tract under cultivation and irrigation. The fees will, therefore, amount to \$3.00 and, upon receipt of same, license will be issued you.

Very truly yours,

W. C. SWENSON,

Commissioner of Reclamation.

By _____

12589

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 16589

1. State name of applicant and number of permit: P. G. Tingey- Permit 12589
2. State source of water supply: Fulton Creek
3. Location of point of diversion: NE¹SE¹-Sec.36, T. 4 S., R. 43 E., B.M.
4. Describe works as they exist, giving dimensions and capacities of same:

E. and R. dam, 4' H 18' L. No, H.G.

Ditch, 2' B. 1' D. Cap. 3 S.F. Present flow, 1 S.F.
5. State whether or not water has been turned into works of diversion: Yes.
6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

SE¹SW¹ & SW¹NE¹, Sec.36, T. 4 S., R. 43 E.

30 A. in each 40 in cult.
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? one.
9. Give names and amount of each right:
10. What large stream would the water here appropriated finally reach? Snake River.
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

From land to Fulton Creek, to Grays Outlet, to Willow Creek, to Snake River.

Remarks:

This examination was made on the 10th day of July 19 20.

(Signed)

L. R. Annett.

Examiner.

12589

(This report must be sworn to when not made by an attache of the State Engineer's office.)

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 _____ 19____

My commission expires _____

Notary Public.

DIST. 16.

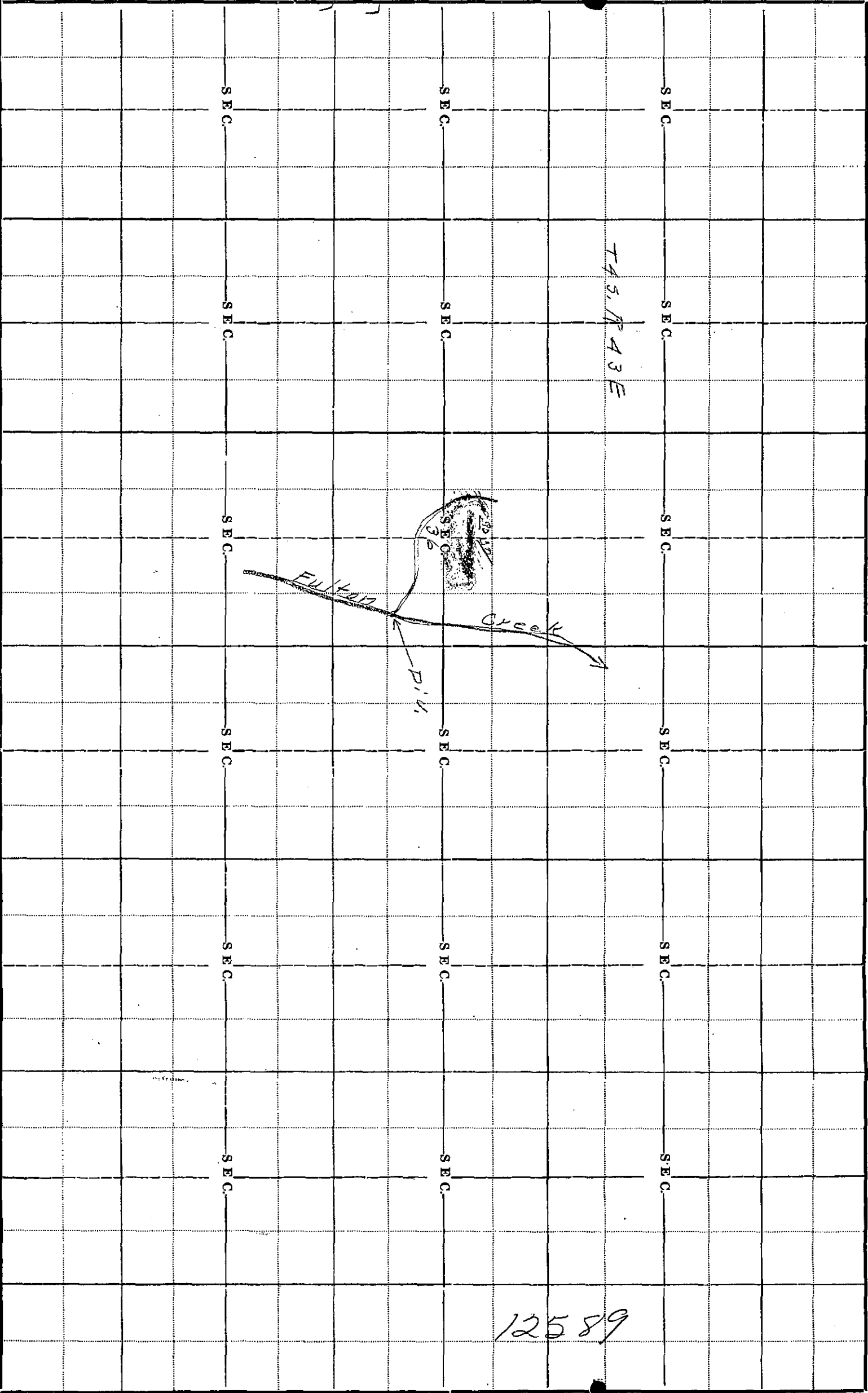
P. G. Fingey
Gray, Ida.

