

T2N R1E

SEC. 4

SEC. 19

Stable Yard 1.7 As

Pasture 1.70

Yard & Orchard 1.74

House

Mile 1.74

See back of this sheet for larger plat.

RECEIVED MAY - 8 1912 OFFICE OF STATE ENGINEER

6199

MAY - 8 1912

DECEMBER

T 2 N	R 1 E
-------	-------

SEC.

SEC.

SFC=

-SFG-

576

-SFC-

-SFC-

516

SEC

SFC-

SFC

SFC

4

59

1910

A hand-drawn map of a farm layout. The map shows a central area labeled 'Pasture 170'. To the left is a 'Stable Yard 1.7 As'. To the right is an 'Orchard'. At the bottom is a 'Dom + Rd Gate'. A line labeled 'Affen 1784 As' runs along the top. A dotted line separates the 'Stable Yard' from the 'Pasture'. A solid line separates the 'Pasture' from the 'Orchard'. A line labeled 'Dom + Rd Gate' runs along the bottom. A line labeled 'Affen 1784 As' runs along the top. A line labeled 'Pasture 170' runs along the right side. A line labeled 'Stable Yard 1.7 As' runs along the left side. A line labeled 'Orchard' runs along the bottom right. A line labeled 'Dom + Rd Gate' runs along the bottom left.

Pasture 1.70
 Yard & Orchard

from 9th Gate

3

二

20.75 AS
1.20 S
21.95

AS

407595

20.20

199

 2°

✓ can be irrigated

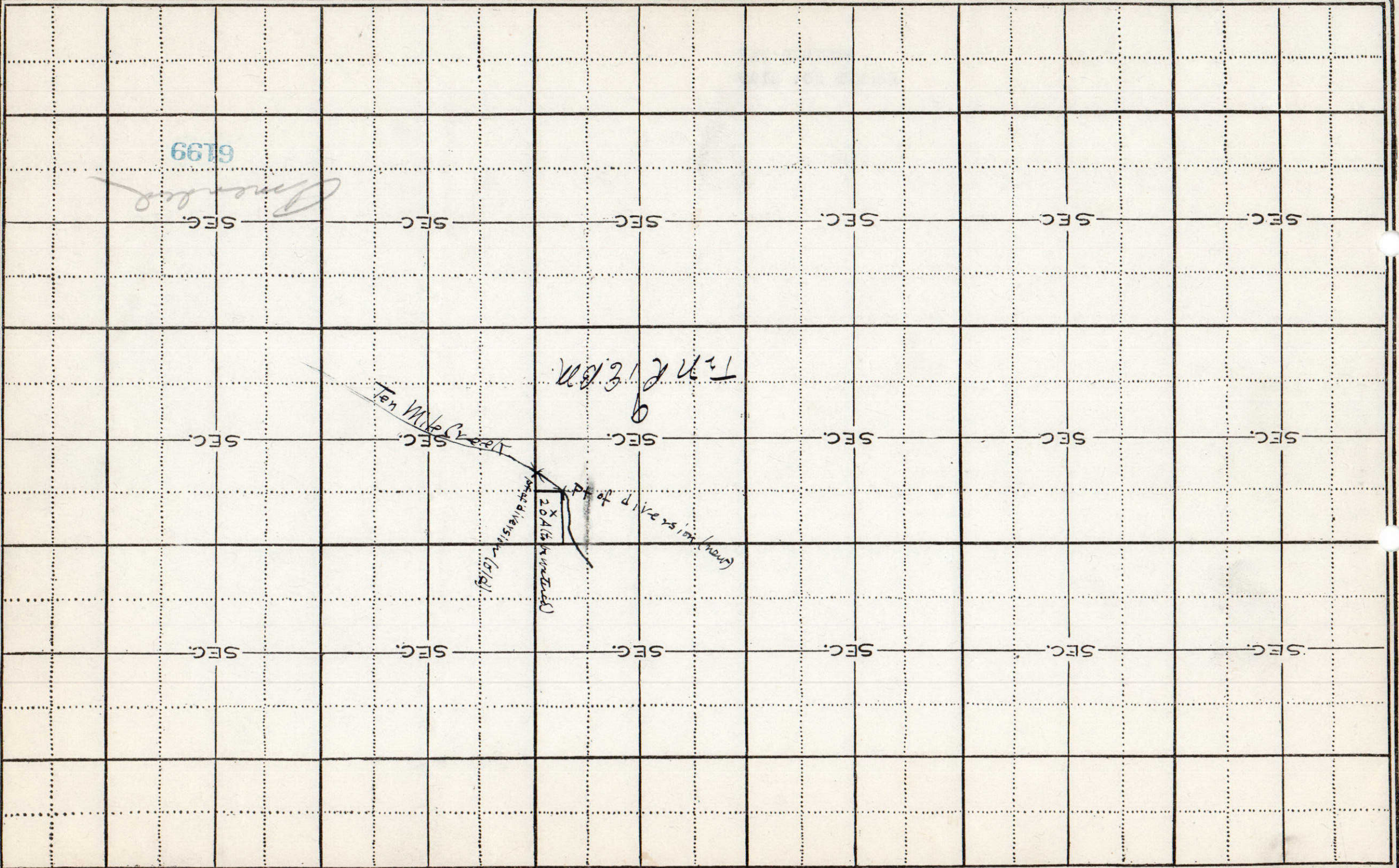
See back of this sheet
for larger plot.

