

State of Idaho

License and Certificate of Water Right

Water License No. 10366

Amount 1.0 sec. ft.

Water District No. 17-D

Priority 5-15-1914

THIS IS TO CERTIFY that Fred G. Caldwell
 of Pocatello, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated May 15, 1914; that Permit No. 10366
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 1.0 second feet, was issued thereunder on June 16, 1919, showing that said works
 were completed on the 27th day of May, 1919; and that on the 25th
 day of May, 1925,

Fred G. Caldwell

of Pocatello, State of Idaho, made proof to the satisfaction of the
 Commissioner of Reclamation of Idaho, of the right to use the waters of Trail Creek
 , a tributary of , for the purpose of irrigation and
 domestic use, under Use Permit No. 10366 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 3260, on the 5th day of June, 1925;

The right hereby confirmed dates from May 15, 1914;

The Points of Diversion are located as follows: SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32 and
 NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33 Tp. 6 S., R. 34 E., B.M.
 in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 5, Tp. 7 S., R. 34 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 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	34 E.	27	SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$	West Pocatello Townsite	
		28	SE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓ NE $\frac{1}{4}$ SE $\frac{1}{4}$ ✓ NW $\frac{1}{4}$ SE $\frac{1}{4}$ ✓		

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 5th day of June, 1925

W. G. SWENDSEN

Commissioner of Reclamation.

SCANNED

(SEAL)

APR 27 2001

State of Idaho

Amount 1.6 sec. ft.
Priority 8-29-1922

THIS IS TO CERTIFY that Sarah H. Gunnell
of Bridge, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 10, 1914; that Permit No. 10103
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.6 second feet, was issued thereunder on February 19, 1925, showing that said works
were completed on the 22nd day of April, 1925; and that on the 11th
day of April, 1925,

Sarah H. Gunnell
of Bridge _____, State of Idaho _____, made proof to the satisfaction of the
Commissioner of Reclamation _____ of Idaho, of the right to use the waters of Clear Creek
_____, a tributary of Raft River _____, for the purpose of irrigation and
domestic use, under Use Permit No. 10103 _____ 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 3259, on the 15th day of June _____, 1925;

The right hereby confirmed dates from March 29, 1922 ;

The Point of Diversion is located
in the NE 1/4 NW 1/4, Sec. 20, Tp. 15 S., R. 27 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 1.6 cubic feet per second.

Description and location of use:

[illegible]

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 5th day of June, 1925

W. G. SWENDSEN
Commissioner of Reclamation.

(SEAL)

No. 15166

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Fred G. Caldwell

Postoffice address: Pocatello

County: Bannock

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 Two cubic feet per second.

3. Source of water supply: Trail Creek

4. Location of point of diversion: The Head Springs and Tributary Springs of the different forks of Trail Creek as described under # 1 in Remarks.

County of Bannock

5. To be used for: Domestic use in a Townsite.

I. Irrigation and domestic use: (a) Amount of land to be irrigated embraced in the townsite 200 acres.
(b) In the following legal subdivisions: S₁ NW₄ and 1/2 SW₄ Section 27 and SE₄ NE₄ and 1/2 SE₄ Section 28, of T. 6 S. R. 34 E. of B.M.

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?
return:

[d] If so, name stream and locate point of

6. Estimated cost of works: \$10,000.00

7. Description of works for diversion:

I. Kind of works: Intakes, Pipes, Reservoir.

II. Dimensions of works:

[a] Height of dam

feet, length of dam at top

feet,

length of dam at bottom

feet. Material used in construction: of intake and

reservoirs, earth and concrete.

[b] Capacity of reservoir

two

acre feet.

(c) Size of headgate, width

feet,

Height

feet.

