

45-0274/

County: Cassia.
 Stream: A spring.
 Amount: .1 of 1 sec. ft.
 Use: Domestic
 Priority: 12-16-16.
 District No. 26.

STATE OF IDAHO

Water License No. 12750.
 Water District No. 26.

WHEREAS, On the 16th day of December, A. D. 1916, Frank E. Reynolds,

of Burley, County of Cassia, State of Idaho, duly made application
 (No. 18227) to me for a permit to use 1/10 of 1 cubic foot per second of the waters of a spring,
 in Water District No. 26,
 County of Cassia, State of Idaho, for domestic purposes, and,

WHEREAS, On the 20th day of January, A. D. 1917, Permit No. 12750 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 20th day of July, A. D. 1917, and for the application to beneficial use of said
 water on or before the 20th day of July, A. D. 1917, and,

WHEREAS, On the 12th day of February, A. D. 1917, Frank E. Reynolds,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 1/10 of 1
 cubic foot per second of said waters, as evidenced by my Certificate No. 12750 dated March 2, 1917,
 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1/10 of 1
 cubic foot per second of said water, with date of priority of December 16, 1916, and

WHEREAS, On the 23d day of March, A. D. 1917, Frank E. Reynolds,

the holder of said permit, duly made proof of the application to beneficial use of 1/10 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 Frank E. Reynolds,

of Burley, County of Cassia, State of Idaho, the holder and owner
 of said Permit No. 12750, a perpetual right, dating from December 16, 1916
 to the use of 1/10 of 1 cubic foot per second of the waters of a spring,

in the County of Cassia and State of Idaho, or so much thereof as may be necessary for the purposes
 hereinafter mentioned, to be diverted at a point in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 5, T. 11 S., R. 25 E.,
 B. M.,

and conducted to ~~and upon~~ the home of applicant,

for the purpose of domestic and stock purposes, 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 29th day of December, A. D.
 nineteen hundred and seventeen.

J. H. SMITH,

State Engineer.

(Seal)

45 2741

Application No. 18227
Permit No. 12750

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

District No. 26.

1. Name of applicant: Frank E. Reynolds,

Postoffice address: Burley

County: Cassia

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 tenth (.1) cubic feet per second.

3. Source of water supply: Isolated spring.

4. Location of point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, T. 11 S., R. 25 E.B.M.

County of Cassia.

5. To be used for: Domestic and stock purposes in SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, T. 11 S., R. 25 E.B.M.

I. Irrigation and domestic use: (a) Amount of land to be irrigated:

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:

H. P. under ft. head

(c) Is water to be returned to any stream?
point of return:

(d) If so, name stream and locate

6. Estimated cost of works: \$150.00

7. Description of works for diversion:

I. Kind of works: Reservoir and 6 in. pipe about twenty feet to trough.

II. Dimensions of works:

(a) Height of dam 10 feet, length of dam at top 20 feet,

length of dam at bottom 15 feet. Material used in construction: rock and earth. (6 ins. pipe)

(b) Capacity of reservoir acres feet. (c) Size of headgate, width 0 / feet,

Height 0 (6 in. pipe) feet. (d) ~~Concrete~~ Ditch: width at bottom 6 in. / feet,

width at water line 6 in. pipe feet, depth of water feet; diameter of pipe

6 inches; average grade per mile is feet. Length of conduit is 20 feet, and it crosses the following quarter sections:

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

9. Time required for the complete application of the water to the proposed use is no 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.

Frank E. Reynolds.

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9:00 A.M. Dec. 16, 1916.

Returned to applicant for correction Dec. 16, 1916.

Corrected application received. January 4, 1917.

APPROVAL OF STATE ENGINEER

The number of this permit is 12750

Recorded in Book 44 Page 12750 Approved January 20, 1917.

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 March 21, 1917 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 20, 1917

The whole of said work to be completed on or before July 20, 1917.

Beneficial use of water appropriated in accordance herewith, to be made on or before July 20, 1917.

Witness my hand this 20th day of January, 1917.

J.H. Smith.

State Engineer.

Remarks:

14. The land to be irrigated is described in the following tabulation: None.

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

I simply desire to dam up the small flow from this spring so I can pipe it to a trough, and have a collected running stream while any water flows from the spring.