6199

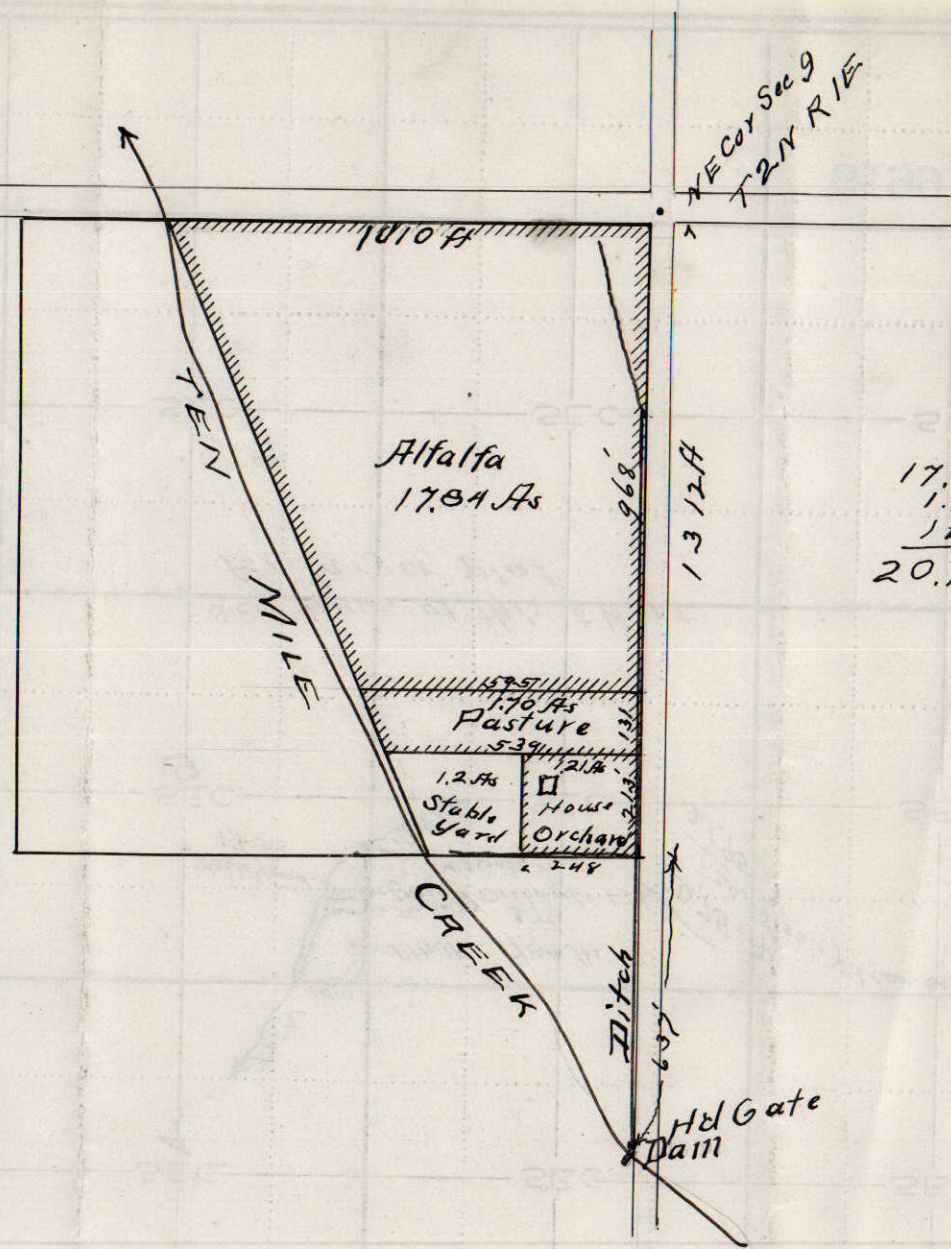
57

Name of Applicant John L. Fountain See 9 T2N R1E BM.

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



6619



17.84 As Alfalfa
1.70 " Pasture
1.21 " House & Orchard
20.75 As Total.

Ada County *
Ten Mile Creek *
4/10ths second-foot *
Irrigation *
Priority 5/14/1910 *

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

Water License No. 6199

WHEREAS, On the 14th day of May, A.D. 1910, CARRIE M. CALLISON, of Meridian, County of Ada, State of Idaho, duly made application (No. 8850) to me for a permit to use 4/10 of 1 cubic foot per second of the waters of TEN MILE CREEK, County of Ada, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 18th day of June, A.D. 1910, Permit No. 6199 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 18th day of December, A.D. 1910, and for the application to beneficial use of said water on or before the 18th day of December, A.D. 1911, and,

WHEREAS, On the 14th day of December, A.D. 1910, CARRIE M. CALLISON, the holder of said permit, duly made proof of the completion of adequate works for the diversion of 4/10 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 6199, dated May 17, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 4/10 of 1 cubic foot per second of water, with date of priority of May 14, 1910, and,

WHEREAS, On the 18th day of December, A.D. 1911, Carrie M. Callison transferred all her right, title and interest in and to said permit to John L. Fountain, of Meridian, Ada County, Idaho, and,