Permit 12589 36-45143 E

Instructions To Examiners

1. Examiners will not be permitted to examine any of the records in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own rights in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.

NAME OF APPLICANT P.G. [unclear] # 12589



SCALE: 2 INCHES=1 MILE. DRAW PLAN IN INK.

October 20, 1919.

In re: Permit #12589.

P. G. Tingey,
Gray, Idaho.

Dear Sir:

Your proof is pending in this office awaiting the statutory examination to be made by a representative of this department.

During the past three years there was allowed to accumulate some 250 of examinations to be made under proof of beneficial use of water - among others your own. It was the intention of this department to clean these examinations up this spring, but due to the unprecedented shortage of water it was found that all of our field men were kept busy distributing water; consequently the examinations will pass by until this fall.

We are cleaning up examinations just as fast as possible, having two men in the field, at the present time. It may be some time, however, before our representative can reach your territory, but the examination will be made, I assure you, just as soon as possible.

Yours very truly,

W. C. SWENDSEN,
Commissioner of
Reclamation.

By

Chief Clerk.

L/B.

12589

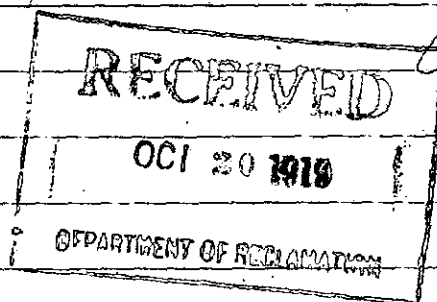
Gray Idaho
Oct. 4th - 1919

State Engineer
Boise Idaho
Dear Sir,

I haven't heard
from you about my water
Permit: No. 12589 for nearly
a year. I would like to know
if every thing is all O.K. and when
you will issue license if you
know. Hoping an early reply.

Yours Very Respectfully -

P. G. Tingley



12589

12589

17589

Gray Idaho
Oct 8 - 1918

State Engineer

Boise Idaho

Dear Sir

O. E. Heath

The Voluntary Republic that
I am to make my final
water proof before he informs
me he has not rec'd. The
deposition papers you sent
you would send him will
you please send him some
more papers to Gray Idaho
Yours Very Truly

P. G. Tingle

RECEIVED

OCT. 12 1918

OFFICE OF STATE ENGINEER

12589

PROOF OF PUBLICATION.

STATE OF IDAHO,
BONNEVILLE COUNTY, } SS.

I, W. S. SNYDER, do solemnly swear that I am the business manager of the firm of Dennis & Snyder, publishers and printers of the IDAHO FALLS TIMES, a newspaper of general circulation, published once each week at Idaho Falls, Bonneville County, Idaho; that said newspaper has been so published for more than one year previous to the first publication of the attached notice; 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; that the first publication was made on the 19 day of September, 1918; that said notice was published in the regular and entire issue of every number of the paper during the period of publication, and that the notice was published in the newspaper and not in a supplement.

