
 Hot Creek *
 Twin Falls County *
 2.7 second feet **
 Irrigation and domestic *
 Priority 6-7-1907 *

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

Water License No. 2853

47-2022

WHEREAS, On the 7th day of June, A.D. 1907, PETER OE, of Twin Falls, County of Twin Falls, State of Idaho, duly made application (No. 3993) to me for a permit to use 4.8 cubic feet per second of the waters of Hot Creek, County of Twin Falls, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 22nd day of June A.D. 1907, Permit No. 2853, 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 22nd day of June A.D. 1909, and for the application to beneficial use of said water on or before the 22nd day of June, A.D. 1913, and

WHEREAS, On the 3rd day of June, A.D. 1909, PETER OE, the holder of said permit duly made proof of the completion of adequate works for the diversion of 4.8 cubic feet per second of said waters, as evidenced by my Certificate No. 2853, dated June 29, 1909, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 4.8 cubic feet per second of said waters, with date of priority of June 7, 1907, and

WHEREAS, On the 16th day of July, A.D. 1910, PETER OE, the holder of said permit duly made proof of the application to beneficial use of 2.7 cubic feet 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 OE, of Twin Falls, County of Twin Falls, State of Idaho, the holder and owner of said Permit No. 2853, a perpetual right, dating from June 7, 1907, to the use of 2.7 cubic feet per second of the waters of Hot Creek, in the County of Twin Falls, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point on the south line of Lot 1, section 35, Township 16 South, of Range 17 East of the Boise Meridian, and conducted to and upon (60 acres in West half of South east quarter ($W\frac{1}{2}$ SE $\frac{1}{4}$) 60 acres in East half of Southwest quarter ($E\frac{1}{2}$ SW $\frac{1}{4}$) of section 26, 10 acres in Lot 1, Section 35, 5 acres in Lot 2, Section 35, Township 16 South of Range 17 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 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 second day of September, A.D. Nineteen hundred and ten.

(SEAL)

Recorded September 2, 1910.

D.G. Martin

State Engineer

47 2022

47-2022

No. 3997

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant - Peter Oe

Postoffice address: P. O. Twin Falls,
County - Twin Falls.

2. The quantity of water claimed is 4.8 cubic feet per second.

3. Source of water supply - Hot Creek

County of Twin Falls

4. Location of point of diversion - NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35, T. 16 S. R. 17 E.B.M.

5. To be used for: Irrigation

I. Irrigation and domestic use: yes.

(a) Number of acres to be irrigated 240 acres.

(b) In the following legal subdivisions - NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35, W $\frac{1}{2}$, SE $\frac{1}{4}$,
Sec. 26, E $\frac{1}{2}$ SW $\frac{1}{4}$, S. 26, T. 16 S. R. 17 E.B.M.

6. Estimated cost of works - Three hundred and fifty.

7. Description of works for diversion:

I. Kind of works - Ditch.

II. Dimensions of works:

(c) Size of headgate, width 16 feet, height 5 feet.

(d) Ditch, width at bottom 3 feet, width at water line 7 feet, depth of water 2 feet. Average grade per mile is 15 feet. Length of ditch is 2 miles, and it crosses the following quarter sections - NW $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35, W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 26, T. 16 S. R. 17 E.B.M. to irrigate the above described land which is the point of intended use.

8. Time required for the completion of the construction of such work is 4 years.

9. Time required for the complete application of the water to the proposed use is 4 additional years.

Remarks:

Time asked for in Section 8 is hereby reduced to two years.

Jas. Stephenson, Jr.

State Engineer.

2853

APPROVAL OF STATE ENGINEER.

The number of this permit is 2853.

Date of first receipt of application 9:00 a.m. June 7, 1907.

Returned to applicant for correction June 10, 1907.

Corrected application received June 15, 1907.

Recorded in Book 8, page 2853. Approved June 22, 1907.

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 21, 1907, 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 June 22, 1908.

The whole of said work to be completed on or before June 22, 1909.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to June 22, 1913.

Witness my hand this 22 day of June, 1907.

Jas. Stephenson, Jr.

State Engineer.

Blank notice of proof of completion of works mailed applicant April 1, 1909.

Notice received April 6, 1909, fixing June 3, 1909 as date and Twin Falls as place of proof.

Notice for publication mailed Twin Falls News April 16, 1909.

Deposition blanks mailed applicant April 16, 1909.

James A. Bybee authorized to make examination of works, April 16, 1909.

Depositions of holder and witnesses, fees, affidavit of publication and engineer's report received June 5, 1909.

Certificate of Completion issued the 29th day of June, A. D. 1909.

PERMIT No. 2853.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that PETER OE, of Twin Falls, County of Twin Falls, and State of Idaho, the holder of Permit No. 2853, issued upon Application No. 3997, bearing date of priority of June 7, 1907, authorizing the diversion of 4.8 second feet of the waters of Hot Creek, County of Twin Falls, 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 4.8 second feet of the waters of Hot Creek; that the point of Diversion of said waters is at a point on the south line of lot 1, section 35, township 16 south, range 17 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: Lots 1 and 2, of section 35, and the west half of southeast quarter of section 26, also the east half of southwest quarter of section 26, township 16, south range 17 east of the Boise meridian.

Witness my hand this 29th day of June, A. D. 1909.

Jas. Stephenson, Jr.

State Engineer of the State of Idaho.

License issued for 2⁷ second feet

P. ~~674~~
675