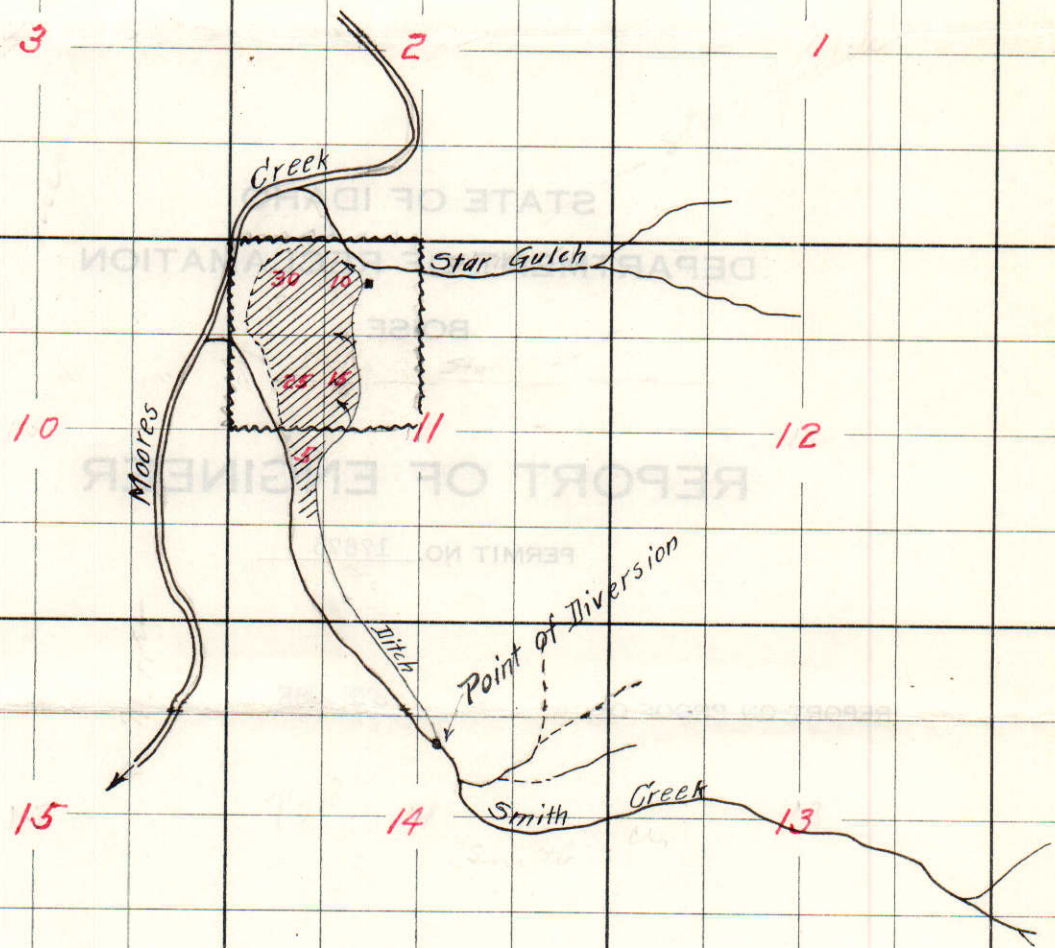
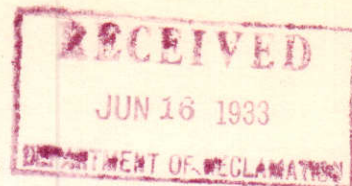




PROOF OF PUBLICATION

STATE OF IDAHO, } ss.
County of Ada, }



LEGAL NOTICE NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 p. m. on the 14th day of June, 1933, at Boise, county of Ada, state of Idaho, before Wm. C. Dunbar, Notary Public, proof will be submitted of the application to beneficial use of 1.6 cubic feet per second of the waters of Smiths Creek in accordance with the terms and conditions of Permit No. 17675 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Thomas C. Mayne, Idaho City, Idaho.

The use to which said water has been applied is irrigation and domestic use.