WHEREAS, On the 18th day of December, A.D. 1911, JOHN L. FOUNTAIN, the holder of said permit, duly made proof of the application to beneficial use of 4/10 of 1 cubic foot 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 JOHN L. FOUNTAIN, of Meridian, County of Ada, State of Idaho, the holder and owner of said Permit No. 6199, a perpetual right, dating from May 14, 1910, to the use of four-tenths (4/10) of one cubic foot per second of the waters of TEN MILE CREEK, in the County of Ada and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point about 600 feet South of southeast corner of Northeast quarter of Northeast quarter (NE4 NE4) Section 9, Township 2 North, Range 1 East of Boise Meridian, and conducted to and upon (20 acres in the East half of Northeast quarter of Northeast quarter (E2 of NE4 of NE4) Section 9, Township 2 North, Range 1 East of Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 17th day of May, A.D. Nineteen hundred and twelve.

(SEAL)

A. E. Robinson
State Engineer.

63 211

63-2131

No. 8850

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Carrie M. Callison

Postoffice address: Meridian, R.F.D.#2

County: Ada State: Idaho

2. The quantity of water claimed is 4/10 cubic foot per second.

3. Source of water supply: Ten Mile Creek

County of Ada

4. Location of point of diversion: About 600 feet S. of S.E. corner of NE4 of NE4 of Sec. 9, Twp. 2 N. 1 E.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 20 acres

(b) In the following legal subdivisions: E2 NE4 NE4 Sec. 9, 2 N. 1 E.