Last publication October 10 1918

Subscribed and sworn to before me this 10 day of October 1918

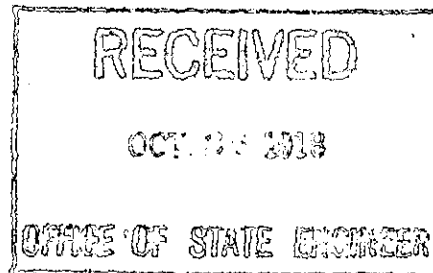
W. S. Snyder
W. M. Conner Notary Public.
Residing at Idaho Falls, Idaho.

NOTICE FOR PUBLICATION.
Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 11 a.m. on the 19th day of October, 1918, at Gray, County of Bonneville, State of Idaho, before H. E. Heath, notary public, proof will be submitted of the application to beneficial use of one (1) cubic foot per second of the waters of Fulton Creek in accordance with the terms and conditions of Permit No. 12589, 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 P. G. Tingey, Gray, Idaho.
2. The use to which said water has been applied is irrigation.
3. The amount applied to beneficial use is one (1) cubic foot per second.
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 4 S., R. 43 E., B. M.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is private ditch.
6. The right to take water from such works is based upon Permit No. 12589.
7. The source of supply from which such water is diverted is Fulton Creek.
8. The date of the priority which said user is prepared to establish is Sept. 7, 1916.

FRED A. WILKIE,
State Engineer.
Pub. Times Sept. 19, 26; Oct. 3, 10.



12589

Proof of Publication

From

THE IDAHO FALLS TIMES

Published at Idaho Falls,

Bonneville County, Idaho.

NAME OF NOTICE

DELIVER TO



PERMIT NO. _____

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

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

Ans. *Perry G. Tieguy - 52 years old - Gray Idaho
Ranchman & Farmer*

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. *12589 - Oct 28th 1916 September 7th 1916*

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

Ans. *Fulton Creek - NE 1/4, SE 1/4, Sec 36, T. 4
S. R. 43. E. B. M. Bonneville Co.*

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. *Diverted by Earth Stone & Wood Dam
One Cubic Foot or more
Private Ditch*

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

Ans. *Irrigation SE 1/4, NW 1/4, & SW 1/4 of NE 1/4
Sec 36 Township 4 South of Range 43
E. B. M. Meadows Land.
Doubled Crop of Hay.*

Ques. 7. If for other than irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. *While Irrigating does decrease much*

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. *One Cubic Ft.*

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

12589

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

Ans. June 1918. Through my Irrigating ditch
All water in Fulton Creek

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. _____

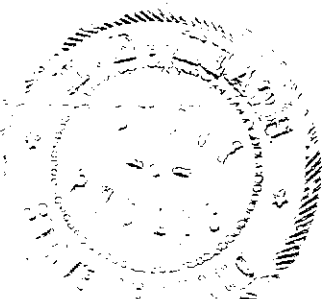
(Sign) _____

Perry G. Linger

I hereby certify that the foregoing testimony was read to the above subscribed 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 _____, County of _____

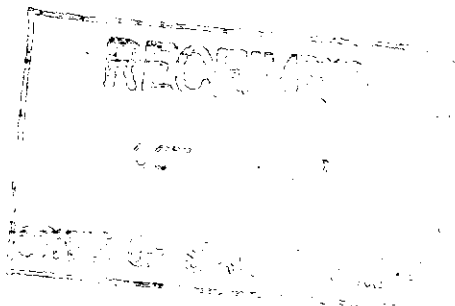
Bonneville State of Idaho, on this 19th day of October

A. D. 1918



NE Krutz
Notary Public

12589



Permit No. _____

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Dale T. Hatch, 24 years, Gray Idaho
Farmer

Ques. 2. Are you acquainted with Perry G. Leigay, the holder of Permit No. 12589? How long have you known him and where does he reside?

Ans. 15 years, Gray Idaho

Ques. 3. Have you read or heard read said Permit No. 12589 and are you familiar with its provisions and conditions?