The amount applied to beneficial use is 1.6.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

NE $\frac{1}{4}$ NW $\frac{1}{4}$, 10 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$, 30 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$, 25 acres; SE $\frac{1}{4}$ NW $\frac{1}{4}$, 15 acres; section 11, T. 4 N., R. 4 E. B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is a private ditch.

The right to take water from such works is based upon Permit No. 17675.

The source of supply from which such water is diverted is Smiths Creek.

The date of the priority which said user is prepared to establish is May 31, 1932.

R. W. FARIS,
Commissioner of Reclamation.
—Adv M. June 5.

I, Ernest Seiler

being first duly sworn, depose and say that I am twenty-one years of age, and the Principal Clerk of the

BOISE CAPITAL NEWS, a newspaper of general circulation, published weekly at BOISE, County of Ada, and State of Idaho, and the

annexed Notice was published in said paper once each and every week for four consecutive weeks, the first publication being on the

15th day of May, 1933, and the last publication being on the 5th day of June, 1933;

and that the said BOISE CAPITAL NEWS has been published continuously and uninterruptedly in said county during a period of seventy-eight consecutive weeks prior to the first publication of the attached notice.

Ernest Seiler
Subscribed and sworn to before me this 8th day

of June, 1933.

Edward H. May
Notary Public

17675-

30A
25A
15A

Point of Diversion

SEC. 14

Permit Map No. 17673

As Approved
JUN 20 1937
R. W. FARIS

Commentation of Revolution

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

121761
SYMS-YORK CO., BOISE 102998

State of Idaho
License and Certificate of Water Right

Water License No. **17675**

Amount **1.6 Sec. Ft.**

Water District No. _____

Priority **May 31, 1932**

THIS IS TO CERTIFY that **THOMAS C. MAYNE**
of **Idaho City, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **May 31**, 19 **32**; that Permit No. **17675**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.6 second feet, was issued thereunder on **September 19**, 19 **32**, showing that said works
were completed on the **17th** day of **September**, 19 **32**; and that on the **14th**
day of **June**, 19 **33**,

THOMAS C. MAYNE

of **Idaho City**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of **Smiths Creek**
, a tributary of **Moores Creek**, for the purpose of irrigation and domestic
use, under Use Permit No. **17675** of the **Commissioner of Reclamation**
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 Commissioner of Reclamation of Idaho and entered of record in Volume **7**
of Licenses, at page **3773**, on the **14th** day of **June**, 19 **34**;

The right hereby confirmed dates from **May 31**, 19 **32**;

The Point of Diversion is located
in the **SW 1/4 NE 1/4**, Sec. **14**, Tp. **4 N.**, R. **4 E.**, B. M. **Boise County**.

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 **1.6**
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 N	4 E	11	NE $\frac{1}{4}$ NW $\frac{1}{4}$	10	10
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	30	30
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	25	25
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	15	15
					80

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this **14th** day of **June**, 19**34**.

R. W. FARIS
Commissioner of Reclamation

(SEAL)

63-2472

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 24789
Permit No. 17675
District No.

1. Name of Applicant: Thomas C. Mayne

Postoffice address: Idaho City Road

County: Boise

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(c) Bonds to be issued:

(b) Treasury stock

(d) Other resources:

2. Quantity of water claimed: 1.6 cubic feet per second.

3. Source of water supply: Smiths Creek which is a tributary of Moors Creek

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B. M., and is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$

of Section 14 , T. 4 N. , R. 4 E. , B. M., County of Boise

5. Water is to be used for: Irrigation and Domestic purposes

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B. M., in the of Section , T. , R. , B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 1500.00

8. Kind of works: Dam and Ditch

9. Height of dam Two feet; length of dam at top Six feet; length of dam at bottom Nine feet; material used in dam: Dirt

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom Two feet; width at water line Three feet; depth of water One feet; dimensions of flume:

Diameter of pipe inches; length of conduit One and one-half miles.

Average grade per mile feet.

12. The time required for the completion of such work is Six months years.

13. The time required for the complete application of the water to the proposed use is No additional years.

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

15. (a) Is reservoir to be used? No. If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Thomas C. Mayne

Applicant.