6. Estimated cost of works: \$500.00

7. Description of works for diversion:

I. Kind of works: Diverting dam & ditch

II. Dimensions of works:

(a) Height of dam 3 feet, length of dam at top 30 feet, length of dam at bottom 25, feet, material used in construction: Earth and stone

(c) Size of headgate: Width $2\frac{1}{2}$ feet, height 2 feet.

(d) Conduit ditch, width at bottom 2 feet, width at water line 2 feet, depth of water one foot. Average grade per mile is 4 feet. Length of conduit is 600 feet, and it crosses the following quarter sections: SE4 NE4 Sec. 9, 2 N. 1 E., to land described in 5 I (b) above which is the point of intended use.

8. The time required for the completion of the construction of such work is 6 months.

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.

Carrie M. Callison,

Applicant

APPROVAL OF STATE ENGINEER

The number of this permit is 6199

Date of first receipt of application: 2:35 P.M. May 14, 1910

Returned to applicant for correction: May 16, 1910

Corrected application received: June 3, 1910

Recorded in Book 18. Page 6199. Approved June 18, 1910

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 August 17, 1910, 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 18, 1910.

The whole of said work to be completed on or before December 18, 1910.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to December 18, 1911.

Witness my hand this eighteenth day of June, 1910.

D.G. Martin,
State Engineer

THIS INDEENTURE, Made this eighteenth day of December, in the year of our Lord one thousand nine hundred and eleven between Carrie M. Callison, unmarried, of Boise, County of Ada, State of Idaho, the party of the first part, and John L. Fountain, of Boise, County of Ada, State of Idaho, the party of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of THIRTY-FIVE HUNDRED and NO/100 (\$3500.00) DOLLARS, lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs, and assigns forever, all the following described real estate, situate in Ada County, State of Idaho, to-wit: The Northeast quarter (NE $\frac{1}{4}$) of the Northeast quarter (NE $\frac{1}{4}$) of Section numbered Nine (9), Township numbered Two (2) North of Range numbered One (1) East, Boise Meridian, Idaho, together with any all water rights and rights in laterals and ditches thereunto belonging or in any wise appertaining thereto, and particularly that certain water right described in and represented by Permit #6199, issued by the State Engineer of the State of Idaho. This deed is given for the purpose of more fully describing the water right belonging to the land herein conveyed. This deed is made and accepted subject to the taxes for the year 1911.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part:

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said party of the first part, and her heirs, the said premises in the quiet and peaceful possession of the said party of the second part, his heirs and assigns, against the said party of the first part, and her heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND, As of Mar. 27, 1911.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written.

Signed, Sealed and Delivered

Carrie M. Callison (SEAL)

in the presence of

E. C. Pfaffle.

State of Idaho.)
) ss
County of Ada.)

On this 26th day of December in the year 1911 before me E. C. Pfaffle, a

Notary Public in and for said County, personally appeared Carrie M. Callison, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

E. C. Pfaffle,
Notary Public.

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9.00 a.m. December 28, 1911.

A. E. Robinson,
State Engineer.

Notice of Proof of Completion of Works received October 10th, 1910, fixing December 14th, 1910, as date, and Boise, Idaho, as place of proof.
Publication Notice mailed the Capital News at Boise, November 10th, 1910.
Deposition blanks mailed Notary Public on November 10th, 1910.
Water Commissioner authorized to make examination of works and report November 10th, 1910.
Depositions and affidavit of publication received December 14th, 1910.
Certificate held pending receipt of fee and water commissioner's report.
Permit No. 6199 transferred to John L. Fountain December 18th, 1911.
Notice of Proof of Beneficial Use of Water filed by John L. Fountain, fixing December 18th, 1911, as date, and Boise as place of proof.
Publication Notice mailed the Meridian Times on November 14th, 1911.
Water Commissioner notified on November 14th, 1911, to make examination of works.
Depositions and affidavit of publication received December 18th, 1911.
Report of Water Commissioner received May 8th, 1912.
Fees for both proof of completion of works and beneficial use of water received May 8th, 1912.
Certificate and License issued May 17th, 1912.
License issued for 4/10ths of one second-foot.