(d) Conduit

pipes

width at bottom

feet,

width at water line

feet, depth of water

feet; diameter of pipe

to 100

3.4, 6 & 8 inches; average grade per mile is from 10 feet. Length of conduit is three miles, and it crosses the following quarter sections: NW₄, 1/2 NE₄ and SE₄ Sec. 22, NW₄ and SW₄ Sec. 23; SW₄ and SE₄ Sec. 28, T. 6 S., R. 34 E.B.M.

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

9. Time required for the complete application of the water to the proposed use is six 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.

Fred G. Caldwell

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9.00 A. M. May 15, 1914.

Returned to applicant for correction May 15, 1914.

Corrected application received June 20, 1914.

APPROVAL OF STATE ENGINEER

The number of this permit is 10366

Recorded in Book 35 Page 10366 Approved July 8, 1914.

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 September 6, 1914 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 January 8, 1917.

The whole of said work to be completed on or before July 8, 1919.

Beneficial use of water appropriated in accordance herewith, to be made on or before July 8, 1925.

Witness my hand this 8th day of July, 1914.

F. P. KING,

State Engineer.

Remarks. # 1. Location of Points of Diversion.

Intakes will be constructed at:

1. Head Spring of Northfork: SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 32, T. 6 S., R. 34 E.
2. Head Spring of Southfork: SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, T. 7 S., R. 34 E.
3. Head Spring of East Branch of Southfork: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33, T. 6 S., R. 34 E.
4. Big Spring in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, T. 6 S., R. 34 E.
5. Tributary Spring in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33, T. 6 S., R. 34 E.

Capacity of Springs.

- No. 1 ---- $\frac{1}{2}$ second ft.
No. 2 ---- $\frac{1}{2}$ second ft.
No. 3 ---- $\frac{1}{2}$ second ft.
No. 4 ---- $\frac{3}{4}$ second ft.
No. 5 ---- $\frac{1}{2}$ second ft.

Mr. Fred G. Caldwell bought the land tract designated as "Proposed townsite" on the accompanying map and a permit for the appropriation of all the waters in Trail Creek was issued in March 1911 by the State Engineer and verbal consent was given by the land owners to divert the waters from the springs; The Head spring of the North fork # 1 is located on the Homestead claim of Frank A. Miller. The Big Spring #4 is located in the Homestead claim of Wm. Charles Spillman. Tributary spring # 5 is located in the Homestead Claim of Joseph Spillman. As the above quoted parties do not reside on their lands and could not be found, Mr. Caldwell will report as soon as their written consent has been obtained. Springs # 2 and #3 are located on unclaimed U. S. Gov. Land.

Fred G. Caldwell,
By Oscar Sonnenkalb, Agent.

May 14 - 1914

Written consent of Joseph and William Spillman to develop springs and divert water from their lands is now in my possession.

Fred G. Caldwell

June 19 - 1914

I have written permission from the owners of the land upon which the springs are located and such permission has been executed and acknowledged as required for the conveyance of real estate.

Fred G. Caldwell,
Applicant.

Permit No. 10366

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that Fred G. Caldwell of Pocatello, County of Bannock, and State of Idaho, the holder of Permit No. 10366, issued upon Application No. 15166, bearing date of priority of May 15th, 1914, authorizing the diversion of two second feet of the waters of Trail Creek, County of Bannock, State of Idaho, for domestic use in townsite, 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 one second feet of the waters of Trail Creek; that the point of diversion of said water is in the #1: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 6 S.; #2: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 5, T. 7 S. R. 34 E. B. M. #3: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 6 S. #4: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T. 6 S. #5: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, T. 6 S., R. 34 E. B. M. said water to be used for domestic purposes on the following described land, to-wit: S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 27; SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 28, Township 6 South, Range 34 East, B. M.

Witness my hand this 16th day of June, A. D. 1919.

W. G. Swendsen.

Commissioner of Reclamation.

By S. T. Baer.

Recorded by

Checked by

License issued for 1.0 second feet

Page 3260

10366
✓

May 26, 1952

Evelyn G. Turner
324 West Center Street
Pocatello, Idaho

Dear Madam:

Reference is made to your letter of May 22, 1952, in regard to filing on springs arising in certain described tracts.

