

State of Idaho

License and Certificate of Water Right

Water License No. 13602

Amount 0.8 sec.ft.

Water District No. 17-E

Priority 6-13-1918

THIS IS TO CERTIFY that ALPHONSE HENRY WAGNER of McCammon, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 13, 1918; that Permit No. 13602 was issued under said application; that Certificate of Completion of works, with a carrying capacity of one second feet, was issued thereunder on July 13, 1920, showing that said works were completed on the 6th day of June, 1920; and that on the 30th day of May, 1926,

ALPHONSE HENRY WAGNER of McCammon, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of an unnamed spring, a tributary of Fortneuf River, for the purpose of irrigation and domestic purposes, under Use Permit No. 13602 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 6 of Licenses, at page 3356, on the 3rd day of June, 1926;

The right hereby confirmed dates from June 13, 1918;

The Point of Diversion is located at

12-17 1/4 NW 1/4, Sec. 33, Tp. 8 S., R. 37 E., B.M. Bannock 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 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	37 E.	32	NE 1/4 SW 1/4	40	7
			NW 1/4 SW 1/4	40	3
			SE 1/4 SW 1/4	40	30
					Total 40 acres

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 3rd day of June, 1926.

W. G. SWEEDSEN
Commissioner of Reclamation

(SEAL)

BY

GEO. L. CARTER
Assistant 29 2212

SCANNED
APR 27 2008

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. **19353**
Permit No. **13602**
District No. **17 E**

29-2212

1. Name of Applicant: **ALPHONSE HENRY WAGENER**

Postoffice address: **McCammon**

County: **Bannock**

State: **Idaho**

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) 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. Quantity of water claimed: **One** cubic feet per second.

3. Source of water supply: **Spring No. 1--Located SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28 T. 8 S. R. 37 E. B.M.) Forming unknown**
No. 2--" NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33 " " " " " " " ") stream tributary
of Portneuf River

4. Location of point of diversion: **No. 1** ~~from the corner of Section 33~~ **NW $\frac{1}{4}$ NW $\frac{1}{4}$**
corner of Section **33**, T. **8 S.**, R. **37 E.**, B. M., and ~~corner of Section 33~~ **No. 2 SW $\frac{1}{4}$ NE $\frac{1}{4}$**
of Section **32**, T. **8 S.**, R. **37 E.**, B. M., County of **Bannock**

5. Water is to be used for: **Irrigation & Domestic use**

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: _____ feet distant from _____ corner of Section _____
T. _____, R. _____, B. M., in the _____ of Section _____, T. _____, R. _____, B. M.
- (b) Amount of power generated: _____ H. P., under _____ feet head.
- (c) Water is to be returned to _____ at a point _____ feet
distant from the _____ corner of Section _____, T. _____, R. _____, B. M., in the
_____ of Section _____, T. _____, R. _____, B. M.

7. Estimated cost of works: \$ **565.00**

8. Kind of works: **Ditch**

9. Height of dam _____ feet; length of dam at top _____ feet; length of dam at bottom _____
feet; material used in dam _____

10. Size of headgate: Width **one** feet; height **one** feet.

11. Ditch: Width at bottom **2** feet; width at water line **3 $\frac{1}{2}$** feet; depth of water **$\frac{1}{2}$**
feet; dimensions of flume _____

Diameter of pipe _____ inches; length of conduit **No. 1--1 $\frac{1}{2}$** miles.

Average grade per mile **10** feet.

12. The time required for the completion of such work is **2** years.

13. The time required for the complete application of the water to the proposed use is **3** additional years.

14. The land to be irrigated is described in the following tabulation: See Remarks.

15. (a) Is reservoir to be used? **no** If so, fill in (b) and (c) below.
 (b) Name of reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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.

ALPHONSE HENRY WAGENER Applicant.

By

Agent.