Bv

Agent.

Date of first receipt at Department of Reclamation: 1:00 P. M., May 31, 1932

Returned to applicant for correction: June 1, 1932

Corrected application received: June 17, 1932

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17675

Recorded in Book **64** Page **17675** Approved **June 20, 1932**

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 August 19, 1932

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 September 20, 1932

The whole of said work to be completed on or before December 20, 1932

Beneficial use of water appropriated in accordance herewith, to be made on or before December 20, 1932

Witness my hand this 20th day of June, 1932

R. W. FARIS
Commissioner of Reclamation.

Remarks:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4 N.	4 E.	11					10	30	25	15								80	
<u>PERMIT NO. 17675</u> <u>CERTIFICATE OF COMPLETION OF WORKS</u> To All Whom It May Concern: This is to certify that Thomas C. Mayne of Idaho City Road, County of Boise, and State of Idaho, the holder of Permit No. 17675, issued upon Application No. 24789 bearing date of priority of May 31, 1932, authorizing the diversion of 1.6 second feet of the waters of Smiths Creek, which is a tributary of Moors Creek County of Boise, 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 1.6 second feet of the waters of Smiths Creek, that the point of diversion of said waters is in the SW¼NE¼ of Section 14, T. 4 N., R. 4 E. B. M., County of Boise, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 80 acres located as follows: in the NE¼NW¼, 10 acres; in the NW¼NW¼, 30 acres; in the SW¼NW¼, 25 acres; in the SE¼NW¼, 15 acres; all in Section 11, T. 4 N., R. 4 E. B. M. Witness my hand this 19th day of September, A. D. 1932. R. W. FARIS Commissioner of Reclamation Proof of Completion of Works made September 17, 1932. Certificate of Completion issued September 19, 1932. <u>EXTENSION OF TIME</u> Upon proper request of the holder of the above numbered permit, I have this 19th day of September, 1932, extended the time for beneficial use of water thereunder to the 20th day of December, 1933. R. W. FARIS Commissioner of Reclamation LICENSE ISSUED FOR 1.6 SEC. FT. Vol. 7, Page 3773																			

WATER RIGHT NUMBER 63-2472

OWNER LAST NAME - MAYNE FIRST NAME - THOMAS C. ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - IDAHO CITY STATE - ID ZIP CODE -
SOURCE - SMITHS CREEK TRIBUTARY OF - MOORES CREEK
STAGE - LICENSE STATUS - PRIORITY - 05-31-1932 COUNTY - BCISE TOTAL DIV. RATE - 1.6000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SWNE 14 04N 04E LOT REDIV - 272.0 312.0 84.0 13.0 0.0 0.0 0.0 0.0 0.0 0.0 1.4
FROM - TO - USE - IRRIGATION USE DIV. RATE - 1.6000 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 04N RNG 04E SEC 11 TRACT NENW LOT AC 10 TRACT NWNW LOT AC 30
TRACT SWNW LOT AC 25 TRACT SENW LOT AC 15
DATE - TOTAL ACRES 80
DECREE NAME -
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLC NO. - 17675
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

3/79

IDENT. NO. 63-2472

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]

June 18, 1934

Re: Permit No. 17675

MR. THOMAS C. MAYNE
Idaho City,
Idaho

Dear Sir:

We are enclosing herewith Water License No. 17675, issued under the above numbered permit, confirming your right to the use of 1.6 second feet of the waters of Smiths Creek, Boise, County, Idaho, for irrigation and domestic purposes, also our office receipt in the amount of \$8.00 which was the fee due in connection with this proof.

Very truly yours,

R. W. FAPIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.

17675

April 10, 1934

RE: Permit No. 17675

MR. THOMAS C. MAYNE
Idaho City Stage Road,
Idaho City, Idaho

Dear Sir:

This is to inform you that we now have the engineer's report covering his examination relative to final proof under the above permit.

Upon receipt of a fee in the amount of \$8.00, we will issue a license embracing a portion of four different subdivisions as set out under your permit. This fee is statutory and is calculated at the rate of \$2.00 for each forty acre subdivision or portion thereof that is being irrigated.