For your information will say that the only valid filing on record is License No. 20086, in the name of Fred G. Caldwell, for the use of one second foot of water from Trail Creek, with priority of May 18, 1914, for irrigation and domestic use on land in Sections 27 and 28, Township 6 South, Range 34 East, B.M. (West Pocatello Townsite).

The application described the points of diversion as being from Head Springs and Tributary Springs of different forks of Trail Creek as follows:

Head Springs of North Fork SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32.

Head Springs East Branch, South Fork NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33.

Big Springs NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32.

Tributary Springs, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33

All in Township 6 S., Range 34 E. B.M.

Head Springs South Fork SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5, Township 7 South, Range 34 E. B.M.

We trust that the above will give you the desired information, but if we can serve you further will be glad to have you call upon us.

Very truly yours,

SCANNED

APR 27 2001

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

10366



Aetna Fire Underwriters Department
Aetna Insurance Company
 INCORPORATED 1819

HARTFORD,
CONN.

THEO. J. TURNER

324 WEST CENTER STREET

PHONE 3900 AND 3901

POCATELLO, IDAHO

May 22, 1952

State of Idaho
 Department of Reclamation,
 Boise, Idaho.

Dear Sirs:

Enclosed is a description of some
 property in Bannock County, Idaho.

Will you kindly advise me if there
 has been any filing on the water or springs
 arising from any of the land described herein,
 and in whose name the same stands.

Thanking you for any information
 you can give me, I am

Very truly yours,

Evelyn G. Turner

Evelyn G. Turner, Executrix of
 Last Will of Theo. J. Turner, deceased.

RECEIVED
 MAY 23 1952

Department of Reclamation

10366

- Parcel #1. The Northeast quarter of the Southeast quarter of Section thirty-two (32), Township six (6) South, Range thirty-four (34) East of the Boise Meridian in Idaho.
- Parcel #2. The Northeast quarter of the Northwest quarter, the Southwest quarter of the Northwest quarter and that portion of the Northwest quarter of the Northeast quarter particularly described as follows: Beginning at the $N\frac{1}{4}$ corner of Section thirty-three (33), Township six (6) South, Range thirty-four (34) East of the Boise Meridian, in Idaho, run thence North $89^{\circ} 34'$ East 662.56 feet along the North line of said Section thirty-three (33), run thence South $51^{\circ} 05'$ West 283.23 feet, run thence South $35^{\circ} 21'$ West 206.04 feet, run thence South $27^{\circ} 21'$ West 305.00 feet, run thence South $39^{\circ} 43'$ West 282.15 feet, more or less, to the intersection with meridional center line of said Section thirty-three (33), run thence North $0^{\circ} 11'$ West along said meridional center line of said Section thirty-three (33) 828.92 feet, more or less, to the place of beginning, all in Section thirty-three (33), Township six (6) South, Range thirty-four (34) East of the Boise Meridian, in Idaho.
- Parcel #3. The Southwest quarter of the Northwest quarter and the Northwest quarter of the Southwest quarter of Section twenty-seven (27), Township six (6) South, Range thirty-four (34) East Boise Meridian, in Idaho, EXCEPTING therefrom that portion platted into what is known as the Revised Plat of West Pocatello Townsite, ALSO EXCEPTING, Commencing at the Southwest one sixteenth corner of Section twenty-seven (27), Township six (6) South, Range thirty-four (34) East, Boise Meridian, as the true point of beginning, thence South $88^{\circ} 55' 30''$ West 1153.16 feet, thence North $38^{\circ} 55' 30''$ East 221.00 feet, thence North $13^{\circ} 44'$ East, 342.58 feet, thence North $62^{\circ} 57'$ East, 398.09 feet, thence North $35^{\circ} 34'$ East, 277.65 feet, thence South $54^{\circ} 52'$ East, 227.50 feet, thence South $48^{\circ} 13'$ East, 325.30 feet, thence South $59^{\circ} 36'$ East 192.67 feet, thence South $73^{\circ} 01'$ East, 168.66 feet, thence South $29^{\circ} 14'$ East, 293.00 feet, thence South $21^{\circ} 50'$ East, 143.77 feet, thence South $89^{\circ} 20'$ West, 535.69 feet more or less to the point of beginning, containing 20.19 acres, this latter excepted parcel being that portion of that certain real property conveyed by Idaho Loan and Investment Co., a corporation, to Hyland Park Corporation by deed dated January 16, 1947 recorded on April 4, 1947 in Book 98 at page 570 of Deeds, records of Bannock County, Idaho, lying and being in said Northwest quarter of the Southwest quarter of Section twenty-seven (27), Township six (6) South, Range thirty-four (34) East Boise Meridian, in Idaho.