Date of first receipt at office of State Engineer **9 A. M. June 13, 1918**

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is **13602**

Recorded in Book **48** Page **13602** Approved **June 24, 1918**

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 **August 23, 1918** 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 24, 1919**

The whole of said work to be completed on or before **June 24, 1920**

Beneficial use of water appropriated in accordance herewith, to be made on or before **June 24, 1923**

Witness my hand this **24th** day of **June, 1918.**

FRED A. WILKIE State Engineer.

Remarks: Springs & points of diversion of ditches are located on Government lands within the Cache National Forest. One-half Sec. ft. is claimed from each spring.

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8 S	37 E.	32									7 3 30								40
9 S	37 E	6					10												10
Total Number of Acres to be Irrigated																	50		

Proof of C.W. made 6-22-20.

Permit No. 13602

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that ALPHONSE HENRY WAGENER, of McCammon, County of Bannock, and State of Idaho, the holder of Permit No. 13602, issued upon Application No. 19353, bearing date of priority of June 13, 1918, authorizing the diversion of 1.0 second feet of the waters of springs, County of Bannock, 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 1.0 second feet of the waters of Springs; that the points of diversion of said waters are as follows: No. 1 - SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28; No. 2 - NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33, in T. 8 S., R. 37 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$; 3 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$; 30 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, T. 8 S., R. 37 E., B. M.; 10 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 6, T. 9 S., R. 37 E., B. M.

Witness my hand this 13th day of July, A. D. 1980.

License issued to 0.8 Serial No. 100

W. G. SWENDSEN,
Commissioner of Reclamation

By S. T. BAER,
----- Deputy.

Upon proper request of the holder of the above numbered Permit (13602) I have this 22nd day of March, 1923, extended the time for beneficial use proof to the 24th day of June, 1926.

W. G. SWENDSEN,
Commissioner of Reclamation
By Geo. N. Carter, Assistant.

July 10, 1926.

Idaho: Permit #13602-Wagner.

Mr. J. F. Whitney,
McGee, Idaho.

Dear Sir:-

Referring to proof under the above numbered permit would say that, on May 24th a letter was mailed to Mr. A.H. Wagner advising him that, upon receipt of fees in the sum of six dollars (\$6.00), license would be issued him. On June 1st, these fees were received by us and the license mailed to the holder.

The paragraph marked by you in the circular letter accompanying the deposition blanks for proof had reference to fees due this office and not for services for taking the proof, as such fees should be collected from the holder at the time of taking the proof and are not handled through this office.

Very truly yours,
W. O. SWENDSEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

SEARCHED
APR 27 2001

13602

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE
INSTRUCTIONS
PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, May 1, 1926.

A. H. Wagner,

c/o Z. F. Whitney,
Notary Public,
McCarmon, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 13602.

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 rights:

1. On May 20th, 1926, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at McCarmon before Z. F. Whitney, notary public.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

W. G. SWENDSEN.
Commissioner of Reclamation.

*Have never been advised as to fees, and have
never received any. Proof was taken May 20th*

J. F. Whitney

13602

June 3, 1926

Re: Permit No. 13602

Mr. Alphonse Henry Wagner

McCammon, Idaho

Dear Sir:-

Inclosed herewith you will find
water license issued to you under the
above numbered permit for 0.8 second feet,
together with receipt for fees paid.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Assistant.

HH:

Enc.W.L.-R-11273

13602

STATE OF IDAHO
C. C. MOORE, GOVERNOR
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER
BOISE
May 24, 1926

Re: Permit No. 13602

Mr. A. H. Wagner

McCammon, Idaho

Dear Sir:

Upon the receipt of fees in
the sum of six dollars, license will be
issued to you under the above numbered
permit.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By *W. G. Swendsen*
Chief Clerk

CB:HH

(over)

13602

Mr. Cannon Idaho
May 29-1926

~~Dear Sir~~ Dear Sir.