Very truly yours,

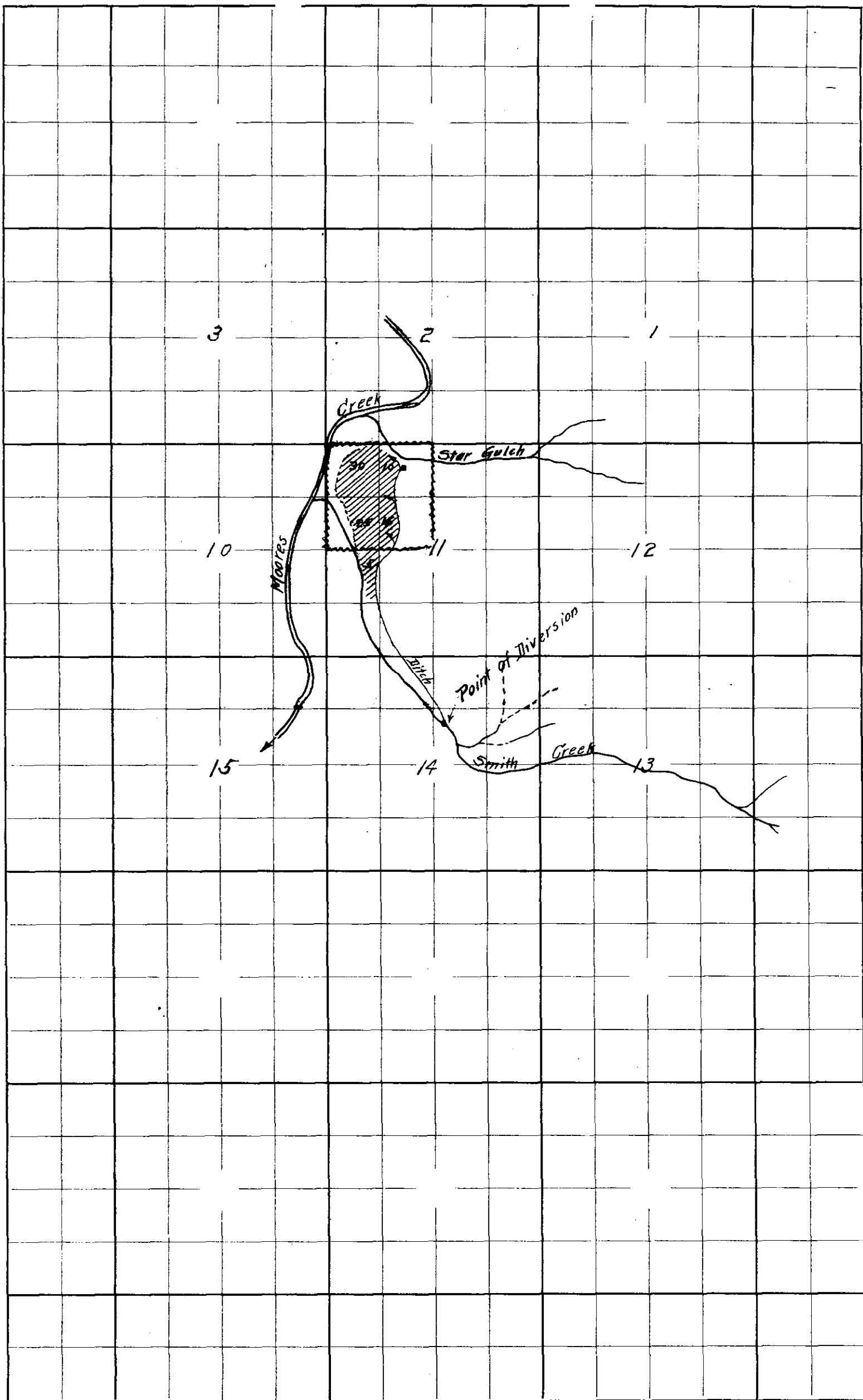
R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:RG

~~1763~~

17675



**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE**

REPORT OF ENGINEER

PERMIT NO. 17675

REPORT ON PROOF OF BEN USE

Thomas C. Mayne
Idaho City Road
Idaho

22

Permit No. 17675

Examination for BEN USE

County Boise

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. 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.
 4. If any unusual conditions are discovered, make a plain statement of them under remarks.
 5. 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.
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17875

This proof is for BEN USE

In Water District No.