Ans. Yes, 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. Fulton Creek, NE 1/4, SE 1/4, Sec 36, T. 4, S. 11, R. 43 E. B. M.
Dance Creek
Through irrigating ditch

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. One & half second feet One second foot

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 Meadow Land
SE 1/4 NE 1/4 & SW 1/4 of NE 1/4 Sec 36 Township 4,
South of Range 43, E. B. M.

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

Ans.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Meadow One second foot

12589

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

Ans.

None

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.

Have seen ditch and water running through ditch on to land

(Sign)

Sal G. Liath

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 Gray County of Bonneville, State of Idaho,
on this 19th day of October A. D. 1918

A. E. Heath

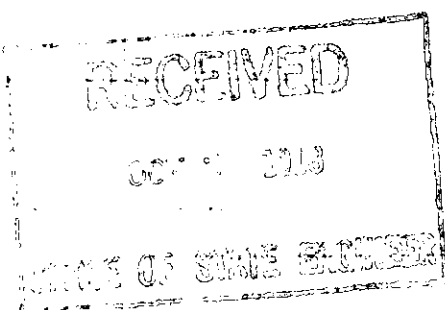
Notary Public.

My commission expires

Sept 10 - 1920



12589



Permit No. _____

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Wiley, W. Finney : 38 years Wayan Idaho
Farmer Wayan IdahoQues. 2. Are you acquainted with Perry, G. Finney, theholder of Permit No 12589? How long have you known him and where does he reside?Ans. 25 years Gray IdahoQues. 3. Have you read or heard read said Permit No 12589, 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. Fulton Creek NE 1/4 SE 1/4, Sec 36, T. 14 S. R. 43 E. B.M.
Dam across Creek Bornville Co.Through Irrigation ditch

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. Two second feet water 1 1/2 second Cubic ft

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 Meadow Land
SE 1/4 NW 1/4 + SW 1/4 of NE 1/4, Sec 36, Township 14,
South of Range 43 E. B.M.

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

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Meadow one second foot

12589

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

Ans. None

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. Have seen ditch. And water running
Through ditch on to Ranch

(Sign) Willie G. Linsley

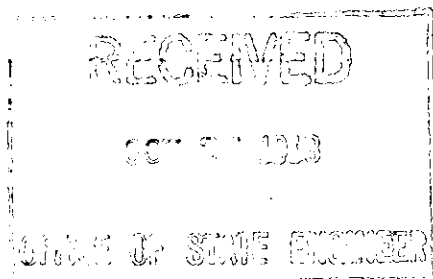
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn

to before me in Gray County of Bonneville, State of Idaho,
on this Idaho day of October A. D. 1918

W. E. Thatch

Notary Public.

My commission expires Sept 10 1920



12589

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO,

Oct. 11, 1918.

P. G. Tingey,
c/o H. E. Heath,
Gray, Idaho.
DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. ----- **12589.** -----

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 the permit holder's rights:

1. On -----, 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 -----

Oct. 19/1918
Gray, before H. E. Heath, M.P.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice. When these have been received, together with report of examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

Fred A. Wilkie,
State Engineer.

12589

(P. O.)

(Date)

State Engineer, Boise.

Dear Sir:

I have your letter of Sept 13 enclosing Notice of Proof
of ~~Completion of Works and~~ Beneficial Use of Water under Permit No. 12389 which
will be published as you request, beginning with our issue of Sept 17

RECEIVED

SEP 18 1918

OFFICE OF STATE ENGINEER

The State Engineer
Boise

12589

State of Idaho

A. E. ROBINSON
STATE ENGINEER

ENGINEERING DEPARTMENT
BOISE

Boise, Idaho,
Sept. 13, 1918.

The Times,

Idaho Falls, Idaho.

Dear Sirs:

Enclosed find Notice for Publication of Proof of Completion of Works
and Beneficial Use of Water under Permit No. ~~xxxxxx~~ 12589 which please publish
~~xxx~~ once a week for four consecutive weeks in your paper in accordance with
provisions of Sec. 4, House Bill No. 146, laws of the Seventh Session of
the Legislature. The expense of this publication will be paid by
to whom you will please

P. G. Tingey, of Gray, Idaho,
furnish proof of publication of this notice on or before

October 19, 1918.