In reply to this letter in closed please
find personal check \$6.00

Yours Truly
A. H. Wagner



13602

May 24, 1926

Re: Permit No. 13602

Mr. A. H. Wagner

McCammon, Idaho

Dear Sir:

Upon the receipt of fees in
the sum of six dollars, license will be
issued to you under the above numbered
permit.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____ Chief Clerk

CB:HH

13602

PROOF OF PUBLICATION

STATE OF IDAHO
COUNTY OF BANNOCK

SS

.....JUNE NASH..... being first duly sworn, deposes and says that he is the ...Foreman..... of the McCAMMON NEWS, a weekly newspaper published in McCammon, Bannock County, in the State of Idaho. That the ...Notice for Publ., a true copy of which is hereto attached, was published in The McCAMMON NEWS for ...Four... consecutive weeks, first publication having been made on the ...15th..... day of ...April..... 1926., and the last publication having been made on the ...3th..... day of ...May....., 19..26.

That said paper has been continuously and uninterruptedly published in said county during a period of fifty-two consecutive weeks prior to the first publication of said notice or advertisement, and is a newspaper within the meaning of the laws of Idaho

June Nash

SUBSCRIBED and SWORN TO before me this 7th. day of
May..... A. D., 19..26.

J. F. Whitney

Notary Public.

NOTARY PUBLIC, McCAMMON, IDAHO

13602

PROOF OF PUBLICATION

STATE OF IDAHO
COUNTY OF BANNOCK

SS

NOTICE FOR PUBLICATION

Notice of Proof Application of Water To Beneficial Use

Notice is hereby given that at 11 a. m. on the 20th day of May, 1926, at McCammon, County of Bannock, State of Idaho, before J. F. Whitney, notary public, proof will be submitted of the application to beneficial use of 1.0 cubic feet per second of the waters of unnamed springs, in accordance with the terms and conditions of Permit No. 13602, heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Alphonse Henry Wagner, McCammon, Idaho.

The use to which said water has been applied is irrigation and domestic use.

The amount applied to beneficial use is 0.8 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) 7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 3 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 30 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, Tp. 8 S., R. 37 E. B. M.

The right to take water from such works is based on Permit No. 13602.

The source of supply from which such water is diverted is Unnamed Springs.

The date of the priority which said user is prepared to establish is June 13, 1918.

W. G. SWENDSEN,

Commissioner of Reclamation.

(adv) -M. 6.

being first duly sworn, deposes and says that he is the of the McCAMMON NEWS, a weekly newspaper published in McCammon, Bannock County, in the State of Idaho. That the a true copy of which is hereto attached, was published in The McCAMMON NEWS for consecutive weeks, first publication having been made on the day of 1926, and the last publication having been made on the day of 19......

That said paper has been continuously and uninterruptedly published in said county during a period of fifty-two consecutive weeks prior to the first publication of said notice or advertisement, and is a newspaper within the meaning of the laws of Idaho

June Nash

SUBSCRIBED and SWORN TO before me this day of

[Signature]

Notary Public.

13602

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 13602

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. A. H. Wagener, age 38; residence, McCammon, Idaho; occupation,
rancher; postoffice address, McCammon, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of 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. No. 13602; June 24, 1918. June 13, 1918.

Ques. 4. State source of water supply and give exact location of point of diversion NW 1/4 of NW 1/4

Ans. Unnamed Springs; June 24, 1918 Point of Diversion No. 1; Sec.
33, T. 8 S., R. 37 E. B. M. No. 2, Sec. 32, Same Township and Range.

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, 40 inches, Wagener's Ditches

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. 7 acres in NE 1/4 SW 1/4, 3 acres in NW 1/4 SW 1/4, Sec. 32, Tp. 8 S., R.
37, E. B. M. and 30 acres in SE 1/4 SW 1/4, Sec. 32, Tp. 8 S., R. 37 E. B. M.
cultivated land. Ditches constructed and kept up, lands platted
to crops consisting of alfalfa, grain and potatoes.