AFFIDAVIT OF PERMISSION TO FILE ON SPRINGS.

I, H.C. Smith, of Burley, County of Cassia, State of Idaho, do hereby certify that I am the owner of the land on which the spring mentioned in the application of Frank E. Reynolds, is located, to-wit: SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, Tp. 11 S., R. 25 E.B.M. and that I do hereby grant unto the said Frank E. Reynolds, permission to file on the said spring as set forth in the foregoing application.

H.C. Smith.

STATE OF IDAHO.)
(SS:
County of Cassia)

On this 14 day of Dec. 1916, before me, a Notary Public for the state of Idaho, residing at _____, personally appeared H.C. Smith, known to me to be the person whose name is subscribed to the foregoing certificate, and acknowledged to me that he executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

T.D. Nash,

Notary Public.

My commission expires April 30, 1918.

Seal.

Proof of Completion of Works made February 12, 1917.

Certificate of completion of works issued March 2, 1917.

- - - -

Permit No. 12750.

Certificate of Completion of Works.

To All Whom it May Concern:

This is to certify that Frank E. Reynolds, of Burley, County of Cassia, and State of Idaho, the holder of Permit No. 12750, issued upon Application No. 18227, bearing date of priority of December 16, 1916, authorizing the diversion of 1/10 of 1 second foot of the waters of a spring, County of Cassia, State of Idaho, for domestic and stock 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 1/10 of 1 second foot of the waters of a spring; that the point of diversion of said waters is in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 5, T. 11 S., R. 25 E.B.M., and that the place of intended use is in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 5, T. 11 S., R. 25 E.B.M.

Witness my hand this 2nd day of March, A.D. 1917.

J.H. Smith,

State Engineer of the State of Idaho.

License issued for 1/10 of 1 second foot
Page 2230

January 25, 1918.

Re: Permit 12750.

Mr. Frank E. Reynolds,
Declo, Idaho.

Dear Sir:

Enclosing herewith Water License, issued
under above permit, with receipt for fee.

Very truly yours,

J. E. SMITH,

State Engineer.

By

Enc: WL
R-1349

MB

12750

December 10, 1917.

Re Permit 12750.

Mr. Frank E. Reynolds,
Declo, Idaho.

Dear Sir:--

Replying to yours of the 8th inst. would say that
your license will be issued and mailed to you just as soon as
we can get to it. Your check for fees was duly received.

Very truly yours,

J. H. SMITH,

State Engineer.

By_____

12750

BOYER & MURPHY

DRY GOODS, GROCERIES, BOOTS AND SHOES
LADIES' AND GENT'S FURNISHINGS

PHONE 29 R 2

DECLO, IDAHO. Dec 8 1917

J, H Smith,
State Engineer.

Boise ,

Ida,

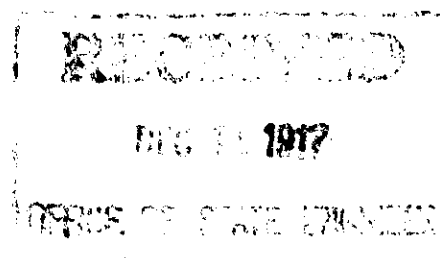
Dear Sir.

Some time ago I made ~~an application~~ for and paid
for the Water. But have not received the License
yet, What is the trouble has it been sent or not
We have been short our mail for some time and
thought possibly you had sent it to the wrong
address, My address is

Frank Reynolds.

Declo.

Ida.



12750

J. H. SMITH,
STATE ENGINEER
FRED A. WILKIE,
DEP. STATE ENGINEER

State of Idaho
Engineering Department
Boise

November 13, 1917.

OK - 100
500

Re: Permit No. 12750.

Mr. Frank E. Reynolds,
Marshfield, Idaho.

Dear Sir:

The report of our examining engineer on proof of beneficial use of water under the above permit has just been filed. Upon receipt of fees of \$5.00, the license will be issued.

Very truly yours,

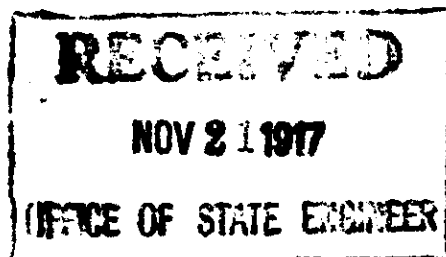
J. H. SMITH,

State Engineer.

