
 Cassia County *
 Dry Creek *
 4/5ths second-foot *
 Irrigation *
 Priority 2/2/1910 *

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

Water License No. 5723.

WHEREAS, On the 2nd day of February, A.D. 1910, PETER J. COSTELLO, of Twin Falls, County of Twin Falls, State of Idaho, duly made application (No. 8262) to me for a permit to use 2.4 cubic feet per second of the waters of DRY CREEK, County of Cassia, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 2nd day of February, A.D. 1910, Permit No. 5723 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 2nd day of February, A.D. 1912, and for the application to beneficial use of said water on or before the 2nd day of February, A.D. 1912, and,

WHEREAS, On the 31st day of January, A.D. 1912, PETER J. COSTELLO, the holder of said permit, duly made proof of the completion of adequate works for the diversion of 2.4 cubic feet per second of said waters, as evidenced by my Certificate No. 5723, dated June 6th, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2.4 cubic feet per second of water, with date of priority of February 2nd, 1910, and,

WHEREAS, On the 31st day of January, A.D. 1912, PETER J. COSTELLO, the holder of said permit, duly made proof of the application to beneficial use of 4/5ths of one 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 PETER J. COSTELLO, of Twin Falls, County of Twin Falls, State of Idaho, the holder and owner of said Permit No. 5723, a perpetual right, dating from February 2nd, 1910, to the use of 4/5ths of one cubic foot per second of the waters of DRY CREEK, in the County of Cassia and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point near the South line of the Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 1, Township 12 South, Range 19, East of the Boise Meridian, and at a point about half way between the Southeast and Southwest Corners of said forty, and conducted to and upon (40 acres in the Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 6, Township 12 South, Range 20, East of the Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 6th day of June, A.D. Nineteen hundred and twelve.

(SEAL)

A. E. Robinson.

State Engineer.

45 2075

45-2075

No. 8262

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Peter J. Costello

Postoffice address: Twin Falls, Idaho

County: Twin Falls, State: Idaho

2. The quantity of water claimed is two and four-tenths cubic feet per second.

3. Source of water supply: Dry Creek

County of Cassia

4. Location of point of diversion: Near South Line of SW4 SE4 Sec. 1, Tp. 12 S.R. 19 E., and at a point about half way between the SE and SW corners said forty.

5. To be used for:

I. Irrigation and domestic use:

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

(b) In the following legal subdivisions: W2 NE4 & SE4 NW4 Sec. 6, Tp. 12 South,

Range 20 E.B.M. in Cassia County

6. Estimated cost of works: \$150.

7. Description of works for diversion:

I. Kind of works: Dam and ditch

II. Dimensions of works:

(a) Height of dam five feet, length of dam at top fifteen feet, length of dam at bottom six feet. Material used in construction: Earth and stone.

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

(d) Conduit ditch, width at bottom two feet, width at water line three feet, depth of water ..feet. Average grade per mile is 25 feet. Length of conduit is $1\frac{3}{8}$ miles, and it crosses the following quarter sections: SE4 Sec. 1, Tp 12 S.R. 19 E.B.M., and SW4 Sec. 6, Tp. 12 S.R. 20 E.B.M., 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 two 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.

Peter J. Costello,

Applicant

Remarks: The ditch here applied for is an extension of what is known as the "Jordan Ditch".

APPROVAL OF STATE ENGINEER

The number of this permit is 5723.

Date of first receipt of application: 9.00 A.M. February 2, 1910

Recorded in Book 17. Page 5723. Approved February 2, 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 April 3, 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 February 2, 1911.

The whole of said work to be completed on or before February 2, 1912.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to February 2, 1912.

Witness my hand this second day of February, 1910.

Jas. Stephenson, Jr.

State Engineer

Both Notices received November 15th, 1911, fixing January 31st, 1912, as date, and Twin Falls as place of proof.

Deposition blanks mailed December 7th, 1911, to E. J. Finch.