Permit No. 6199

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Carrie M. Callison, of Meridian, County of Ada, and State of Idaho, the holder of Permit No. 6199, issued upon Application No. 8850, bearing date of priority of May 14, 1910, authorizing the diversion of 4/10 of 1 second foot of the waters of TEN MILE CREEK, County of Ada, 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 4/10 of 1 second foot of the waters of TEN MILE CREEK; that the point of diversion of said waters is at a point about 600 feet south of southeast corner of northeast quarter of northeast quarter (NE¹/₄ NE¹/₄) Section 9, Township 2 North, Range 1 East of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: East half of Northeast quarter of Northeast quarter (E² of NE¹/₄ of NE¹/₄) Section 9, Township 2 North, Range 1 East of Boise Meridian.

Witness my hand this 17th day of May, A. D. 1912.

A. E. Robinson,
State Engineer.

License issued for 4/10 second feet
Page 1043

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

John L. Fountain, being first duly sworn, deposes and says;

That he is the owner of a water right appurtenant to the following described land, to-wit: East half of the Northeast quarter of Northeast quarter (~~NE¹/₄ NE¹/₄~~) Section 9, Township 2 North, Range 1 East of Boise Meridian, as evidenced by the Water License No. 6199, dated 17th day of May, 1912.

That he is the owner and holder of Permit to appropriate the public waters of the State of Idaho No. 6199.

That he intends to change the point of diversion, as described in said permit, to the following described point: About 660 feet west of the Southeast corner of the Northeast Quarter of the Northeast quarter, Section 9, Township 2 North, Range 1 East of Boise Meridian.

That such change will be made for the following reasons, to-wit: That under the present manner of diverting water from the point described in said Permit No. 6199, the waters back

up in Ten Mile Creek and such rising of the water in said stream displeases the owner of land adjacent thereto and he claims that he is likely to be damaged thereby.

That no one will be injured by such change and that deponent will make such change at his own risk.

And further deponent saith not.

John L. Fountain.

Subscribed and sworn to before me this 22nd day of April, 1915.

(SEAL)

J. P. Pope.

My commission expires July 10, 1918.

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 2:30 P.M. Apr. 22, 1915.

J. H. Smith,

State Engineer.

REPORT OF ENGINEER

1. State name of applicant and number of permit: J. L. Fountain - Permit 6199
 2. State source of water supply: Ten Mile creek
 3. Location of point of diversion: About 600 ft. S. of S.E. cor. of NE4 of NE4 of
Sec. 9, T. 2 N., R. 1 E. B.M.
 4. State whether or not the works of diversion are *fully* completed and in accordance with terms of permit: Yes dam and ditch both are built and land seeded
 5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: one foot
 - (b) Width at water line: twentyone inches
 - (c) Depth of water: nine inches
 - (d) Grade per mile: 4.75 ft per mile or .09 per 100 ft.
 - (e) Capacity of ditch: eight-tenths second ft. if full second feet.
 6. State whether or not water has been turned into works of diversion and if so, to what extent:
The ditch has not been cleaned out this spring but judging from the
crop of alfalfa growing there has been no difficulty in getting a good
head of water for irrigation as it is the best alfalfa I have seen.
 7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each
forty acre tract: E2 of NE4 of NE4 Sec. 9, Tp. 2 N., R. 1 E. B.M. There is
20.75 acres in cultivation in the NE4 of NE4 sec. 9 T 2 N R 1 E B.B. & M.
as follows Alfalfa 17.84
Pasture 1.70
House lot 1.21 total 20.75
 8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.
- Remarks: The ditch has not been cleaned out and is not in shape to carry
water until it has been shoveled out, but the alfalfa is growing finely
and is the best stand I have seen any where. Including the stable lot
there is about 22 acres that can be irrigated also one or one and onehalf
more acres can be put in next to the creek by leveling and clearing
off the willows. Dam at point of diversion is earth & rock with plank core
44 ft long 2ft high.

C. C. Stevenson

STATE OF IDAHO,

County of ADA

} ss.