1. Name of applicant Thomas C. Mayne
2. Source of water supply: Smith's Creek
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14
T. 4 N. R. 4 E. B. M. County of Boise
4. Describe works as they exist, giving dimensions and capacities of same: Diversion from creek is by trench & small rock check dam. Ditch is 4 ft wide x 2 ft deep & 1.5 miles long
5. Water is used for: Irrigation and domestic
6. State whether or not water has been turned into works of diversion: yes for approximately 30 years
7. List legal subdivisions 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): NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 11, T. 4 N., R. 4 E. B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Boise River
- Remarks: Water is used principally for hay production

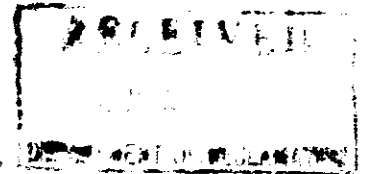
This examination was made on the 19th day of July, 1933.

(Signed)

W. H. Johnson
Examiner.

PROOF OF PUBLICATION

STATE OF IDAHO, } ss.
County of Ada, }



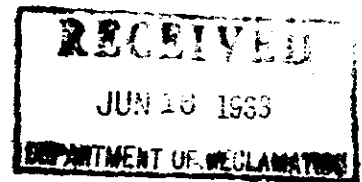
I, Frank Seiler
being first duly sworn, depose and say that I am twenty-one years of
age, and the Principal Clerk of the
BOISE CAPITAL NEWS, a newspaper of general circulation, pub-
lished weekly at BOISE, County of Ada, and State of Idaho, and the
annexed Notice was published in said paper once each and every week
for four consecutive weeks, the first publication being on the
15th day of May, 1933, and the last
publication being on the 5th day of June, 1933;
and that the said BOISE CAPITAL NEWS has been published con-
tinuously and uninterruptedly in said county during a period of seventy-
eight consecutive weeks prior to the first publication of the attached
notice.

Subscribed and sworn to before me this 8th day
of June, 1933.

Edward H. May
Notary Public

17675-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 17675

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Thomas C. Mayne, residence and postoffice address: Idaho
City Road, Occupation: Farmer and stockraiser.
Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of 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. 17675 June 20, 1932 May 31, 1932

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

Ans. Smith's Creek. SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14, Twp. 4 N.R. 4 E.B.M. County of
Boise, Idaho.

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. (1.6 second feet)

Ans. Dam, ditch and temporary headgate. at least 300 miner's inches/
of water. No special name for 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 and domestic use. 10 acres in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$;
30 acres in NW $\frac{1}{4}$ of NW $\frac{1}{4}$; 25 acres in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ and 15 acres in
SE $\frac{1}{4}$ of NW $\frac{1}{4}$, all in Sec. 11, Twp. 4 N. R. 4 E.B.M. - cultivated
meadow land and said land has been cultivated and has produced
hay and other crops.

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

Ans. _____

17675

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

Ans. One inch per acre.

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. _____

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

Ans. For at least 15 years last past. For irrigation of said land.

In amount necessary to irrigate said land during the irrigation season, and most of the time all of said water being used for irrigation purposes on said land during irrigation season.

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. No other such water.

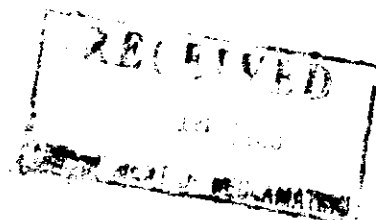
(Sign) Thomas C. Mayne

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 Boise City, County of Ada, State of Idaho, on this 14th day of June, A. D. 1933.