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

Ans. _____

13602

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

Ans. 40 inches.

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.

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

Ans. Since 1918, irrigation and domestic purposes, approximately 40 inches; irrigating 40 acres.

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. None.

(Sign)

A. H. Wagener.

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 McCammon, County of Bannock State of Idaho, on this 20th day of May A. D. 1926.

J. J. Whitney.

NOTARY PUBLIC, McCAMMON, IDAHO

My commission expires

Feb. 23-1930

13602

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 13603.

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Nicholas E. Marso, 34, McCammon, Idaho, rancher, McCammon
Idaho

Ques. 2. Are you acquainted with A. H. Wagener, the holder of Permit No. 13602? How long have you known him and where does he reside?

Ans. Yes. Ten Years. Resides at McCammon, Idaho

Ques. 3. Have you read or heard read said Permit No. 13602, and are you familiar with its provisions and conditions?

Ans. Yes. 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. Unnamed Springs. Point of Diversion No. 1; NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 33,
T. 8 S., R. 37 E. B. M. Diversion No. 2; SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 33, T. 8 S.,
R. 37 E. B. M. Dam and ditches.

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. One. About 40 inches.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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. Irrigation and domestic. 7 acres in NE $\frac{1}{4}$ of SW $\frac{1}{4}$; 3 Acres in NW $\frac{1}{4}$
of SW $\frac{1}{4}$, and 30 acres in SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 32, T. 8 S., R. 37 E. B. M.
Cultivated. Ditches and dam constructed and maintained.

13602

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. Mountain soil; 40 inches.

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. During the years 1913 to 1925 inclusive; by being present when Mr. Wagoner was irrigating, from 20 to 40 inches; irrigation of from 10 to 40 acres.

(Signed)

Nicholas E. Marso

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 McCammon, County of Bannock, State of Idaho, on this 20th day of May, A. D. 19 26.

J. J. McIntire

Notary Public:

My commission expires

Feb. 23-1930

NOTARY PUBLIC, McCAMMON, IDAHO

13602

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 13602.

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Carl Larsen, 42; McCammon, Idaho; rancher; McCammon, Idaho

Ques. 2. Are you acquainted with A. H. Wagener, the holder of Permit No. 13602? How long have you known him and where does he reside?

Ans. Yes. Eleven Years. Resides at McCammon, Idaho

Ques. 3. Have you read or heard read said Permit No. 13602, and are you familiar with its provisions and conditions?

Ans. Yes, 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. xx Unnamed Springs. Point of Diversion No. 1, NW $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 33, T. 8 S., R. 37 E. B. M. Diversion No. 2, SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 32, T. 8 S., R. 37, E. B. M. Dam and Ditches.

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. One. About 40 inches.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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. Irrigation and domestic. 7 acres in NW $\frac{1}{4}$ of SW $\frac{1}{4}$; 3 acres in NW $\frac{1}{4}$ of SW $\frac{1}{4}$ and 30 acres in SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 32, T. 8 S., R. 37 E. B. M. Cultivated. Ditches and Dam constructed and maintained.

13602

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. Mountain soil. 40 inches.

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. During the years 1913 to 1925 inclusive: by being present when Mr. Wagener was irrigating; from 20 to 40 inches; irrigation of from 10 to 40 ~~333333~~ acres.

(Signed) Carl Larsen

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 McCammon, County of Bannock, State of Idaho, on this 20th day of May, A. D. 1926.