Please promptly acknowledge receipt of this notice, and kindly mail
me your first issue containing its publication that I may compare it with
my records.

Yours truly,

A. E. ROBINSON,
FRED A. WILKIE, ~~xxxxxx~~ State Engineer.

(P. O.)

(Date)

State Engineer, Boise.

Dear Sir:

I have your letter of enclosing Notice of Proof
of Completion of Works and Beneficial Use of Water under Permit No. which
~~xxxxxx~~
will be published as you request, beginning with our issue of

12589

August 9th, 1918.

Re Permit 12589-

Mr. P. C. Tingey,
Gray, Idaho.

Dear Sir:--

Am in receipt of notices for final
proof under above permit. One copy will be sent
to the Idaho Falls Times for the required four weeks
publication prior to October 17th and deposition blanks
will be mailed to H. E. Heath, notary public.

Very truly yours,

FRED A. WILKIE,

State Engineer.

By _____

12589

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

Gray

(Date) Aug. 5 - 1918

(P. O.) Gray

TO THE STATE ENGINEER,

Boise, Idaho.

DEAR SIR:

You are hereby authorized to have the attached notice published at my expense in the
Idaho Falls Times of Idaho Falls, published in the
county in which the works are situated.

P. G. Lingey

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

12589

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 11 a. m. on the 19 day of Oct., 1918,
 at Gray, County of Bannock, State of Idaho,
 before A. E. Heath, proof will be submitted
 of the application to beneficial use of one cubic feet per second of the
 waters of Fulton Creek in accordance with the terms and conditions of
 Permit No. 12589 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 P. G. Tingey Gray
2. The use to which said water has been applied is Irrigation
3. The amount applied to beneficial use is One Cubic Foot per second
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE 1/4 NW 1/4, SW 1/4 NE 1/4 Section 34 T. 4. S. R. 42 E. B.M.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is _____
6. The right to take water from such works is based upon Permit No. 12589
7. The source of supply from which such water is diverted is Fulton Creek
8. The date of the priority which said user is prepared to establish is October 28, 1916
Sept. 7, 1916.

Fred A. Wilkie,

State Engineer.

12589

July 30, 1918.

Re Permit No. 12589.

Mr. P. G. Tingey,
Gray, Idaho.

Dear Sir:—

Replying to yours of the 26th would
say your proof may be made before any officer
authorized to administer oaths, either a notary
or Justice of the Peace.

Very truly yours,

Fred A. Wilkie,

State Engineer.

By _____

12589

12589

Gray Idaho
July 24-1918

State Engineer

Boise Idaho

Dear Sir,

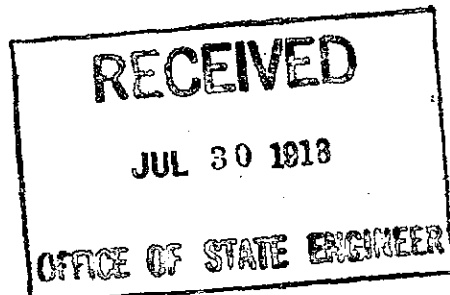
I just recd. Notice of
Proof of Application or Water-
Benefit. Use you sent me.
Will you ^{please} inform me whom I can
make this Proof before, can I
make it - before a Justice of peace,
or, Notary Public, or whom do I
have to make it - before.
Hoping an early reply as I am ready
to make Proof any time

Yours Very Respectfully

P. G. Tinger

P.S. Do I have to send two, or
any witnesses

12589



State of Idaho
ENGINEERING DEPARTMENT
BOISE

JUL 13 1918

P. G. Tingey
Gray, Ida.
DEAR SIR:

I enclose herewith blank notice of Proof of Application of Water to Beneficial Use under your Permit No.---~~12589~~---, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

FRED A. WILKIE

State Engineer.

12589

December 14, 1917.

Re: Permit No. 12589.

Mr. E. C. Tingey,
Gray, Idaho.

Dear Sir:

Enclosing herewith Certificate of Completion of work, issued under above permit, with receipt for fee.

Very truly yours,

J. C. SMITH,

State Engineer.