By *C. Brown*

CB/MB

Herewith Cashiers Check
Please acknowledge
receipt



12750

November 13, 1917.

Re: Permit No. 12750.

Mr. Frank E. Reynolds,
Marshfield, Idaho.

Dear Sir:

The report of our examining engineer on proof of beneficial use of water under the above permit has just been filed. Upon receipt of fees of \$5.00, the license will be issued.

Very truly yours,

J. F. SMITH,

State Engineer.

By

CB/EB

12750

REPORT OF ENGINEER

1. State name of applicant and number of permit: Frank E. Reynolds ^{Permit} -/12750
2. State source of water supply: Spring
3. Location of point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5 T. 11 S. R. 25 E. B. M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: -----
5. Describe works as they exist, giving dimensions and capacities of same: Spring developed in an open cut in the side of a gulch.
Cut is 15 ft. deep at the end. 8 ft. wide and 40 ft. long.
6. State whether or not water has been turned into works of diversion: Yes
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): Water from this spring has been used by Mr. Reynolds for domestic use at his house approx. a quarter of a mile away. The water is not piped except to the mouth of the cut.
8. Submit map on enclosed plat, showing location and details of above description.
- Remarks: Two other settlers are using water from this spring for domestic use but Mr. Reynolds claims to have used it longer than the others and to have done all the work in developing it.

This examination was made on the 23d day of Oct. 1917.

(Signed) M. P. Lewis Examiner.

OVER

12750

up

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

STATE OF IDAHO

County of _____

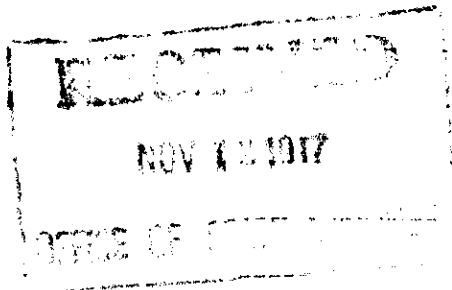
} ss.

