

RECEIVED
JAN 3 1911
OFFICE OF STATE ENGINEER

SEC.	SEC.	SEC.	SEC.
118	117	116	

4629

A hand-drawn map on a grid background showing the Willcox Creek area. The map includes the following features:

- Willcox Creek:** A winding red line representing the creek, with arrows indicating flow direction. It flows from the top right towards the bottom left.
- DAM:** A small black dot on the creek, labeled "DAM" in red ink.
- SECTION LINES:** Vertical lines labeled "SEC. 1" and "SEC. 2" in red ink.
- Shaded Area:** A hatched area between the creek and the section lines, labeled "Willcox Creek" in red ink.
- Other Labels:** "Mud" is written near the dam site, and "Willcox Creek" is written twice in red ink.

 Bingham County *
 Mud Creek & Willow Cr. *
 6 cu. ft. per second *
 Irrigation and domestic *
 Priority 5-8-1909 *

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

Water License No. 4629

WHEREAS, On the 8th day of May, A. D. 1909, REBECCA A. WILLIAMS, of Idaho Falls, County of Bingham, State of Idaho, duly made application (No. 6636) to me for a permit to use 4 cubic feet per second of the waters of Willow Creek and 2 cubic feet per second of the waters of Mud Creek, County of Bingham, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 8th day of May, A. D. 1909, Permit No. 4629 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 8th day of May, A. D. 1910, and for the application to beneficial use of said water on or before the 8th day of May, A. D. 1911, and,

WHEREAS, On the 8th day of May, A. D. 1910, REBECCA A. WILLIAMS, the holder of said permit duly made proof of the completion of adequate works for the diversion of 6 cubic feet per second of said waters, as evidenced by my Certificate No. 4629, dated November 20th, 1911, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 6 cubic feet per second of water, with date of priority of May 8th, 1909, and,

WHEREAS, On the 27th day of May, A. D. 1911, REBECCA A. WILLIAMS, the holder of said permit duly made proof of the application to beneficial use of 6 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 REBECCA A. WILLIAMS, of Idaho Falls, County of Bingham, State of Idaho, the holder and owner of said Permit No. 4629, a perpetual right, ~~dating from May 8th, 1909, to the use of 6 cubic feet per second of the waters of Willow Creek and Mud Creek, in the County of Bingham, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted on Mud Creek, at a point in the NE Cor. of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Sec. 7, Tp. 2 South, R. 40 E., B. M. and on Willow Creek, at a point near the center of the S $\frac{1}{2}$ Line of the SW $\frac{1}{4}$, Section 8, Township 2 South, Range 40 E., B. M. and conducted to and upon 314 acres, divided as follows:~~ (38 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 40 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, 38 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, and 38 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, Township 2 South, Range 40, East of the 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 20th day of
November, A. D. Nineteen hundred and eleven.

(SEAL)

A. E. Robinson,
State Engineer.

25 2020

No. 6636

25-2020

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Rebecca A. Williams

Postoffice address: Idaho Falls

County: Bingham

State: Idaho

2. The quantity of water claimed is six cubic feet per second.

3. Source of water supply: Two cubic feet from Mud Creek; four cubic feet from Willow Creek

County of Bingham

4. Location of point of diversion: (A) Near NE cor. of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 7, T. 2 S.R. 40 E. (B)Near center of S. Line of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 8, T. 2 S.R. 40 E.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: three hundred acres.

(b) In the following legal subdivisions: NE $\frac{1}{2}$ Sec. 8, T. 2 S.R. 40 E.B.M.

6. Estimated cost of works: \$500.00

7. Description of works for diversion:

I. Kind of works: Ditches

II. Dimensions of works:

(A) 4
(a) Height of dam (B) 5 feet, length of dam at top (A) 10, (B) 12 feet, length of dam at bottom (A) 5 (B) 5 feet. Material used in construction: Wood and earth.

(c) Size of headgate: Width (A) 4 (B) 5 feet, height (A) 3 (B) 4 feet.

