

State of Idaho
License and Certificate of Water Right

Water License No. **4426**

Amount **3.68 Sec. Ft.**

Water District No.

Priority **May 19, 1909**

THIS IS TO CERTIFY that **ALICE A. POULTON**
of **Oakley, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **January 14**, 19 **09**; that Permit No. **4426**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
8.8 second feet, was issued thereunder on **March 28**, 19 **10**, showing that said works
were completed on the **12th** day of **March**, 19 **10**; and that on the **15th**
day of **July**, 19 **13**,

ALICE A. POULTON

of **Oakley**, State of **Idaho**, made proof to the satisfaction of the
State Engineer of Idaho, of the right to use the waters of **Buckhorn Creek &**
Robbers Gulch Creek tributary of, for the purpose of **irrigation & domestic**
use, under Use Permit No. **4426** of the **State Engineer**
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 **3813**, on the **23rd** day of **January**, 19 **36**;

The right hereby confirmed dates from **May 19**, 19 **09**;

The Point of Diversion is located **No. 1-Buckhorn Creek (2 sec. ft.) in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25,**
No. 2-Robbers Gulch Creek (1.68 sec. ft.)
/ in the **NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36**, Tp. **12 S.**, R. **20 E.**, B. M. **Cassia 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 **3.68**
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated		
12 S	20 E	23	NW NE	40	20		
			SW NE	40	5		
			SE NE	40	20		
			NE SW	40	40		
			SE SE	40	6		
		24	SW NW	40	38		
			NW SW	40	40		
			SW SW	40	15		
			Total				184

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 **23rd** day of **January**, 19 **36**.

B. W. FARIS
Commissioner of Reclamation

(SEAL)

45 2057

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Alice A. Poulton.

Postoffice address: Oakley.

County: Cassia. State: Idaho.

2. The quantity of water claimed is The equivalent of a continuous flow of $8 \frac{4}{5}$ cubic feet per second.

3. Source of water supply: Buckhorn Creek and Robbers Gulch Creek, $4 \frac{4}{5}$ cubic feet from Buckhorn creek and 4 cubic ft. from Robbers Gulch creek.
County of Cassia.

4. Location of point of diversion: of Buckhorn creek NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 25, Tp. 12 S. R. 20 E. B. M.
Robbers Gulch creek is in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36 Tp. 12 S. R. 20 E/B.M.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 440 acres.

(b) In the following legal subdivisions: W $\frac{1}{2}$ & SE $\frac{1}{4}$ of NE $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 23, W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$
Sec. 24 Tp. 12 S. R. 20 E.

6. Estimated cost of works: \$200.00

7. Description of works for diversion:

I. Kind of works: ditch and small reservoir.

II. Dimensions of works:

(a) Height of dam fifteen feet, length of dam at top 150 feet, length of dam at bottom 140 feet. Material used in construction: earth.

(d) Conduit ditch, width at bottom 3 feet, width at water line 5 feet, depth of water 1 foot. Average grade per mile is 60 feet. Length of conduit is $1 \frac{3}{4}$ miles, and it crosses the following quarter sections: NW $\frac{1}{4}$ Sec. 36, SW $\frac{1}{4}$ Sec. 25, SE $\frac{1}{4}$ Sec. 26, NE $\frac{1}{4}$ Sec. 26, NW $\frac{1}{4}$ Sec. 25, Tp. 12 S. R. 20 East B. M. to land described in 5 I

(b) above which is the point of intended use.

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

9. Time required for the complete application of the water to the proposed use is 3 additional years.

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.

Alice A. Poulton,

Applicant.

Remarks: Intend to conserve flood waters. The waters from Robbers Gulch will be turned into Buckhorn creek in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, Tp. 12 S. R. 20 E.

APPROVAL OF STATE ENGINEER.

The number of this permit is 4426.

Date of first receipt of application 9.00 a.m. January 14, 1909.

Returned to applicant for correction January 14, 1909.

Corrected application received: March 13, 1909.

Recorded in Book 12 Page 4426 Approved March 13, 1909.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho and hereby grant the same, subject to the following limitations and conditions:

Work to begin on or before May 12, 1909, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before September 13, 1909.

The whole of said work to be completed on or before March 13, 1910.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to March 13, 1913.

Witness my hand this thirteenth day of March, 1909.

Jas. Stephenson, Jr.,

State Engineer.

Blank notice for proof of completion mailed applicant: December 1, 1909

Notice received January 3, 1910, fixing March 12, 1910, as date and Oakley as place of proof.