_____, 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 _____ 191_____

My Commission Expires _____

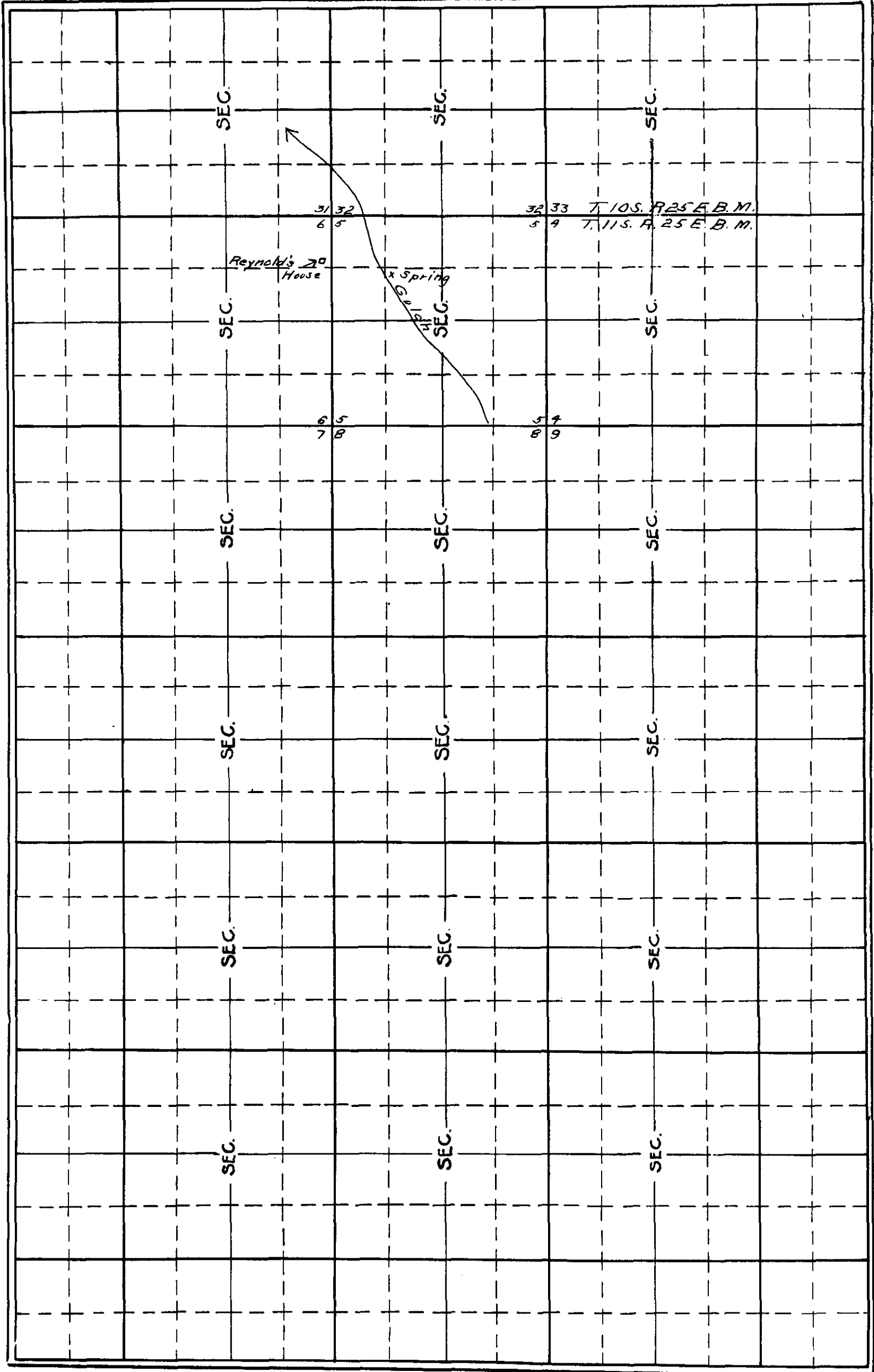
Notary Public.



Frank E. Reynolds, Burley.

Dist. No. 26.

Name of Applicant. *Frank E Reynolds - Permit 12750*



September 4, 1917.

Permit No.
12750

Mr. Frank E. Reynolds,
Peclo, Idaho.

Dear Sir:

Your letter of August 31st, bearing
no signature duly received. This exam-
ination, in all probability, will be made
some time during the latter part of this
month.

Very truly yours,

J. H. SMITH,

State Engineer.

By

E/EB

12750

BOYER & MURPHY
DRY GOODS. GROCERIES. BOOTS AND SHOES
LADIES' AND GENT'S FURNISHINGS

PHONE 29 R 2

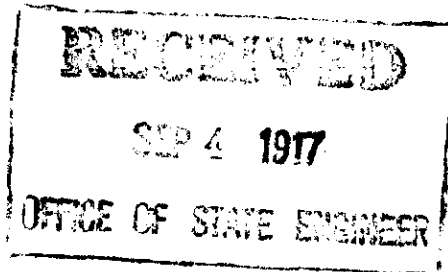
DECLÓ. IDAHO. Aug, 31 1917

Mr, J, F, Smith.
State Engineer.
Beise.
Ida.

Dear Sir.

Some time ago I sent you a registered letter,
stating the route to you , O, S , L, Ry, to Burley
thence to Marshfield, Ida. And most any can direct you
to my place close to Marshfield Now if convenient
please send some one to examine the Spring on or
near the premises.

Yours Respectfully.



Re- 12750

12750

J. E. Reynolds

Marshfield, Idaho

3/29

1917

J. H. Smith, State Engineer
Boise
Ida

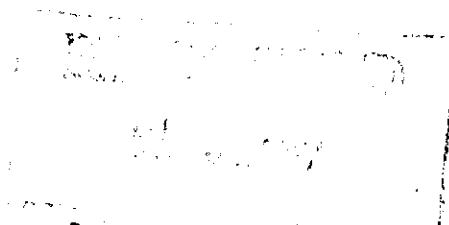
Dear Sir

Referring to your letter
of March 8th 17 - I would say that
there are no 40 acre tracts to
irrigate or no part of 40 acre tracts
from the fact that there is
no water for same. There isn't
really water enough to irrigate
a small garden. But if you
feel disposed to send out an
engineer that is up to you.