By

Enc: CCW
R-1407

MB

12589

J. H. SMITH,
STATE ENGINEER
FRED A. WILSON,
DEPUTY STATE ENGINEER

State of Idaho
Engineering Department
Boise

November 22, 1917.

12589

Re: Permit No. 12589.

Mr. P. G. Tingey,
Gray, Idaho.

Dear Sir:

Your application for amendment of land list under the above permit has been approved. Same will be returned to you as soon as recorded.

Am again returning your affidavit for proof of completion of works for completion as shown by pencil marks. Check for fees accompanies the affidavit.

Very truly yours,

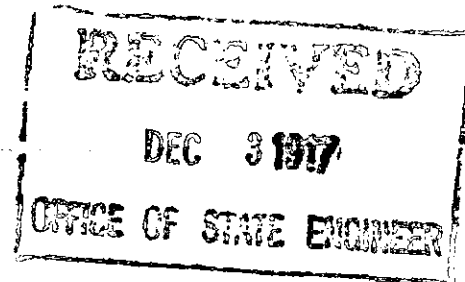
J. H. SMITH,

State Engineer.

By *CB Brown*

CB/MB

Enc: Aff: Ck:\$5.



*Please find enclosed Proof of Completion
of works remodeled. Hoping it is correct
this time
Yours Respectfully P.G. Tingey*

Permit No. _____

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO, }
County of Bonneville } SS.P. G. Tingley, being first duly sworn upon his oath deposes and says:
First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 12589 and that his postoffice address is Tray
State of Idaho

Second: That the name of the stream from which said water is to be diverted is _____

Fulton Creek
Third: That the point of diversion of said water is N. E. 1/4 of SE 1/2 of
Sec 36 Township 4 - 43 E. R. 7 N.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Oct 28 1917Fifth: That the use for which said water is intended is Irrigation

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Dam & Ditch
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: _____

(a) Height of dam 4 feet, length of dam at top 15 feet, length of dam at bottom 10 feet. Material used in construction Wood Earth & Stone

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

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

(d) Conduit Ditch width at bottom 2 feet, width at water line 3 feet, depth of water 2 feet; diameter of pipe _____ inches; average grade per mile is 4 feet. Length of conduit is 1/4 miles.

(State whether ditch, flume or pipe)

Seventh: That said works are capable of conducting to the place of intended use 1 1/2 cubic feet per second feet of water.Eighth: That water appropriated under said permit is available for 80 acres of land described as follows: W. 1/2 of NE 1/4 of SE 1/4 of NE 1/4 of Sec 36 Township 4 - 43 E. R. 7 N. and SE 1/4 of NE 1/4 of Sec 36 Township 4 - 43 E. R. 7 N. East Boise Merid.Ninth: Remarks: That The water was to be used on private land bought at sale held at Idaho Falls, Bonneville Co Idaho Aug 12 - 1916Subscribed and sworn to before me this 23 day of October, 1917.My commission expires Oct 10 - 1921

Notary Public.

12589

November 26, 1917.

Re: Permit 12589.

Mr. F. G. Winge.,
Gray, Idaho.

Dear Sir:

Am herewith returning approved application
for amendment of above permit, the same having
been placed on record in this office.

Very truly yours,

J. H. SMITH,

State Engineer.

By

CB/MB

Enc: Am.

12589

November 22, 1917.

No: Permit No. 12589.

Mr. P. G. Singoy,
Gray, Idaho.

Dear Sir:

Your application for amendment of land list under the above permit has been approved. Same will be returned to you as soon as received.

Am again returning your affidavit for proof of completion of works for completion as shown by pencil marks. Check for fees accompanies the affidavit.

Very truly yours,

J. H. SMITH,

State Engineer.

By

CS/AD

Enc: ATT: CR: 5.

12589

November 12, 1917.

Re: Permit No. 12589.

Mr. P. G. Tingey,
Gray, Idaho.

Dear Sir:

In reply to your letter of the 8th inst. in which you sent your application with your affidavit for proof of completion would state that the description of the land as given in your permit and in your affidavit for proof does not mean anything. The affidavit gives the $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ which would not be 30 acres and there is really no meaning to the description as given. The map filed with your application shows the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 36 and shows 80 acres.