J. F. Whitney

Notary Public:

My commission expires Feb 23-1930

NOTARY PUBLIC, McCAMMON, IDAHO

13602

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 13602This proof is for BEN. USEIn Water District No. 17-E

1. Name of applicant: A. H. Wagner
2. Source of water supply: Unnamed Springs
3. Location of point of diversion: Is in the NW 1/4 of Section 33
SE 1/4 of Section 28
T. 8 S. R. 37 E., B.M. County of Bannock

4. Describe works as they exist, giving dimensions and capacities of same: seepage in bed of stream
and small springs compose stream est at 50" this date
and small springs compose stream est at 50" this date
Small earth dam diverts water into ditch 2 1/2' bottom 1 1/2' deep
Small earth dam diverts water into ditch 2 1/2' bottom 1 1/2' deep
capacity est 100 "
capacity est 100 "

Irrigation

5. Water is used for: yes
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NE 1/4 SW 1/4, NW 1/4 SW 1/4, SE 1/4 SW 1/4, Sec. 32, Twp. 8 S., R. 37 E., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? non except extreme high water
Est 40 acres under cultivation hay & grain ditch is side hill
could irrigate 10 acres more for pasture
could irrigate 10 acres more for pasture

13602

This examination was made on the 12 day of Nov 1926

(Signed)

V. L. Delaff

Examiner.

A. H. Wagner
McCammon, Idaho.

Permit No. 13602.....

Examination for Beneficial Use.....

County BANNOCK.....

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion, and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make a plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.
-

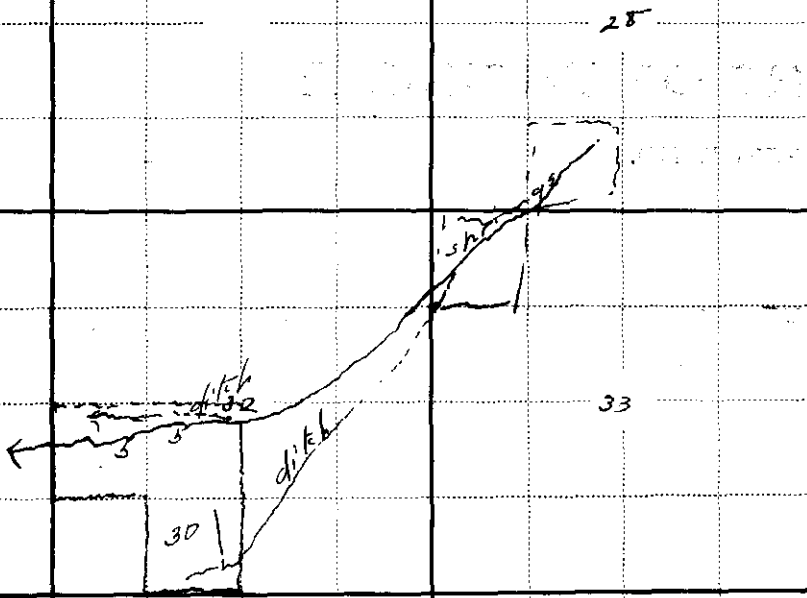
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____

Map 55 R. 37 E. B.M.



State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, May 1, 1926.

A. H. Wagner,

c/o Z. F. Whitney,
Notary Public,
McCannon, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 13602.

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 rights:

1. On May 20th, 1926, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at McCannon before Z. F. Whitney, notary public.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

W. G. SWENDSEN,

Commissioner of Reclamation.

13602

May 20
April 15, 1926

Re: Permit No. 13602

Mr. A. H. Wagner

McCammon, Idaho

Dear Sir:

Referring to your letter of the 14th inst., would say that notice for publication for proof of beneficial use of water under the above numbered permit was mailed to the McCammon News on April 7th and the first publication appeared in the issue of April 15.

Deposition blanks, one for holder and one each for two witnesses will be mailed to J. F. Whitney, Notary Public, before whom proof should be made on May 20.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:HH

13602

Mc Cammon April 14/1926
W.C. Swendsen

Dear Sir,

I send you a letter about
2 Weeks ago with some Papers
to start making Proof on some
water. Permit No. 13602.

as I did not get any Answer from
you yet I would like to have
you let me know if you get my
letter or not. as it may get
lost

Respectfully yours

A. H. Wageman

Mc Cammon

Dakota

13602

The McCammon News

"Gives You All The News"

J. F. Whitney

Editor and Publisher

McCammon, Idaho, April 9, 1936.