Yours Respectfully

Frank E. Reynolds

12735



12750

March 26th, 1917.

Re Permit No. 12750.

Mr. Frank E. Reynolds,
R. F. D. No. 1,
Burley, Idaho.

Dear Sir:--

We are today in receipt of a letter from Mr. W. H. Abraham, enclosing depositions and affidavit of publication for proof of use of water under above permit. As soon as weather conditions will permit, an engineer from this office will make the required examination and, upon receipt of his report, you will be advised as to fees before issuing the license.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

12750

W. E. ABRAHAM
ATTORNEY-AT-LAW
BURLEY, IDAHO

March 23rd. 1917.

Mr. J. H. Smith,
State Engineer,
Boise, Idaho.
Dear Sir:

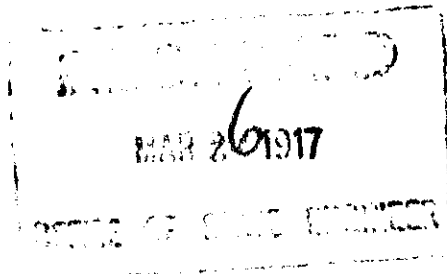
In re Permit #12750---Frank E. Reynolds.

Herewith find Deposition of Permit Holder and witnesses in the matter of proof of beneficial use of water, together with affidavit of publication.

Please return License to Permit Holder, Address Burley, Idaho, R. F. D. No. 1.

Yours very truly,

W. E. Abraham



12750

Affidavit of Publication

State of Idaho } ss.
Cassia County }

E. L. Merrill being duly sworn, deposes and says that he is ~~publisher~~ editor ~~foreman~~ of The Southern Idaho Advocate, a weekly newspaper of general circulation published at Burley, Cassia county, Idaho; that the publication, a true copy of which is hereto attached and made a part of this affidavit, was published in The Southern Idaho Advocate for 4 consecutive issues, as follows:

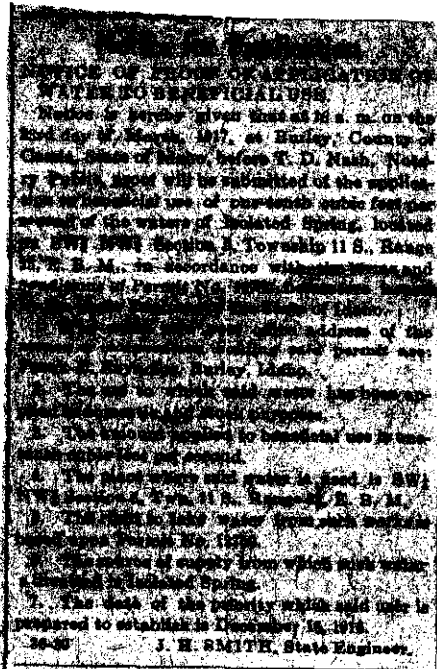
1st publication,	<u>Feb 23</u>	<u>1917</u>
2nd publication,	<u>March 2</u>	<u>1917</u>
3rd, publication	<u>March 9</u>	<u>1917</u>
4th publication	<u>March 16</u>	<u>1917</u>
5th publication,		<u>191</u>
6th publication,		<u>191</u>

and that the said notice was published in the regular issue of said paper and not in any supplement thereof.

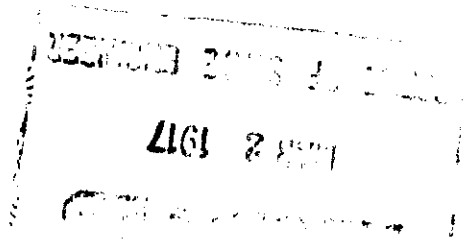
E. L. Merrill
EDITOR FOREMAN PUBLISHER

Subscribed and sworn to before me, this 24 day of March
A. D. 191

Chas A Johnson
Notary Public for ~~STARY PUBLIC~~
Residing at Burley, Cassia Co., Idaho.
My commission expires Nov 27 1917



12750



Affidavit of Publication

State of Idaho }
Cassia County } ss.