C. C. Stevenson, 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 8th. day of May 1912.

My Commission Expires

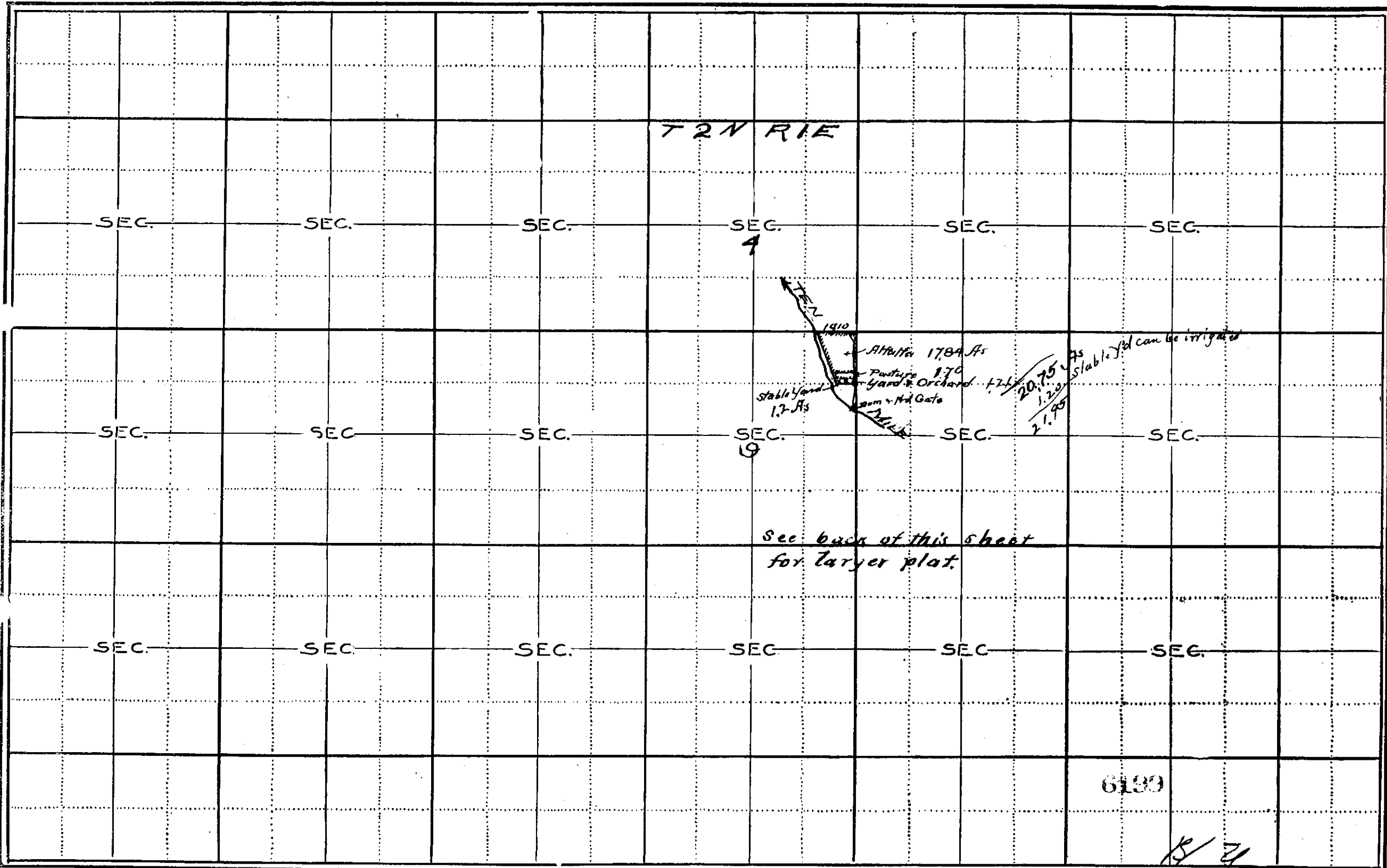
Aug. 22, 1913

M. B. Blase

Notary Public.