10366
✓
April 29, 1948

Mr. F. E. Tydeman
Attorney At Law
Dietrich Bldg.
Pocatello, Idaho

Dear Mr. Tydeman:

In your letter of April 26, 1948, requesting information regarding water rights filed in Section 32 or 33, Township 6 S., Range 34 E. B.M., you do not give the probable source of the water in question.

Our records show no filing on underground water or an unnamed stream in either of these sections, but we do find License No. 10366, in the name of Fred G. Caldwell, for the use of one second foot of water from Trail Creek, with priority of May 15, 1914, for irrigation and domestic use on land in Sections 27 and 28, Township 6 S., Range 34 E. B.M. (West Pocatello Townsite).

The application described the points of diversion as being from Head Springs and Tributary Springs of different forks of Trail Creek as follows:

Head Springs of North Fork SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 32.

Head Springs East Branch, South Fork NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33.

Rig Springs NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 32.

Tributary Springs, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33

All in Township 6 S., Range 34 E. B.M.

Head Springs South Fork SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5, Township 7 S.,
Range 34 E. B.M.

We trust that the above will give you the desired information, but if we can serve you further will be glad to have you call upon us.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm

10366

F. E. TYDEMAN
ATTORNEY AT LAW
DIETRICH BUILDING
POCATELLO, IDAHO

April 26, 1948

Department of Reclamation
State of Idaho
Boise, Idaho

Gentlemen:

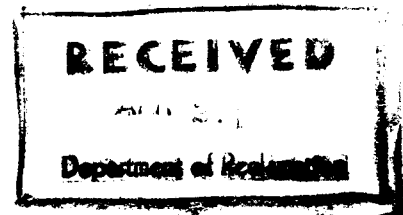
I would appreciate any information
that you will give relative to any water rights
that have been filed on in Sections 32 or 33,
Township 6 South, Range 34 East of Boise Meridian.

Thanking you for this information, I am

FET:ML

Yours very truly,

F. E. Tydemann



10366

June 5, 1925

Re: Permit No. 10366

Mr. Fred G. Caldwell
Box 657
Pocatello, Idaho

Dear Sir:

We enclose herewith Water License
issued under the above numbered, permit,
together with receipt for fees paid.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

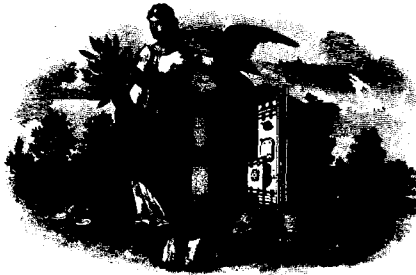
By _____
Chief Clerk

Enc 1.

10366

IDAHO LOAN AND INVESTMENT COMPANY

AUTHORIZED CAPITAL \$300,000.
P.O. BOX 657



ADDRESS ALL CORRESPONDENCE TO THE COMPANY
AND NOT TO AN INDIVIDUAL

POCATELLO, IDAHO

June 3rd, 1925.