Notice for Publication

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10 a. m. on the 25rd day of March, 1917, at Burley, County of Cassia, State of Idaho, before T. D. Nash, Notary Public, proof will be submitted of the application to beneficial use of one-tenth cubic feet per second of the waters of Isolated Spring, located on SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5, Township 11 S., Range 25, E. B. M., in accordance with the terms and conditions of Permit No. 12750 heretofore issued by the State Engineer of the State of Idaho.

1. The name and post office address of the person or corporation holding said permit are: Frank E. Reynolds, Burley, Idaho.

2. The use to which said water has been applied is domestic and stock purposes.

3. The amount applied to beneficial use is one-tenth cubic feet per second.

4. The place where said water is used is SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5, Twp, 11 S., Range 25, E. B. M.

5. The right to take water from such works is based upon Permit No. 12750.

6. The source of supply from which such water is diverted is Isolated Spring.

7. The date of the priority which said user is prepared to establish is December 16, 1916.

36-39

J. H. SMITH, State Engineer.

E. A. Merrill being duly sworn, deposes and says that he is publisher editor ~~foreman~~ of The Southern Idaho Advocate, a weekly newspaper of general circulation published at Burley, Cassia county, Idaho; that the publication, a true copy of which is hereto attached and made a part of this affidavit, was published in The Southern Idaho Advocate for 4 consecutive issues, as follows:

1st publication,	<u>Feb 23</u>	1917
2nd publication,	<u>March 2</u>	1917
3rd, publication	<u>March 9</u>	1917
4th publication	<u>March 16</u>	1917
5th publication,		191
6th publication,		191

and that the said notice was published in the regular issue of said paper and not in any supplement thereof.

E. A. Merrill

EDITOR ~~FOREMAN~~ PUBLISHER

Subscribed and sworn to before me, this 24 day of March, A. D. 191

Chas. A. Johnson
NOTARY PUBLIC

My commission expires Nov 24 1917

12750

PERMIT No. 12750

Proof of Application of Water to Beneficial Use

SEP 20 1917

DEPOSITION OF HOLDER

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

Ans. Frank E. Reynolds, 40 years, Marshfield, Idaho, Farmer, Burley, Idaho,
R. F. D. No. 1.

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. Permit No. 12750, December 15th, 1916, Date of Priority Dec. 15th, 1916.

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

Ans. Isolated Spring, located on the SW¹ NW¹ Sec. 5 T 11 S. R 25 E. B. M.

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. Dam 10 ft. high, 20^{ft} across top, 15 feet at bottom, with 6 in. pipe
leading from dam for a distance of 20 feet. Capable of conveying .1
cubic foot per second.

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. Domestic and Stock Purposes and used on SW¹ NW¹ Sec. 5 T 11 S.
R. 25 E. B. M.

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

Ans. _____

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

Ans. .1 cubic foot per second.

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. _____

12750

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

Ans. Has been used since date of application, for domestic and stock
purposes and to extent of application, or .1 cubic feet.

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)

Frank E. Reynolds

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 Burley, County of Cassia, State of Idaho, on this 23rd. day of March, A. D. 1917.

F. D. Wash Frank E. Reynolds

Notary Public, Residing at

Burley, Idaho.

12750

Permit No. 12750-----

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Martin R. Fisher, 32 years, Marshfield, Idaho, Farmer, Burley, Idaho.
R.F.D. No. 1.

Ques. 2. Are you acquainted with Frank E. Reynolds., the holder of Permit No. 12750? How long have you known him and where does he reside?

Ans. Yes. Four Years and resides on his Ranch near Marshfield, Idaho.

Ques. 3. Have you read or heard read said Permit No. 12750, 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. Isolated Spring, on SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, T 11 S. R. 25 E. B. M. Dam 10 feet high, 20 feet long at top and 15 feet at bottom and composed of rock and earth, with 6 in. pipe leading from said dam for a distance of about 20 ft.

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. about .1 cubic 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. Domestic and Stock purposes and used on the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5 T 11 S. R. 25 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. _____

12750

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. Have seen it used for stock and domestic purposes only.

(Sign) Martin R. Fisher

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 Burley, County of Cassia, State of Idaho, on this 23rd. day of March, A. D. 19 17.