Wm. B. Drumbar
Notary Public for Idaho
Residing at Boise, Idaho

My commission expires December 13, 1934.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 17675

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Oscar Laren, 69 years old, 14 miles South of Idaho City
On Moore's Creek, Boise County, Idaho. P. O. Address: Idaho City Road,
Ida. Occupation: Miner

Ques. 2. Are you acquainted with Thomas C. Mayne, the
holder of Permit No. 17675? How long have you known him and where does he reside?

Ans. Yes. Over 50 years - Idaho City Road - 14 miles this side
of Idaho City, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17675, 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. Smith's Creek, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14, Twp. 4 N. R. 4 E.B.M. County
of Boise, Idaho. Dam, ditch and temporary headgate.

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. At least 300 inches of water, and I have seen about 200 miner's
inches of water being so conveyed in said ditch.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Irrigation and domestic use. 10 acres in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$;
30 acres in NW $\frac{1}{4}$ of NW $\frac{1}{4}$; 25 acres in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ and 15 acres in
SE $\frac{1}{4}$ of NW $\frac{1}{4}$, all in Sec. 11, Twp. 4 N. R. 4 E.B.M. - cultivated
meadow land and said land has been cultivated and has produced
hay and other crops.

17675

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. Sandy loam requiring at least one inch of water to the acre.

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

Ans. No.

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. For about 10 years I have seen all of said land irrigated
by said water, all of the water received by claimant having been
used on said land.

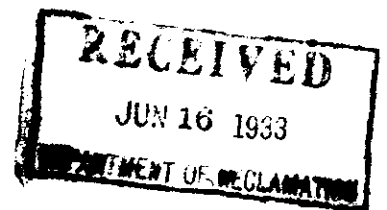
(Signed) Osman J. Geron

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 Boise City, County of Ada, State of Idaho, on this ~~day of~~ 14th day of June, A. D. 19 33.

Wm. E. Drumbo
Notary Public for
Idaho
Residing at Boise, Idaho

My commission expires December 13, 1934

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 17675

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Edgar D. Kemper, age 52, Residence and post office address:
Occupation: rancher. Route # 4, Boise, Idaho

Ques. 2. Are you acquainted with Thomas C. Mayne, the holder of Permit No. 17675? How long have you known him and where does he reside?

Ans. Yes. About 18 years. Idaho City Road - 14 miles this side
of Idaho City, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17675, 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. Smith's Creek, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14, Twp. 4 N.R. 4 E.B.M. County of
Boise, Idaho. Dam, ditch and temporary headgate.

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. At least 300 inches of water, and I have seen 200^{miner's} inches of
water being so conveyed in said ditch.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Irrigation and domestic use. 10 acres in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$
30 acres in NW $\frac{1}{4}$ of NW $\frac{1}{4}$; 25 acres in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ and 15 acres in
SW $\frac{1}{4}$ of NW $\frac{1}{4}$, all in Sec. 11, Twp. 4 N, R. 4 E, B. M. - cultivated
meadow land and said land has been cultivated and has produced
hay and other crops.

17675

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. Sandy loam requiring at least one inch of water to the acre.

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

Ans. No.

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. For about 15 years I have seen all of said land irrigated by said water, all the water received by claimant having been used on said land.

(Signed)

Edgar R. Kemper

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 Boise City, County of Ada, State of Idaho, on this day of 14th day of June, A. D. 19 33.

Wm. B. Dunning

Notary Public.

My commission expires December 13, 1934

for Idaho
Residing at Boise, Idaho

June 16, 1933

RE: PERMIT NO. 17675

MR. THOMAS C. WAYNE
Idaho City Road,
Idaho

Dear Sir:

This will acknowledge receipt of the depositions of yourself and two witnesses executed in connection with beneficial use proof under the above permit, and also the affidavit of proof of publication from the Boise Capital News.

A field examination will be made sometime during the summer. When the Engineer's report has been filed, you will be further notified as to fees due before your license is issued.