Publication Notice mailed December 7th, 1911, to The Nugget.

Depositions, affidavit of publication and fees received February 12th, 1912.

James A. Bybee authorized April 23rd, 1912, to make the required examination.

Report of Engineer received June 3rd, 1912.

Certificate and License issued June 5th, 1912.

License issued for 4/5ths of one second-foot.

Permit No. 5723.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that PETER J. COSTELLO, of Twin Falls, County of Twin Falls, and State of Idaho, the holder of Permit No. 5723, issued upon Application No. 8262, bearing date of priority of February 2nd, 1910, authorizing the diversion of 2.4 second feet of the waters of DRY CREEK, County of Cassia, 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 2.4 second-feet of the waters of Dry Creek, that the point of diversion of said waters is at a point near South line of the Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 1, Township 12 South, Range 19, East of the Boise Meridian, and at a point about half way between the Southeast and Southwest Corners of said forty, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: West half of the Northeast quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$), Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 6, Township 12 South, Range 20 East of the Boise Meridian.

Witness my hand this 6th day of June, A.D. 1912.

A. E. Robinson.

State Engineer.

License issued for 8/10 second feet

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WATER RIGHT NUMBER 45-2075

OWNER LAST NAME - COSTELLO FIRST NAME - PETER T. ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - TWIN FALLS STATE - ID ZIP CODE - 83301
SOURCE - DRY CREEK TRIBUTARY OF - SNAKE RIVER
STAGE - LICENSE STATUS - PRIORITY - 02-02-1910 COUNTY - CASSIA TOTAL DIV. RATE - .8000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SWSE 01 12S 19E LOT REDIV - 272.0 424.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 8.6
FROM - TO - USE - IRRIGATION USE DIV. RATE - .8000 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 12S RNG 20E SEC 06 TRACT SENW LOT AC 40
DECREE NAME - DATE - TOTAL ACRES 40
REMARKS - P/D HALFWAY BETWEEN SESW, S1, T12S, R19E.
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 5723
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

VERIFIED 03

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 5723 1 45-2075
OTd No. New No.

Record

1. Original Owner: Peter J. Costello

Present Owner: _____

2. Address:

3. City: Twin Falls State: 10 Zip: _____4. A. Source of Water: Dry Creek

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 2-2-1910D. County: 31E. Total Diversion Rate: .8

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SWSE</u>	<u>1</u>	<u>12S</u>	<u>19E</u>	_____	_____
	<u>see remarks</u>	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

7. Period of Use, Use, Diversion Rate/Volume:

from _____ to _____ for A purposes. Amount .8
(cfs or AC-Ft/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