W. C. Swendsen, Commissioner,
Department of Reclamation,
Boise, Idaho.

Dear Sir:

I am in receipt of your letter of
the 2nd inst. in regard to Permit No. 10366
and as requested I am inclosing herewith check
for \$14.00.

Kindly issue license and forward to
me to your convenience.

Very truly yours,

Fred S. Caldwell

HCH:DP
enc.

10366

June 2, 1925

Re: Permit No. 10366

Mr. Fred G. Caldwell
Box 657
Pocatello, Idaho

Dear Sir:

The report of our examining engineer,
for proof of beneficial use of water under your
above numbered permit, has just been received.
Upon receipt of fees in the sum of \$14.00, being
\$2.00 for each forty-acre tract or fraction,
license will be issued you.

Very truly yours,

W. G. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

10366

STATE OF IDAHO DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 10366

This proof is for Beneficial Use

In Water District No. 17-D

1. Name of applicant: Fred G. Caldwell
2. Source of water supply: Trail Creek
3. Location of point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, 6S-34E; NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ -33-6S, 34E;
are in the of Section SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, 7S-34E.
- T. _____ R. _____ County of Blaine

4. Describe works as they exist, giving dimensions and capacities of same: Works consist of flume set up at spring to collect water, box with 2 concrete ditches and pipe from same to back watershed. Pipe is 4" laid underground, and water is taken from this into small concrete flumes, and then in small pipes to various parts of the land.

5. Water is used for: Irrigation & domestic use
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): S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27; SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, Tp. 6S., R. 34 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? None; would run to

Remarks: This water is used on land that has been platted and is now an addition to Bocatello. Land was formerly owned by Indians and shows evidence of once having been in grain & hay. Half of the land is platted now all of the springs being used, but as new homes are built and the necessity increases the other springs will be brought in. They are used now whenever they will run down naturally, for irrigation.
Ownership of all lands and springs are in one.
Use all water that comes from springs & creek

This examination was made on the 25 day of May 19 25

(Signed)

R. L. Sutcliffe

Examiner.

10366

Fred G. Caldwell

~~Pedivello~~

Permit No.10366.....

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

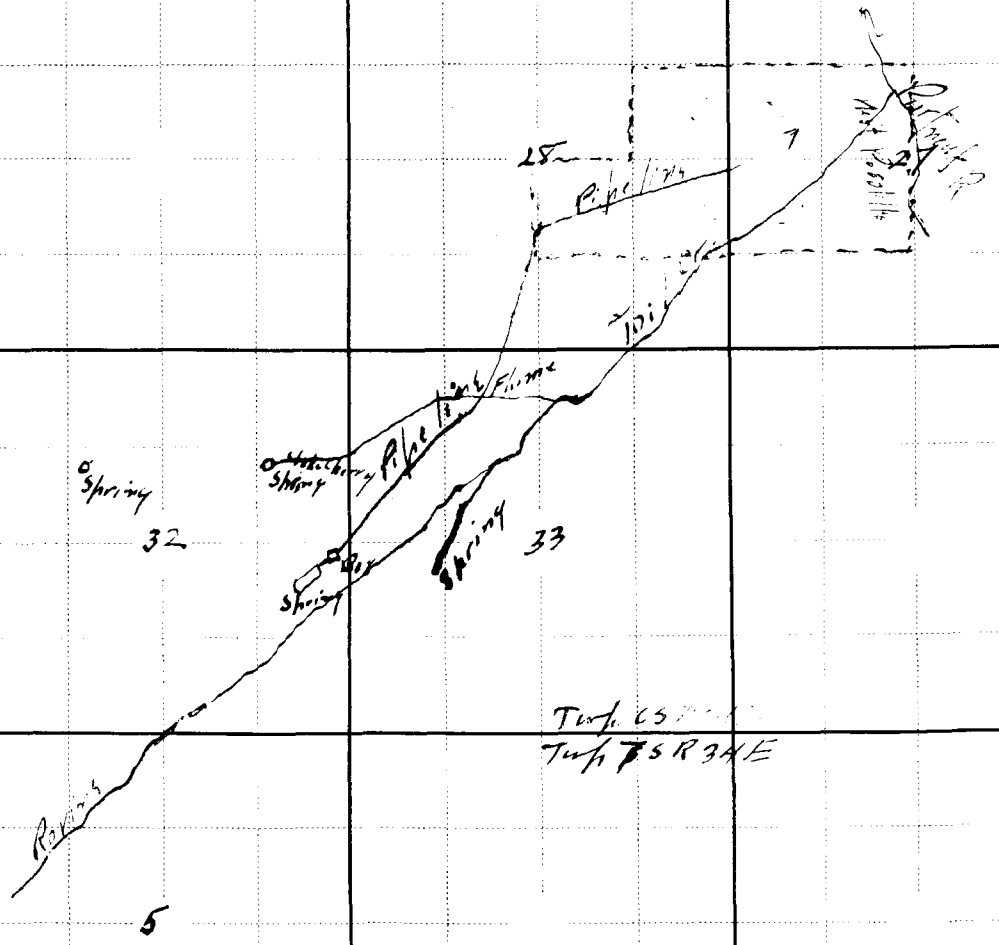
REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____