Very truly yours,

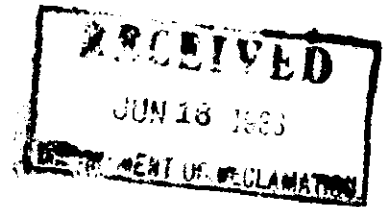
R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC

17675-

WILLIAM C. DUNBAR
LAWYER
BOISE, IDAHO



June 14, 1933

Department of Reclamation
State House
Boise, Idaho

Re: Thomas C. Mayne
Permit No. 17675

Gentlemen:

In compliance with your request of June 6th in the above matter, I have today taken the depositions of Mr. Mayne and two witnesses and herewith enclose these depositions to you, together with the proof of publication, being the affidavit of Boise Capital News.

Trusting that you will find these papers in proper form and sincerely thanking you for your past courtesies, I remain

Very truly yours,

A handwritten signature in cursive script, appearing to read "Wm C. Dunbar".

WCD:DS
encls. - 4

17675

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

June 6, 1933

Wm. C. Dunbar
Idaho Building
Boise, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17675

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 rights:

1. On June 14, 1933, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Boise, Idaho before Wm. C. Dunbar, Notary Public

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 the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

R. W. FARIS

Commissioner of Reclamation.

17675

May 12, 1935

RE: PERMIT NO. 17675

MR. THOMAS C. MAYNE
Idaho City Road
I d a h o

Dear Sir:

We have today written Mr. Wm. C. Dunbar, before whom you will offer your proof of beneficial use of water on June 14, advising him that you will appear at his office with two witnesses on this date to offer the said proof.

We will mail a copy of the notice for publication to the CAPITAL NEWS sometime today with an order that it be published once a week for four consecutive weeks prior to June 14. The newspaper will furnish you an affidavit of proof of publication after the final insertion has appeared. Immediately upon your receipt of this affidavit, please mail it to this department, or else give it to Mr. Dunbar, and it can be attached to the depositions before they are sent to this office.

Very truly yours,

R. W. FAHIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC

17675

May 12, 1933

RE: PERMIT NO. 17675
Thomas C. Mayne

MR. W. C. DUNBAR
Idaho Building
Boise, Idaho

Dear Sir:

Mr. Thomas C. Mayne called at this office today and arranged to make proof of application of the water claimed under this permit to beneficial use. The date set for such proof is 2:00 P. M. June 14. Mr. Mayne had no one particularly in mind before whom he wished to appear to execute the necessary depositions so we suggested that the proof be made before you, since we know that you have had considerable experience in these matters.

We advised Mr. Mayne to appear at your office on the above date with two disinterested witnesses who are familiar with the terms of the permit and the works constructed thereunder. We will mail the depositions to you about the 5th of June so that you will have them in ample time.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:NC

17675

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date May 13, 1933

THE EDITOR
Capital News Publishing Co.
Boise, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to June 14, 1933, the date set for proof, the expense of the publication to be paid by the applicant,

Thomas C. Mayne, Idaho City, Idaho
to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

R. W. PARIS

Commissioner of Reclamation

17675

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 12, 1933
(P. O.) _____

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Capital News of Boise, published in the county in which the works are situated.

Thomas C. Mayne

(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.

17675

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 p.m. on the 14th day of June, 1933,
at Boise, County of Ada, State of Idaho,
before Wm. C. Dunbar, Notary Public, proof will be submitted
of the application to beneficial use of 1.6 cubic feet per second of the
waters of Smiths Creek in accordance with the terms and conditions of
Permit No. 17675 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Thomas C. Mayne Idaho City, Idaho

The use to which said water has been applied is
irrigation and domestic use

The amount applied to beneficial use is 1.6

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated)

NE $\frac{1}{4}$ NW $\frac{1}{4}$, 10 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$, 30 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$, 25 acres;
SE $\frac{1}{4}$ NW $\frac{1}{4}$, 15 acres; Section 11, T. 4 N., R. 4 E. B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is a private ditch

The right to take water from such works is based upon Permit No. 17675

The source of supply from which such water is diverted is Smiths Creek

The date of the priority which said user is prepared to establish is May 31, 1932.