(d) Conduit ditches, width at bottom (A) 3 (B) 4 feet, width at water line (A) 4 (B) 5 feet, depth of water (A) 1 1/2 (B) 2 feet. Average grade per mile is about 56 feet. Length of conduit is (A) 1/4 mi, (B) 1/2 mile, and it crosses the following quarter sections: (A) NE $\frac{1}{4}$ Sec. 7, T. 2 S.R. 40 E.B.M. (B) SE $\frac{1}{4}$ and SW $\frac{1}{4}$ Sec. 8, T. 2 S.R. 40 E.B.M., to land described in 5 I (b) above which is the point of intended use.

8. Time required for the completion of the construction of such work is one year.

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

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.

Rebecca A. Williams,

Applicant.

By M.L. Williams, Agent.

Remarks: (A) Refers to point of diversion and dimensions of headgate, ditches, etc. where water is taken from Mud Creek; (B) refers to point of diversion and dimensions of headgate, ditches, etc, where water is taken from Willow Creek.

APPROVAL OF STATE ENGINEER.

The number of this permit is 4629.

Date of first receipt of application: 9.00 a.m. May 8, 1909

Recorded in Book 13. Page 4629. Approved May 8, 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 July 7, 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 November 8, 1909.

The whole of said work to be completed on or before May 8, 1910.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to May 8, 1911.

Witness my hand this eighth day of May, 1909.

Jas. Stephenson, Jr.

State Engineer.

Notice of proof of completion of works received March 10, 1910, fixing May 8, 1910, as date, and Idaho Falls, Idaho, as place of proof.

Deposition blanks and Publication notice mailed, and Water Commissioner notified April 2, 1910.

Depositions, Affidavit of Publication and Fee received May 14, 1910.

Notice of proof of application of water to beneficial use received March 20, 1911, fixing May 27, 1911, as date, and Idaho Falls, Idaho, as place of proof.

Deposition blanks mailed April 6, 1911.

Publication notice mailed April 19, 1911.

Report of Engineer received June 24, 1911.

Depositions, Affidavit of Publication, and Fees received November 8, 1911.

Certificate & License issued November 20, 1911.

Permit No. 4629

CERTIFICATE OF COMPLETION OF WORKS

To All Whom it May Concern:

This is to certify that REBECCA A. WILLIAMS, of Idaho Falls, County of Bingham, and State of Idaho, the holder of Permit No. 4629, issued upon Application No. 6636, bearing date of priority of May 8th, 1909, authorizing the diversion of 4 second feet of the waters of Willow Creek, and 2 second-feet of the waters of Mud Creek, County of Bingham, 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 4 second feet of the waters of Willow Creek and 2 second-feet of the waters of Mud Creek, that the point of diversion of said waters on Mud Creek, is at a point near the Northeast Corner of the Northwest quarter of the Northeast quarter ($NW\frac{1}{4}$ $NE\frac{1}{4}$), Section 7, Township 2 South, Range 40, East of the Boise Meridian, and on Willow Creek, at a point near the center of the South line of the $SW\frac{1}{4}$ $SW\frac{1}{4}$, Section 8, Township 2 South, Range 40 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: North half ($N\frac{1}{2}$), Section 8, Township 2 South, Range 40, East of the Boise Meridian.

Witness my hand this 20th day of November, A. D. 1911.

A. E. Robinson,
State Engineer of the
State of Idaho

License issued for 6 second feet

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WATER RIGHT NUMBER 25-2020

OWNER LAST NAME - WILLIAMS

FIRST NAME - REBECCA A.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY -

STATE -

ZIP CODE -

SOURCE - MUD CREEK

TRIBUTARY OF - SELLARS CREEK

SOURCE - SELLARS CREEK

TRIBUTARY OF - WILLOW CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 05-08-1909 COUNTY - BINGHAM

TOTAL DIV. RATE -

6.0000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 01

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNE 07 02S 40E LOT 00 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