T 6 S R 34 E

10366



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

May 28, 1925.

Re: Permit No. 10366

Mr. Fred G. Caldwell,
P. O. Box 657,
Pocatello, Idaho.

Dear Sir:-

We are today in receipt of depositions and affidavit of publication in the matter of proof of beneficial use of water under the above permit. These are in proper form and will be placed on file, without further action, pending receipt of the report of our engineer. You will then be advised as to fees due before issuing license.

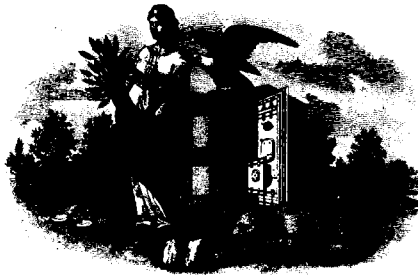
Very truly yours,
W. G. SWENDEN,
Commissioner of Reclamation.

By _____
Chief Clerk.

10366

IDAHO LOAN AND INVESTMENT COMPANY

AUTHORIZED CAPITAL \$300,000.
P.O. BOX 657



ADDRESS ALL CORRESPONDENCE TO THE COMPANY
AND NOT TO AN INDIVIDUAL

POCATELLO, IDAHO

May 26th, 1925.

W. C. Swendsen, Commissioner,
Department of Reclamation,
Boise, Idaho.

Dear Sir:

Re: - Permit No. 10366

As requested in your letter of the 13th inst. I hand you herewith the following forms, which have been executed in accordance with your instructions:

Deposition of Permit holder.
Depositions of Two Witnesses.
Affidavit of Publication of Water.

The above forms are to be used in connection with the beneficial use of water under permit No. 10366.

Very truly yours,

FCO:DP

10366

Proof of Publication

STATE OF IDAHO, }
County of Bannock, } ss.

Walter Newcomb

being first duly sworn, on oath deposes and says: That *he* was at all the times herein mentioned a citizen of the United States of America, more than 21 years of age, and the bookkeeper of the publisher of IDAHO STATE JOURNAL and LAVA HOT SPRINGS NEWS, a ~~weekly~~ ^{Daily} newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL and LAVA HOT SPRINGS NEWS on the following dates, to wit:

<i>4-20-25</i>	, 192	, 192
<i>4-28-25</i>	, 192	, 192
<i>5-4-25</i>	, 192	, 192
<i>5-11-25</i>	, 192	, 192
	, 192	, 192

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Walter Newcomb

Subscribe and sworn to before me this *25* day of *May*, 192*5*.

W O Currier

Notary Public, State of Idaho.
Residence:

Proof of Publication

STATE OF IDAHO, }
County of Bannock, } ss.