Publication notice mailed Oakley Herald, January 20, 1910

Jas. McMillan authorized to make examination of works: January 20, 1910.

Deposition blanks mailed applicant: January 20, 1910

Depositions, affidavit and fees received March 17, 1910

Engineers report received March 25, 1910.

Certificate issued March 28, 1910.

Permit No. 4426.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that ALICE A. POULTON, of Oakley, County of Cassia, and State of Idaho, the holder of Permit No. 4426, issued upon Application No. 6081, bearing date of priority of January 14, 1909, authorizing the diversion of 4.8 second feet of the waters of Buckhorn Creek and 4 second feet of the waters of Robbers Gulch 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 8.8 second feet of the waters of Buckhorn Creek and Robbers Gulch Creek, that the point of diversion of said waters is as follows: from Buckhorn Creek at a point in the northwest quarter of northwest quarter, of section 25, Township 12 South of Range 20 East of the Boise Meridian, and from Robbers Gulch Creek, at a point in the northeast quarter of northwest quarter section 36, township 12 south of Range 20 East of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: The west half, the southeast quarter of northeast quarter, southeast quarter of section 23, west half of the northwest quarter, west half of the southwest quarter of section 24, township 12 South of Range 20 East of the Boise Meridian.

Witness my hand this twenty-eighth day of March A.D. 1910.

Jas. Stephenson, Jr.

State Engineer of the State of Idaho.

USE-60 100000 2.68 SEC FT.
Vol. 7 Page 3813

WATER RIGHT NUMBER 45-2057

OWNER LAST NAME - POULTON FIRST NAME - ALICE A. ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - OAKLEY STATE - ID ZIP CODE - 83346
SOURCE - BUCKHORN CREEK TRIBUTARY OF - SINKS
SOURCE - ROBBERS GULCH CREEK TRIBUTARY OF - SINKS
STAGE - LICENSE STATUS - PRIORITY - 05-19-1909 COUNTY - CASSIA TOTAL DIV. RATE - 3.6800 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NWNW 25 12S 20E LOT REDIV - 272.0 424.0 1.0 2.0 0.0 0.0 0.0 0.0 0.0 0.0 4.4
NENW 36 12S 20E LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - TO - USE - IRRIGATION USE DIV. RATE - 3.6800 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 12S RNG 20E SEC 24 TRACT SWNW LOT AC 38 TRACT NWSW LOT AC 40
TRACT SWSW LOT AC 15
USE - IRRIGATION PLACE OF USE - TWN 12S RNG 20E SEC 23 TRACT NWNE LOT AC 20 TRACT SWNE LOT AC 05
TRACT SENE LOT AC 20 TRACT NESE LOT AC 40
TRACT SESE LOT AC 06
DECREE NAME - DATE - TOTAL ACRES 184
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 4426
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

100 071327

IDENT. NO. 45-2057

ID A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

ATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 4426 145-2057
 Old No. New No.

Record

1. Original Owner: Alice A. Foulton

Present Owner: _____

2. Address:

3. City: Oakley State: KS Zip: _____

4. A. Source of Water: Buckhorn Creek & Robbers Gulch 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: 5-19-1969

D. County: 31

E. Total Diversion Rate: 3.68

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>NWNW</u>	<u>25</u>	<u>12S</u>	<u>20E</u>		
	<u>NE NW</u>	<u>36</u>	<u>12S</u>	<u>20E</u>		

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

from _____ to _____ for A purposes. Amount 3.68
 (cfs or AC-FT/yr)

from _____ to _____ for D 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 _____

8. Use Code: A

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 4426

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

REPORT OF ENGINEER

1. State name of applicant and number of permit: Alice A. Poulton - Permit 4426
2. State source of water supply: Buckhorn Creek - Robbers Gulch
3. Location of point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 36 - NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 25, T.12 S.R.20 EBM

4. State whether or not the works of diversion are *fully* completed and in accordance with terms of permit: Yes

5. Describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: 5 feet
- (b) Width at water line: 3 feet
- (c) Depth of water: 2 feet
- (d) Grade per mile: 50 feet
- (e) Capacity of ditch: 15 second feet.

6. State whether or not water has been turned into works of diversion and if so, to what extent:
Ditches full of water-about 50 inches in low season, but in spring there is ample. Examination made July 17, 1913.

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23 - 5 acres; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23 - 20 acres; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23, 20 acres; SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23 - 0 acres irr.; NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23 - 0 acres irr.; NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 23 - 40 acres; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33 - 6 acres; SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24 - 38 acres; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24 - 0 acres; NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24 40 acres; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 24 - 15 acres; all in T.12 S.R.20 EBM.