To correct this discrepancy in the record of your permit you should file an application for amendment upon the enclosed form. Duplicate maps will not be required as the map filed with your application seems correct. Your affidavit for proof should then be corrected to correspond with the amendment of the permit.

Very truly yours,

J. H. SMITH,

State Engineer.

By

CB/113

Inc: E-12:P-12589: Aff.
OK-1113.

12589

Gray Idaho
Nov 5 - 1917
Mr J. H. Smith
Boise Idaho

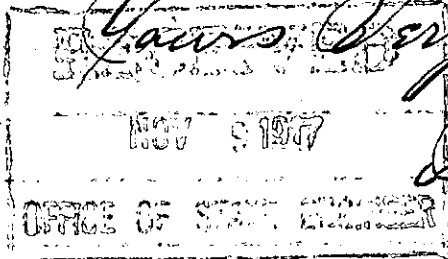
Dear Sir:

I just recd. my
affidavit for completion of
works back for correction.
I am enclosing my Permit
which will perhaps help to
straighten it out. Will
you please return same to
me.

Yours Very Resp^t

D. G. Tinger

12589



October 29th, 1917.

Re Permit 12589.

Mr. P. G. Tingey,
Gray, Idaho.

Dear Sir:--

In checking your affidavit for completion of works I find that the description of the lands is not complete. This should read, according to your permit, the $SW\frac{1}{4}$ of $NE\frac{1}{4}$ and the $NW\frac{1}{4}$ of $SE\frac{1}{4}$, Sec. 36, T. 4 S., R. 43 E., B.M. The affidavit, with check for fees, is herewith returned for correction in this particular.

Very truly yours,

J. H. SMITH,

State Engineer.

AH-Ch1113

By _____

12589

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

P. G. Tingey,
Gray, Idaho.

Boise, Idaho, .

Aug. 3 1917.

Dear Sir:—

Under the terms of your Permit No. 12589, you are required to complete your diversion works on or before Oct. 28 1917. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

J. H. SMITH,

State Engineer.

12589

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit #12589

Mr. P.G. Tingey,
Gray, Idaho.

Boise, Idaho, Oct. 28, 1916.