LEGAL NOTICE.

NOTICE OF PROOF APPLICATION OF Water to Beneficial Use.

Notice is hereby given that at 10:00 a. m. on the 25th day of May, 1925, at Pocatello, County of Bannock, State of Idaho, before H. C. Harlbert, Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of Trail Creek in accordance with the terms and conditions of Permit No. 10366 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Fred G. Caldwell, Pocatello, Bannock County, Idaho.

The use to which said water has been applied is domestic and irrigation use in the Townsite of West Pocatello, Bannock County, Idaho.

The amount applied to beneficial use is one cubic foot.

The place where said water is used (it for irrigation, give full and accurate description of the lands irrigated) S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 27; SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 28, Township 6 South, Range 34 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is West Pocatello Water System.

The right to take water from such works is based upon Permit No. 10366.

The source of supply from which such water is diverted is Springs and Trail Creek.

The date of the priority which said user is prepared to establish is May 15, 1914.

W. G. SWENDSEN,
Commissioner of Reclamation.
20-27-3-10

being first duly sworn, on oath deposes and says: That.....
was at all the times herein mentioned a citizen of the United States of America, more than 21 years of age, and the bookkeeper of the publisher of IDAHO STATE JOURNAL and LAVA HOT SPRINGS NEWS, a ² weekly newspaper, printed and published at Pocatello, Bannock County, Idaho, and having a general circulation therein.

That the document or notice, a true copy of which is attached, was published in the said IDAHO STATE JOURNAL and LAVA HOT SPRINGS NEWS on the following dates, to wit:

....., 192.....	, 192.....
....., 192.....	, 192.....
....., 192.....	, 192.....
....., 192.....	, 192.....
....., 192.....	, 192.....

That said paper has been continuously and uninterruptedly published in said County for a period of seventy-eight weeks prior to the publication of said notice or advertisement and is a newspaper within the meaning of the laws of Idaho.

Subscribe and sworn to before me this..... day of....., 192.....

H. C. Harlbert

Notary Public, State of Idaho.
Residence:

10366

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

PERMIT No. 10366

Proof of Application of Water to Beneficial Use**Deposition of Holder**

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

Ans. Wm. G. Caldwell, age 54, Pocatello, Idaho, Building and Loans,
Pocatello, Idaho, P. O. Box 657.

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. Acting in behalf of Idaho Loan & Investment Company, Pocatello,
Idaho. President and General Manager

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. Permit No. 10366, July 2nd, 1918. Date of priority March, 1911.

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

Ans. Springs forming Trail Creek. No. 4 spring, NW $\frac{1}{4}$ Sec. 32,
No. 3 spring, NW $\frac{1}{4}$ Sec. 33, Twp. 6 S., R. 32 E., also No. 1 spring, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33, Twp. 6 S., R. 34 E.,
spring and natural flow, NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ Sec. 33, Twp. 6 S., R. 34 E.

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. Springs have been developed by digging out and filling in with
broken rocks, tile, conveyed in sewer pipe to wooden pipe line 4" in
diameter, which conveys the water to a point on the bluff in the SW $\frac{1}{4}$ of
the NW $\frac{1}{4}$ Sec. 27, Twp. 6 S., R. 32 E. where a concrete reservoir has been
constructed, holding 53000 gal. of water, from which point water is
distributed through a system of mains covering west Pocatello Townsite, all
situate in Sec. 27, Twp. 6 S., R. 32 E. in Idaho.

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 cultivate or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for domestic and irrigation purposes on and in west
Pocatello Townsite, situate in Sec. 27, Twp. 6 S., R. 32 E., also surplus
water is picked up from these springs in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 33,
Twp. 6 S., R. 32 E., conveyed by natural channel, ditch and wooden flume
onto the above described townsite for irrigation purposes.

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

Ans. _____

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

Ans. One second foot of water.