T. J. Nash
Notary Public.

Residing at Burley, Idaho.

My commission expires

April 30 1918

12750

Permit No. 12750

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Fred W. Smith, 32 years, Marshfield, Idaho, Farmer, Burley, Idaho, R. F. D.

No. 1.

Ques. 2. Are you acquainted with Frank E. Reynolds, the

holder of Permit No. 12750 ? How long have you known him and where does he reside?

Ans. Yes. Four years and he resides on his ranch near Marshfield, Idaho.

Ques. 3. Have you read or heard read said Permit No. 12750, 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. Isolated Spring on SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, T 11 S. R 25 E. B. M. Dam about ten feet high, twenty feet across at top and fifteen feet at bottom, and consisting of rock and earth. Has 6 in. pipe about twenty feet long leading from the dam.

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. about .1 cubic 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. Domestic and stock purposes and used on the Ranch of Frank E. Reynolds, described as SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, T 11 S. R 25 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.

12750

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. Have seen it used for stock and domestic purposes.

(Sign)

Fred W. Smith

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 Burley. County of Cassia.

State of Idaho, on this 23rd. day of March. A. D. 19 17.

D. M. H.

Notary Public.

Residing at Burley, Idaho

My commission expires

April - 30 - 1918

12750

12750
March
Fifteen
1917

Mr. Frank E. Reynolds,
Burley, Idaho.

Dear Sir:

We enclose herewith certificate
of completion of work, together with receipt
No. 175 for fee.

Very truly yours,

J.H. Smith,

State Engineer

By

bb.

12750

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

Frank E. Reynolds,
c/o T. D. Nash,
Burley, Idaho.

BOISE, IDAHO, **March 8th, 1917.**

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. **12750.**

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 your rights:

1. On.....~~March 23rd~~....., 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 **Burley, before T.D.Nash, N.P.**

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received together with report of examining engineer, if everthing is properly executed, License will issue.

Yours truly,

J.H.SMITH,

State Engineer.

✓ D 26

12750

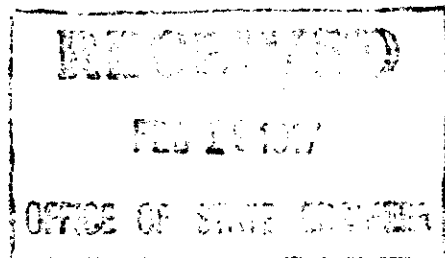
(P. O.) Boise, Idaho

(Date) Feb. 17, 1917

State Engineer, Boise.

Dear Sir:

I have your letter of Feb. 16, 1917 enclosing Notice of Proof of Beneficial Use of Water under Permit No. 12750 which will be published as you request, beginning with our issue of Feb. 23, 1917.



Southern Idaho Advocate
E. L. Merritt.

12750

The Southern Idaho Advocate

THE PEOPLE'S PAPER

PUBLISHED WEEKLY BY THE VALLEY PRESS, Ltd.

E. L. MERRITT, EDITOR AND MANAGER

BURLEY, IDAHO.

February 17, 1918

J. H. Smith, State Engineer

Boise, Idaho.

Dear Sir,---

Acknowledging the receipt of the Notice of Proof of Application of Water for Beneficial Use for Frank E. Reynolds, thank you for same. It will be published as requested.

As the only Democratic paper in this county (Cassia) we had been promised all the state legal work that could be turned our way. We note through some oversight that a considerable amount goes to the Albion Nugget (Republican) which we are convinced could just as well come our way.

Under the present status of state government may we ask that you give this your personal attention and see that the Southern Idaho Advocate of Burley is not overlooked whenever there is an opportunity to turn work our way.

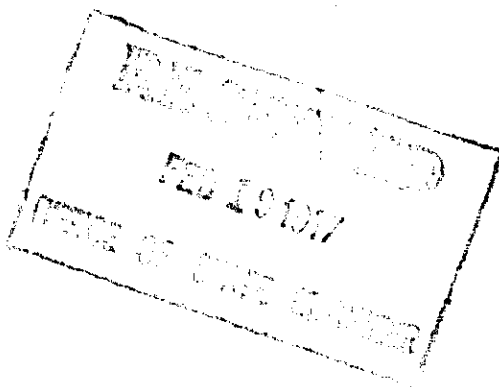
Again thanking you, we remain

Respectfully Yours

The Southern Idaho Advocate

E. L. Merritt

Manager.