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: 20 acres in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 23 } has been railed, and
20 acres in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 23 } planted to barley but
34 acres in SE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 33 } not plowed.

In my opinion these lands do not show beneficial use of water

40 acres in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 24 has been planted to barley but not plowed or railed.

25 acres in SW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 24 has been railed and seeded but not plowed.

Walter R. Hyde

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.

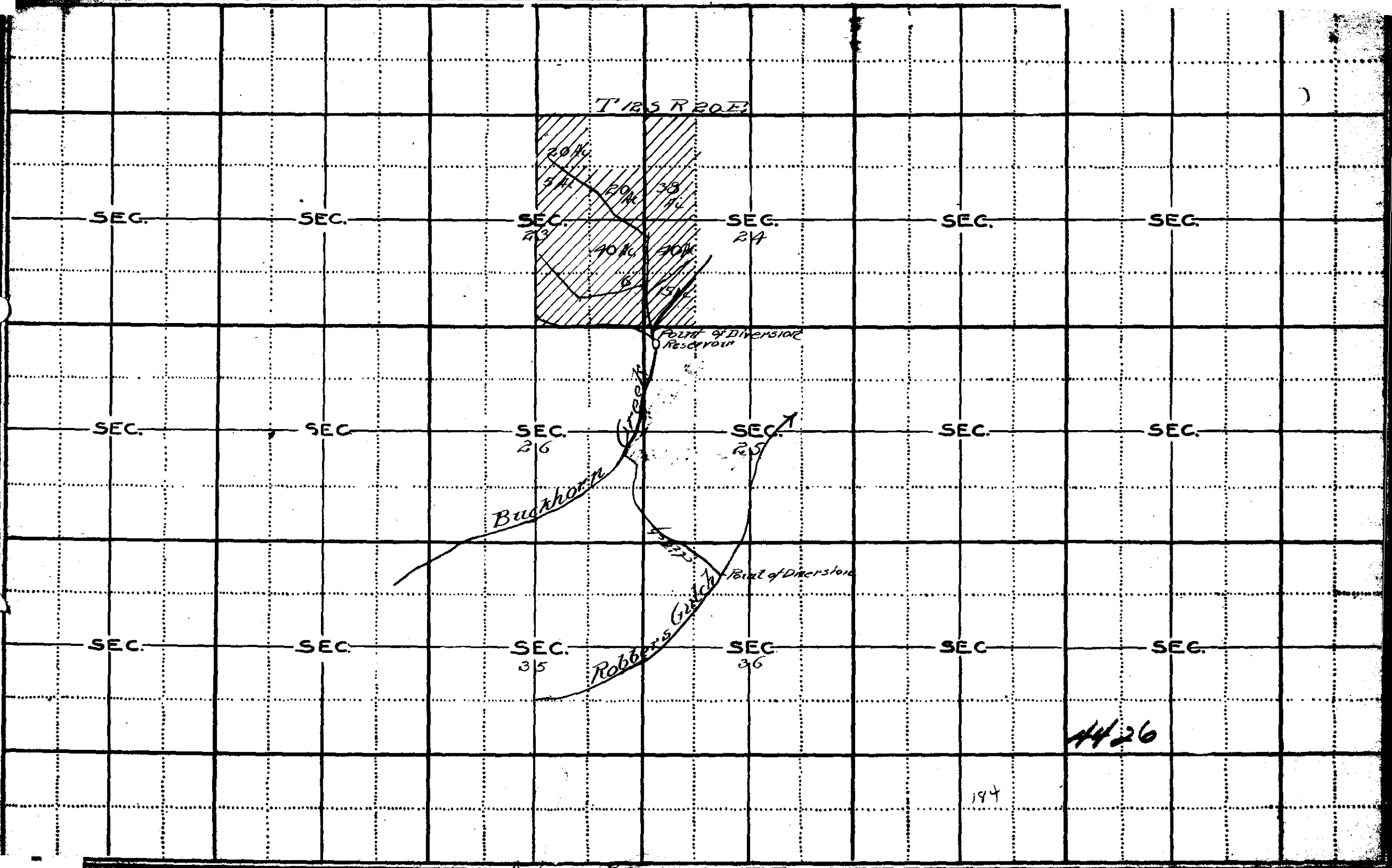
Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____

Notary Public.

4426

Name of Applicant *Alice A. Paulson* Permit *A 29426*



SCALE: 2 INCHES TO A MILE. DRAW PLAN IN 1944