SWSW 08 02S 40E LOT 00 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

6.0000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

6.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 02S RNG 40E SEC 08

TRACT NENE LOT

AC 38 TRACT

NWNE LOT

AC 40

TRACT SWNE LOT

AC 40 TRACT

SENE LOT

AC 40

TRACT NENW LOT

AC 40 TRACT

NWNW LOT

AC 40

TRACT SWNW LOT

AC 38 TRACT

SENW LOT

AC 38

DECREE NAME -

DATE -

TOTAL ACRES

314

REMARKS - SOURCES ARE MUD CK. TRIB. TO SELLARS CK. & SELLARS CK. TRIB. TO
WILLOW CK.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 4629

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

22 APR 85

July 21, 1975

RE: Water License No. 25-2020

Reed L. Moss
Attorney at Law
485 E Street
Idaho Falls, Idaho 83401

Dear Mr. Moss:

In checking through our files I find that on November 14, 1974, you wrote to this Department and requested a copy of the above numbered water license (Rebecca Williams). At the time this copy was mailed to you a \$1.00 fee was requested. To date I have no record of receiving this amount. Would you please check your files and either remit or advise.

Thanks for your trouble.

ELEANOR J. WOODS
Records Supervisor

EJW:e

Reed
#1129

UNRECORDED

GEORGE C. PETERSEN, JR.
REED L. MOSS
DENNIS M. OLSEN
WINSTON V. BEARD

PETERSEN, MOSS, OLSEN & BEARD
ATTORNEYS AT LAW
485 "E" STREET
IDAHO FALLS, IDAHO 83401

October 17, 1974

RECEIVED

OCT 18 1974
TELEPHONE
AREA CODE 208
523-4650

Department of Water Resources

Department of Water Administration
Statehouse
Boise, Idaho

Gentlemen:

Would you please forward to me at your earliest convenience a copy of State Engineer's Permit No. 4629 issued under application No. 6636, and also a copy of Application No. 6636.

If there is any charge for this kindly advise and I will promptly remit payment to you.

Thank you for your assistance in this matter.

Very truly yours,

PETERSEN, MOSS, OLSEN & BEARD

Reed L. Moss
Reed L. Moss *BM*

RLM:pm

WATER RESOURCES

Report of Engineer

1. State name of applicant and number of permit: Rebecca A. Williams - Permit 4629
2. State source of water supply: Willow creek and Mud Creek
3. Location of point of diversion: Willow creek-Near center of south line SW4¹¹ Sec. 8,
Tp. 2 S., R. 40 E. - Mud creek- Near NE cor. NW4 NE4 Sec. 7, Tp. 2 S., R. 40 E. B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Yes. (See Remarks)
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: Ditch (A) 3' Ditch (B) 4'
 - (b) Width at water line: " " 4' " " 5'
 - (c) Depth of water: " " 9" " " 1 1/2'
 - (d) Grade per mile: " " 8' " " 6'
6. State whether or not water has been turned into works of diversion and if so, to what extent:
Used during irrigating season of 1910
7. Give exact location of lands to be irrigated. ~~Give exact number of acres under cultivation in each~~
forty acre tract:

<u>NE NE</u>	<u>Cultivated</u>	<u>6 acres</u>	<u>Pasture</u>	<u>32 acres</u>	} <u>All in Twp 2 S</u> <u>R. 40. E. B. M.</u>
<u>NW NE</u>	<u>"</u>	<u>10 "</u>	<u>"</u>	<u>30 "</u>	
<u>SE NE</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>40 "</u>	
<u>SE NE</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>40 "</u>	
<u>N. E. N. W</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>40 "</u>	
8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross					
<u>N. W. N. W</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>40 "</u>	
<u>S. W. N. W</u>	<u>"</u>	<u>20 "</u>	<u>"</u>	<u>40 "</u>	
<u>S. E. N. W</u>	<u>"</u>	<u>10 "</u>	<u>"</u>	<u>18 "</u>	
Remarks:					<u>28</u>

The permit and blank report make the point
of diversion on ditch (B) in the S. W. S. W.
instead of the S. W. N. W. Sec 8. Twp 2. S. R. 40. E. B. M.
This is an error as the point of diversion
is as above indicated

Chas. H. T. Cooper
Water Com. 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.

4629

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