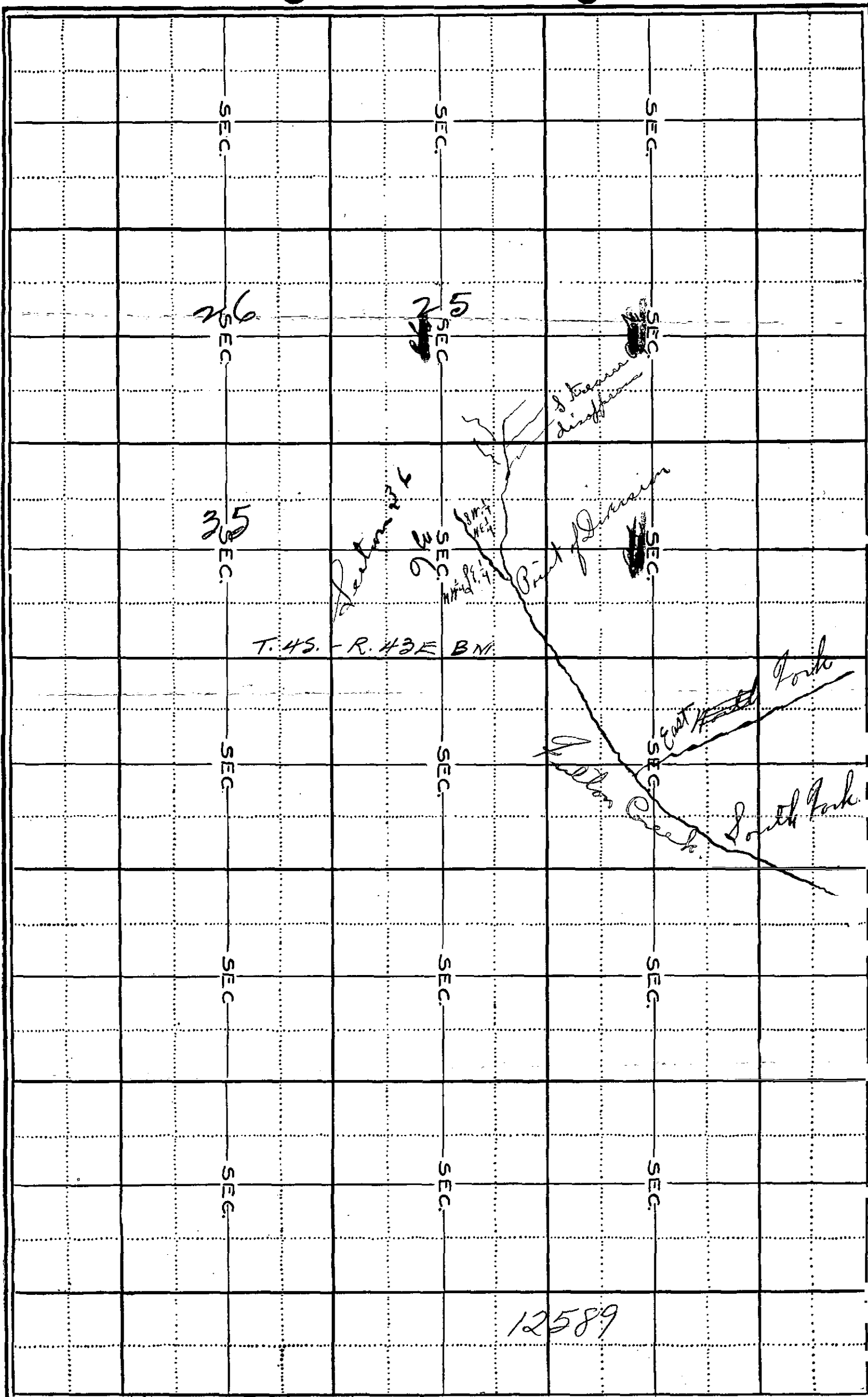
Dear Sir:

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.

J.H. SMITH,

State Engineer.

12589



October 6, 1916.

17993-

Mr. P.C. Tingey,
Gray, Idaho.

Sign the application.

12589

RB.

17993-

A. 117993

Gray Idaho
Sept. 24th - 1913

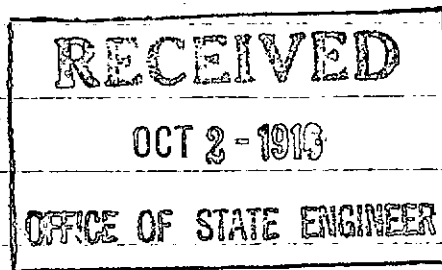
State Engineer
Boise Idaho

Dear Sir:

Please find enclosed Water paper
which I hope is right - This time, but if
they are not please send me more blanks and
I will keep trying.

Yours Resp^t

P. G. Trizey



12589

September 12, 1916

17993

P.G. Tingey,
Gray, Idaho.

Transfer the application to the enclosed new form, per
instructions also enclosed.

17993- EPR.11773

12589

Mo 1041
Too

Gray Idaho
Aug. 29 - 1916

State Engineer Boise

17933

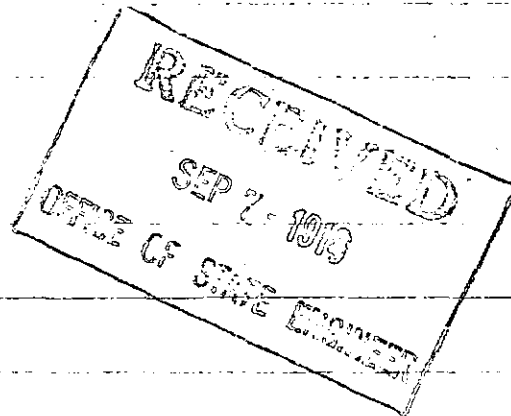
Idaho

Dear Sir:

Please find enclosed papers for
Permit to appropriate Water, which I
sent to you before, and you returned them for
correction. Hope they are filled out correctly this
time. Please let me know.

Yours Very Resp.
P. G. Tinger

17933



12589