W. G. Swendsen,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:-

This will acknowledge receipt of Notice for Publication for four weeks in the matter of the proof of A. H. Wagner, McCammon Idaho.

This notice will appear first in our issue of April 15th, and copy of the paper will be sent you as requested.

Thanking you, we are,

Very truly yours,

THE McCAMMON NEWS,

J. F. Whitney
Editor.

13602

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date April 7, 1926

The News,

McCannon, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to May 20, 1926, the date set for proof, the expense of the publication to be paid by the applicant, A. H. Wagner, McCannon, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

13402

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) McCannon March 24 1926

(P. O.) McCannon Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the McCannon News of McCannon, published in the county in which the works are situated.

Alfred H. Meyer

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

13602

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11 a. m. on the 20th day of May, 1926,
at McCammon, County of Bannock, State of Idaho,
before Z. F. Whitney, notary public, proof will be submitted
of the application to beneficial use of 1.0 cubic feet per second of the
waters of unnamed springs in accordance with the terms and conditions of
Permit No. 13602 heretofore issued by the State Engineer
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....

Alphonse Henry Wagner, McCammon, Idaho

The use to which said water has been applied is irrigation and domestic use.

The amount applied to beneficial use is 0.9 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) 7 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 3 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ and 30 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32,

Tp. 8 S., R. 37 E., B.M.

~~The name of the canal or ditch or other works by which said water is conducted to such place of use~~
is

The right to take water from such works is based upon Permit No. 13602

The source of supply from which such water is diverted is Unnamed Springs

The date of the priority which said user is prepared to establish is June 13, 1918.

W. G. Swendsen,

Commissioner of Reclamation.

*13602-287-3750000
110719-33
Bannock
11 E.*

13602

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Alphonse H. Wagener,
LoCammon, Idaho

March 1, 1926

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **13602**, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

W.G. SWENDSEN
Commissioner of Reclamation.

13602

INDEXED

STATE OF IDAHO
Department of Reclamation

Permit No. 13602

Application for Extension of Time for Beneficial Use Proof

STATE OF IDAHO

County of Bannock } ss.A. H. Wagener, of McCammon,State of Idaho being first duly sworn upon his oath deposes and says:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 13602

THAT, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by June 24th, 1923

THAT he has heretofore put to beneficial use 30 inches second feet of water and has irrigated 30 acres.

THAT, for the following reasons, he is unable to put to beneficial use within the required time, the remainder of the water appropriated under his permit, to-wit: Because he

has not got the land cleared and has
not the means to hire anyone to clear
the land

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the making of proof of beneficial use under said permit to June 24th, 1926

Subscribed and sworn to before me this 21st day of March, 1923

My commission expires

July 1st 1924
W. G. Swendsen
McCammon, Idaho, Notary Public.

Date of receipt at office of Department of Reclamation March 22, 1923.

APPROVAL OF COMMISSIONER OF RECLAMATION

I, W. G. Swendsen, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the making of proof of beneficial use under Permit to Appropriate the Public Waters of the State of Idaho, No. 13602, to June 24, 1926, 1926

Witness my hand this 22nd day of March, 1923.

13602

W. G. SWENDSEN,
 Commissioner of Reclamation.
 By Geo. H. Butler Assistant

March 15, 1923.

Re: Permit No. 13602

Mr. A. H. Wagener,
McCammon, Idaho.

Dear Sir:-

Replying to yours of the 14th inst. would say that application for extension of time for beneficial use of water should be made upon the enclosed form. Three years extension may be granted upon proper application.

Very truly yours,

W. G. Swendsen.

Commissioner of Reclamation.

By

Chief Clerk

F5

13602

13602

Mc Cammon March. 14. 1923.