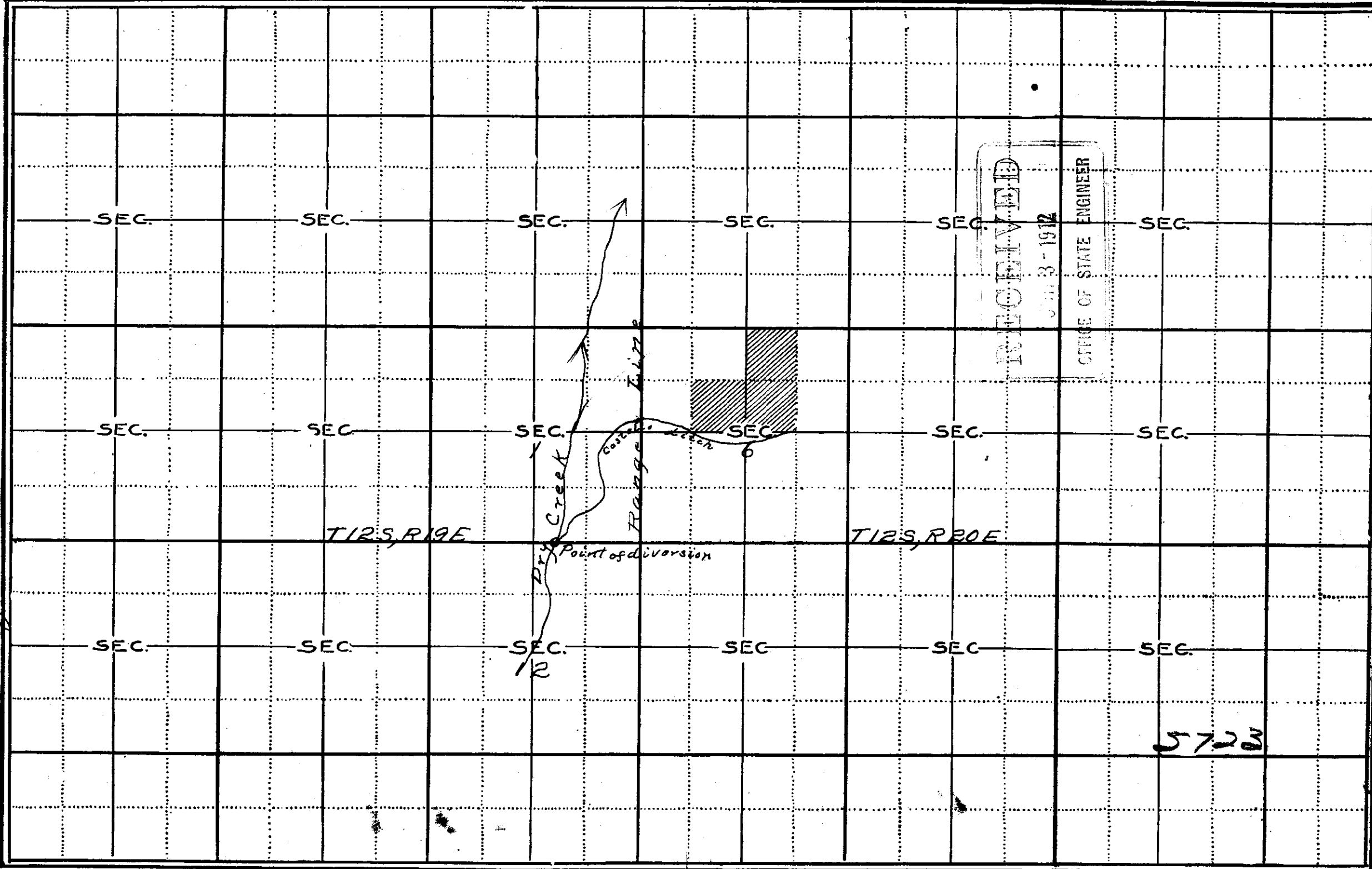
from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

Name of Applicant *Peter J. Costello*



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

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

REPORT OF ENGINEER

Cap...

1. State name of applicant and number of permit: Peter J. Costello - 5723
2. State source of water supply: Dry Creek
3. Location of point of diversion: Near South line of SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1, Tp. 12S...R. 19E.,
and at a point about half way between the SE and SW corners, said forty.
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 of same as follows:
 - (a) Width of conduit at bottom: 2.5 ft
 - (b) Width at water line: 3.5 ft
 - (c) Depth of water: 0.75 ft
 - (d) Grade per mile: 5.28 ft
 - (e) Capacity of ditch: 3.5 second feet.

6. State whether or not water has been turned into works of diversion and if so, to what extent:

Sufficient to irrigate the whole tract.

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Tp. 12 S., Range 20, E., B.M.

The whole of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 6 T. 12 S., R. 20 E. B.M. is in
crop and the balance of the tract is cleared, the
cleared portion having had the water run over
it.

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: _____

RECEIVED

JUN 3 - 1912

OFFICE OF STATE ENGINEER

Jas. A. Bybee
Licensed Surveyor

STATE OF IDAHO,

County of Twain Falls } ss.

Jas. A. Bybee, 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 1st day of June 1912

My Commission Expires March 1st 1916

George F. Smith
 Notary Public.

5723