6199

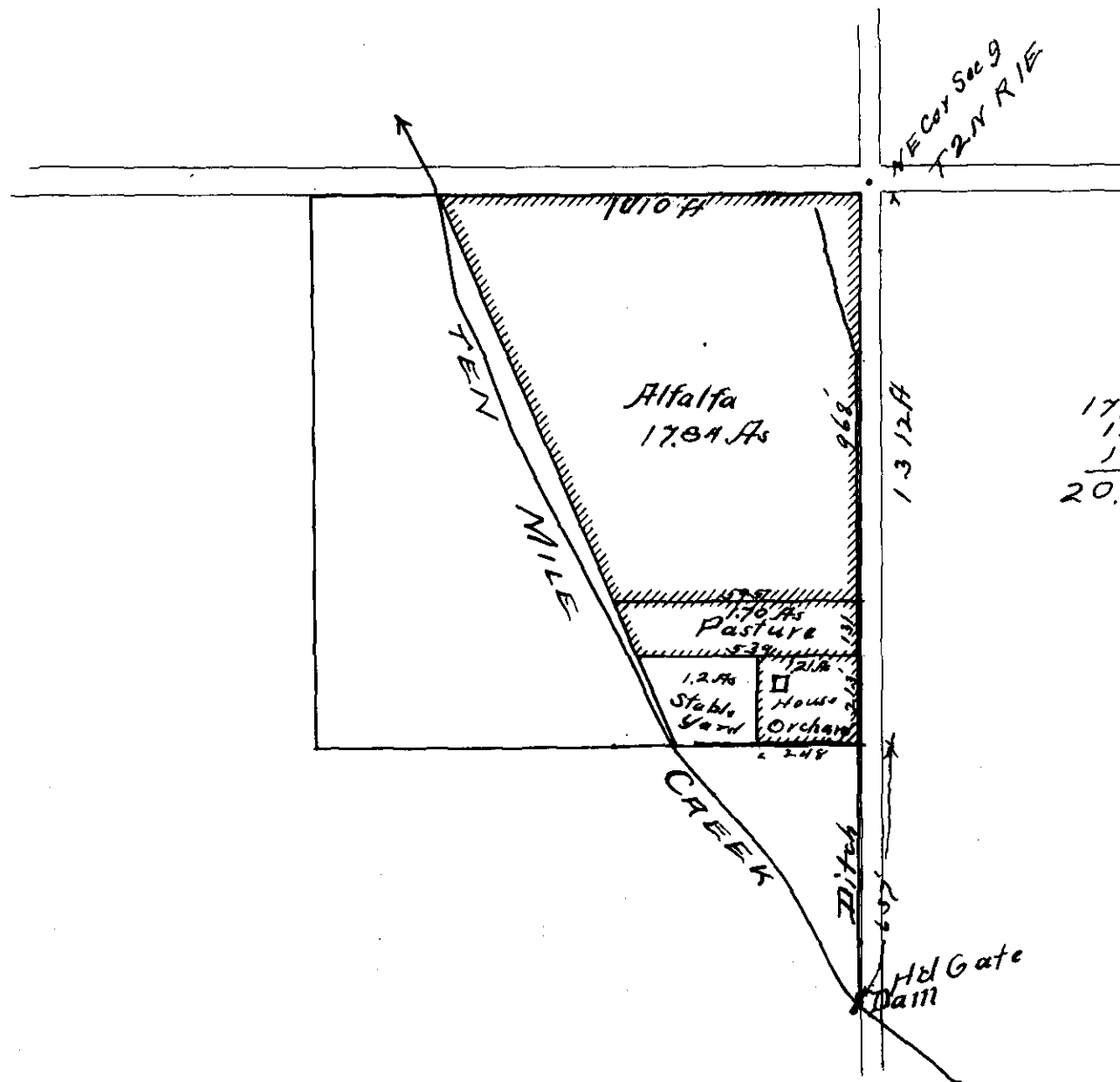
Name of Applicant



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

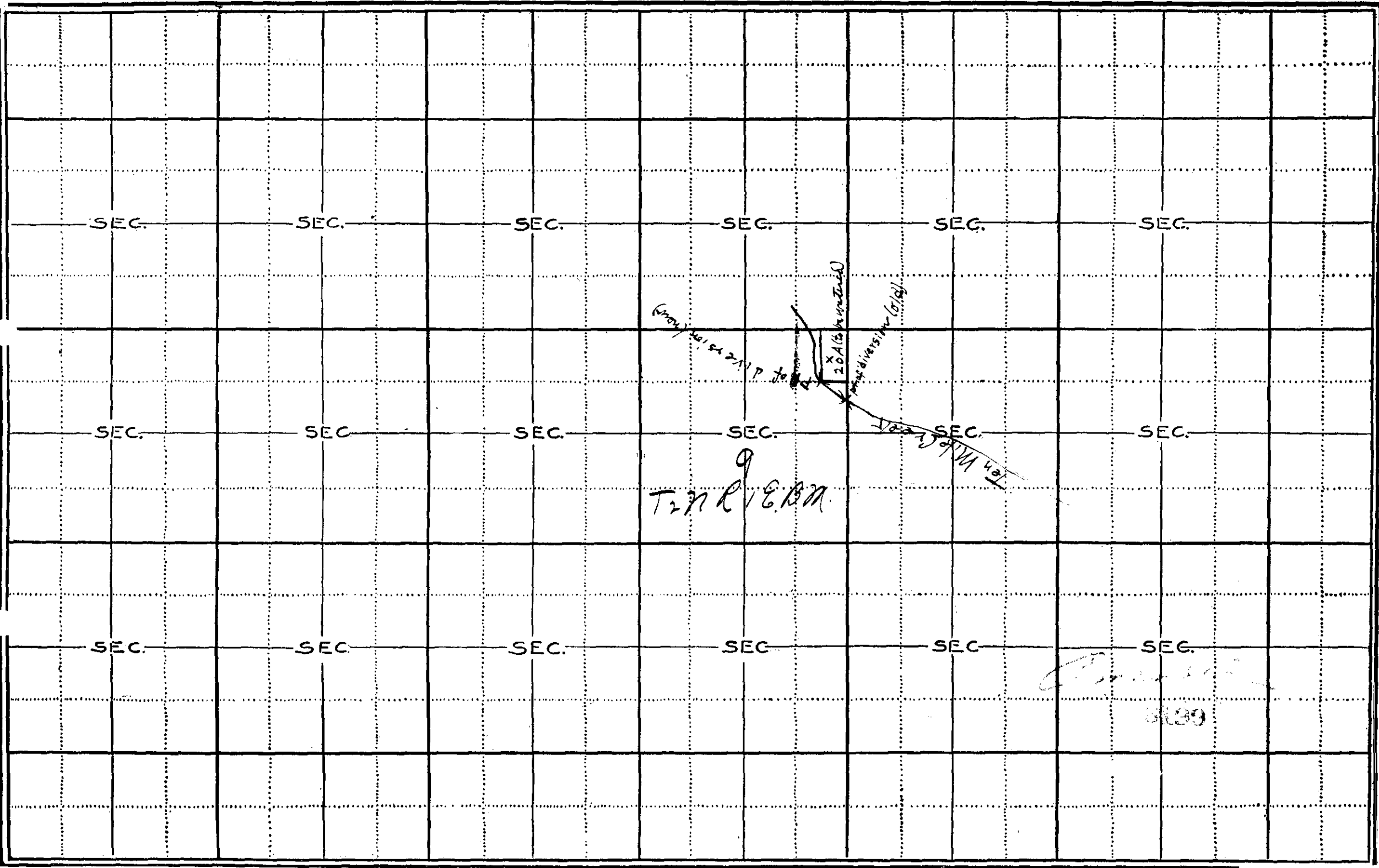
Printed and for sale by the Statesman Shop, Boise, Idaho.

6000



17.84 As Alfalfa
 1.70 " Pasture
 1.21 " House & Orchard
 20.75 As Total.

Name of Applicant John L. Fountain Sec. 9 T2N R1E BM.



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

AMENDED MAP
PERMIT NO. 6199