R. W. FARIS
Commissioner of Reclamation.

17675

September 19, 1932

Re: Permit No. 17675

Mr. Thomas C. Mayne
Idaho City Road
Idaho

Dear Sir:

We are herewith enclosing your Certificate of COMPLETION OF WORKS, issued today under the above numbered permit, together with the approval of the Commissioner of Reclamation extending the time for BENEFICIAL USE proof under the said permit to December 20, 1933.

Very truly yours,

R. L. PARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC

Encl. Office receipt for \$5.00

17675

Permit No. 17675STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Boise } SSThomas C. Mayne 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. 17675, and that his postoffice address is Idaho City, Idaho
State of IdahoSecond: That the name of the stream from which said water is to be diverted is Smith CreekThird: That the point of diversion of said water is SW+NE+ of Sec 14, Twp 4N, R 4E, B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Dec 20, 1932Fifth: That the use for which said water is intended is Irrigation & Domestic

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 and ditch
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 2 feet, length of dam at top 6 feet, length of dam at bottom 9 feet. Material used in construction Earth

(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
(State whether ditch, flume or pipe.)feet, depth of water 1 feet; diameter of pipe _____ inches, average grade per mile is _____ feet. Length of conduit is 1 1/2 miles.Seventh: That said works are capable of conducting to the place of intended use 1.6 second feet of water.Eighth: That water appropriated under said permit is available for 80 acres of land described as follows: NE+NW+ - 10 Acres, NW+NW+ - 30 Acres, SW+NW+ - 25 Acres, SE+NW+ - 15 Acres all in Sec 11, Twp 4N, R 4E, B.M.

Ninth: Remarks: That _____

Thomas C. Mayne
(Sign here)Subscribed and sworn to before me this 17 day of September, 1932My commission expires March 8, 1934Karl B. Evans
Notary Public.

17675

STATE OF IDAHO
Department of Reclamation

Permit No.

Application for Extension of Time for Beneficial Use Proof

STATE OF IDAHO
County of Bonne } ss

Thomas C. Mayne of Idaho City
State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 17675

That, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by Dec. 20, 1932

That he has heretofore put to beneficial use 1.6 second feet of water and has irrigated 80 acres.

That, for the following reasons, he is unable to put to beneficial use within the required time the remainder of the water appropriated under his permit, to-wit: All of the water claimed under the permit has been put to beneficial use but due to financial conditions I am unable to offer the proof within the specified time.

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the making of proof of beneficial use under said permit to Dec 20, 1933

Subscribed and sworn to before me this 17 day of September, 1932

Karl B. Evans
Notary Public.

My commission expires March 6, 1934

Date of receipt at office of Department of Reclamation

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, R. W. FARIS, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the making of proof of Beneficial Use under Permit to appropriate the Public Waters of the State of Idaho, No. 17675, to December 20, 1933

Witness my hand this 19th day of September, 1932

17675
R. W. Faris
Commissioner of Reclamation.

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17675

June 21, 1932

Boise, Idaho,

Dear Sir:

I enclose herewith above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as
given under approval of the Commissioner of Reclamation on
the third page.

Thomas C. Mayo
Idaho City Road
Boise, Idaho

R. W. FARIS
Commissioner of Reclamation.

17675

W

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5

SEC. 6

SEC. 1

- SEC. 4

SEC. 3

SEC. 2

- SEC. 1

SEC.

— SEC.

- SEC.

- SEC.

SEC. 11

SEC. 14

SEC.

— SEC.

- SEC.

- SEC.

SEC. 7

SEC. 1

Moore's Creek

30A 10A
25AD 15A
SEC.

Point of Diversion

4 Heideck
Ruf

2971

Approved
JUN 20 1937
U. S. MARINE

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

E

5675

SYMS-YORK CO., 501 E. 10TH ST.

17675-
June 2, 1932

RE: APPLICATION NO. 24789

MR. THOMAS C. MAYNE
Idaho City, Idaho

Dear Sir:

We are herewith returning your application for permit in order that it may be completed. Submit township platte, showing source of supply, the stream to which your source of supply is tributary, the point of diversion, and the portion of each 40 acre legal subdivision that you propose to irrigate.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Office Engineer

PH/LP

17675-