12750

February 16th, 1917.

Re Permit 12750. - Frank E. Reynolds.

W. E. Abraham, Attorney,
Burley, Idaho.

Dear Sir:--

Yours of the 12th inst., containing affidavit of holder and fee for proof of completion of works, and notice of final proof under above permit, was duly received.

Notice for publication for final proof has today been mailed to the Southern Idaho ~~Advocate~~. Deposition blanks will be mailed to you later.

Certificate of completion of works will be issued and mailed to you soon.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

12750

Permit No. 12750

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Cassia } ss.

Frank E. Reynolds, 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. 12750 and that his postoffice address is Burley, Idaho
State of Idaho

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

Isolated Spring

Third: That the point of diversion of said water is Isolated Spring, located on the SW 1/4 NW 1/4 Section 5, Twp. 11, South, Range 25 E. B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 16, 1916

Fifth: That the use for which said water is intended is Domestic and stock purposes

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 10 feet high, 20 feet across the top, 15 feet at bottom, composed of rock and earth, with a 6 inch pipe leading from said dam to a watering trough about 20 feet distant
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam 10 feet, length of dam at top 20 feet, length of dam at bottom 15 feet. Material used in construction rock and earth

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir one-tenth cubic feet.

(c) Size of headgate: Width 6 inch pipe feet, height 6 inch pipe feet.

(d) Conduit 6 inch pipe width at bottom 6 inch feet, width at water line 6 inch pipe feet; depth of water 6 inch feet; diameter of pipe 6 inch inches; average grade per mile is 20 feet feet. Length of conduit is 20 feet feet.

Seventh: That said works are capable of conducting to the place of intended use one-tenth cubic second feet of water.

Eighth: That water appropriated under said permit is available for no acres of land described as follows:

Ninth: Remarks: That

Frank E. Reynolds
(Sign here)

Subscribed and sworn to before me this 12th day of February, 1917.

My commission expires

W. C. Graham
Notary Public
Residing at Burley, Idaho.
12750

W. E. ABRAHAM
ATTORNEY-AT-LAW
BURLEY, IDAHO

February 12, 1917

State Engineer,
Boise, Idaho.

Dear Sir:-

In re Permit No. 12750

Herewith find affidavit of proof of Completion of Works, by the holder of the above permit, together with notice of proof of application of water to beneficial use for publication. Also find herewith draft for \$5.00 to cover fee, required in the Proof of Completion of Works, and ask that you have notice of proof of application of water to beneficial use published in the Southern Idaho Advocate, Burley, Idaho.

Any further communication in regard to the said matter should be addressed to me.

Very truly yours,

WEA/ESJ

W E Abraham

12750

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 23rd day of March, 1917,
 at Burley, County of Cassia, State of Idaho,
 before T. D. Nash, Notary Public, proof will be submitted
 of the application to beneficial use of one-tenth cubic feet per second of the
 waters of Isolated Spring/ located on SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5, Twp. 11 S R 25 EBM
 in accordance with the terms and conditions of
 Permit No 2750 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 Frank E. Reynolds, Burley, Idaho
2. The use to which said water has been applied is Domestic and stock purposes
3. The amount applied to beneficial use is one-tenth cubic feet per second
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5, Twp. 11 S, Range 25 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. 2750
7. The source of supply from which such water is diverted is Isolated Spring
8. The date of the priority which said user is prepared to establish is December 16, 1916

J. H. Smith,

12750

State Engineer.

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. 12750-
Mr. Frank E. Reynolds,
Burley, Idaho.

Boise, Idaho,

Dear Sir:

January 20, 1917.

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.

12750

Name of Applicant Frank Reynolds

T 10 S (25 E)
T 11 S (25 E)

Trough
spring source of supply
left hand point of township

Range 25 E
R 24 E

Dec. 16, 1916.

18227-

Mr. Frank E. Reynolds,
Burley, Idaho.

File duplicate map on the enclosed blank.

BB.

18227- FF.R. #11976.

12750

Ready for ~~the~~ next morning