W. C. Swendsen. Commissioner of Reclamation

Dear Sir.

Received your letter of March 5. regarding
~~Per~~ Water Permit No. 13602. on which I am
supposed to make proof in June 1923.

Now I was to water 50 Acres of land
under this Permit but as this land
is very hard to clear and I didn't
have the means to hire some of this
work done so I have now only
about 30 or 35 Acres of this land
under irrigation at this time. so
I would like to know now if I
could ~~get~~ this time extended for
1 or rather 2 years if possible which
would give me time to clear the
balance of this Land. Respectfully
A. H. Wagener, Mc Cammon, Idaho.

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Mr. Alphonse H. Wagener,
McCammon, Idaho.

March 5, 1923.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **13602**, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

W. G. SWENDSEN.

Commissioner of Reclamation.

13602

July 15, 1920.

Re: Permit 13602.

Mr. A. H. Wagener,
McCammon, Idaho.

Dear Sir:

We are enclosing herewith
certificate of completion of works issued
under the above numbered permit, together
with receipt for fee.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation.

By

Encl.
MB

13602

Mr Cannon Idaho

June 24-1920

Dear Sir

Enclosed please find
check for \$5.00 with B
for get to send with
papers for completion
of works, which I send
in a few days ago.

Yours Truly

A. H. Wagner

Idaho Cannon
Idaho.

13602

13602

June 24, 1920.

Re: Permit 13602.

Mr. Alphonse Henry Wagener,
McCannon, Idaho.

Dear Sir:

I am just in receipt of satisfactory affidavit for
proof of completion of works under the above numbered permit.
Upon receipt of fees in the sum of \$5.00 certificate of com-
pletion of works will be issued you.

Yours very truly,

W. G. Swendsen,
Commissioner of Reclamation,

By: _____

OMB:MW

13602

Perm No.....

STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Bannock

} ss.

Alphonse Henry Wagner

, 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. 13602, and that his postoffice address is McCammon, Idaho.
State of Idaho.

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

Third: That the point of division of said water is No.1 NW 1/4 of NW 1/4 Section 33, Township 8 S. Range 37 EBM
No.2 is SW 1/4 of NE 1/4 Section 32 Township 8 S Range 37 EBM in Bannock County

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 24th.1920, 19.....

Fifth: That the use for which said water is intended is Irrigation and Domestic use.

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: Ditch and flume were fully completed

(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:.....

(a) Height of dam.....feet, length of dam at top.....feet, length of dam at bottom.....feet. Material used in construction

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir.....acre feet.

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

(d) Conduit Ditch.....width at bottom 6w6.....feet, width at water line 3 1/2.....feet, depth of water 1/2.....feet; diameter of pipe.....inches, average grade per mile is ten.....feet. Length of conduit is No.1 is 1 1/4 miles
No.2 is 1/4 mile

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

Eighth: That water appropriated under said permit is available for fifty.....acres of land described as follows:

In Tp 8 South Range 37 EBM in Section 32, in NE 1/4 of SW 1/4	- - - -	7 acres
" " " " " " " " " " " " NW 1/4 " SW 1/4	- - - -	3 "
" " " " " " " " " " " " SE 1/4 " SW 1/4	- - - -	30 "
" " 9 " " " " " " " " " " NE 1/4 " NW 1/4	- - - -	10 "

Ninth: Remarks: That.....

Total 50 acres.

Alphonse Henry Wagner
(Sign here)

Subscribed and sworn to before me this 22nd. day of June, 1920.

Paul Nash
Notary Public.

My commission expires March 26th.1923

13602

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho, February 4, 1920.

A. H. Wagener,
McCannon, Idaho.

Dear Sir:—

Under the terms of your permit No. 13602 you are required to complete your diversion works on or before June 24, 1920. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

W. G. Swendsen,
Commissioner of Reclamation.

13602

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Mr. Alphonse H. Wagener,
McCammon,
Idaho.

Boise, Idaho, June 25, 1918

#13602

Dear Sir:

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.

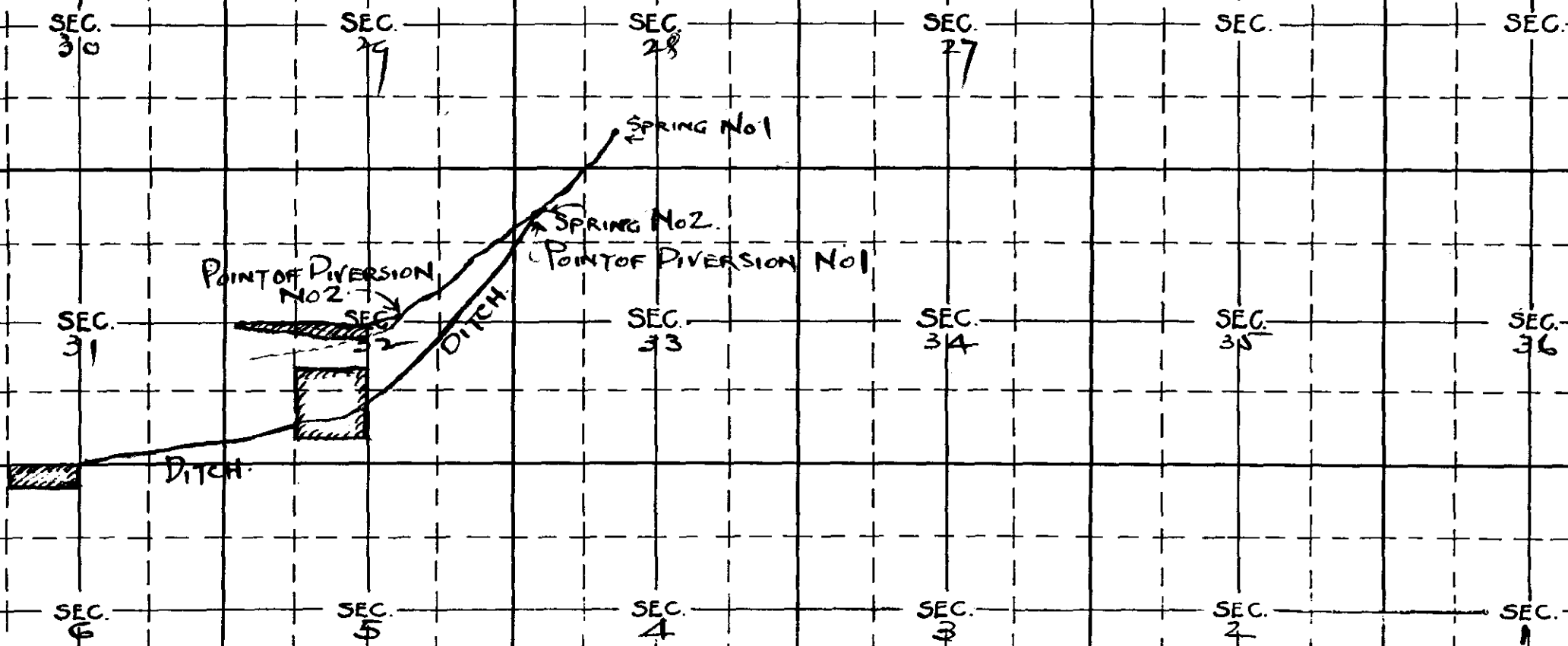
~~J. H. SMITH~~

FRED A. WILKIE State Engineer.

13602

Name of Applicant: ALFRED HENRY WAGENER

T. 8 S. R. 37 E. B. M.



T. 9 S. R. 37 E. B. M.

SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK. 13602

Permit Map No. **13602**

As Approved

JUN 24 1918

BY
FRED A. WILKIE
STATE ENGINEER