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. This water has been used continuously for fourteen years last past for the irrigation of the above described land and lots, passing through ditches and later through the system of reservoirs, pipe lines, ditches, etc., above described to its fullest extent.

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 right claimed thereunder.

Ans. None.

(Sign)

Fred S. Casewee

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 Pocatello, County of Bannock, State of Idaho, on this 25th day of May, A.D. 1925.

Notary Public

Residing at Pocatello, Idaho.

10366

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 10366

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. Thomas Murphy, age 48, 1142 North Garfield, Pocatello, Idaho.
Laborer

Ques. 2. Are you acquainted with Fred C. Caldwell, the
holder of Permit No. 10366? How long have you known him and where does he reside?

Ans. For the past three years. He resides at Pocatello, Idaho.

Ques. 3. Have you read or heard read said Permit No. 10366, 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. Springs forming Trail Creek. No. 4 spring, NE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 32.
No. 3 spring, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 33. No. 1 Spring, SE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 32. No. 5
spring and natural flow, NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Sec. 33, Twp. 6S, R. 34 E.

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 second foot of water.

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. Water is used for domestic and irrigation purposes on and in West
Pocatello Townsite, situate in Sec. 27, Twp. 6 S., R. 32 E., also surplus
water is picked up from these springs in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 33,
Twp. 6 S., R. 32 E., conveyed by natural channel, ditch and wooden flume
onto the above described townsite for irrigation purposes.

10366

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. For domestic use.

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 irrigation.

Ans. -----

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. I have witnessed the application of this water for the past two years upon the West Pocatello Townsite for domestic use and also for irrigation of gardens and trees.

(Sign)

Thomas Murphy

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 Pocatello, County of Bannock, State of Idaho, on this 25th day of May, A. D. 1925.

W. C. Kurek
POCATELLO, IDAHO Notary Public.

My commission expires July 30th, 1925

10366

RECORDED
MAY 23 1925

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

PERMIT No. 10366

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. Burt L. Finney, age 47, Real Estate Salesmen, 628 North Hayes,
Pocatello, Idaho.

Ques. 2. Are you acquainted with Fred C. Caldwell, the
holder of Permit No. 10366 ? How long have you known him and where does he reside?

Ans. For the past three years. He resides at Pocatello, Idaho.

Ques. 3. Have you read or heard read said Permit No. 10366, 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. Springs forming trail. No. 4 spring, NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 32,
No. 3 spring, NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 33. No. 1 spring, SE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 32. No. 5
spring and natural flow, NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Sec. 33, Twp. 6 S., R. 34. E.

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 second foot of water.

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. Water is used for domestic and irrigation purposes on and in west
Pocatello Townsite, situate in Sec. 27, Twp. 6 S., R. 32 E., also surplus
water is picked up from these springs in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 33,
Twp. 6 S., R. 32 E., conveyed by natural channel, ditch and wooden flume
onto the above described townsite for irrigation purposes.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

BOISE, IDAHO

Ans. For domestic use.

PERMIT No.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water used for such purpose.

Ans.

Deposition of Witness

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. I have witnessed the application of this water for the past two years upon the west Pocatello townsite for domestic use and also for irrigation of gardens and trees.

(Sign)

Burt L. Finney

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

Pocatello, County of Bannock, State of Idaho,

on this 25th day of May

A. D. 1925

POCATELLO, IDAHO

Notary Public.

My commission expires July 30th, 1925

10366

State of Idaho

DEPARTMENT OF RECLAMATION BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

May 13, 1925.

Fred G. Caldwell,

c/o H. C. Hurlbert,

Pocatello, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. ~~10366~~.....

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 25th, 1925~~....., 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.....
~~Pocatello~~..... before ~~H. C. Hurlbert, 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. C. SWENDSEN,~~

Commissioner of Reclamation.

10366

POCATELLO, Ida.,

1924

W. S. Lawrence
Commissioner of
The Idaho State Journal
Reclamation

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
			$5\frac{1}{2}$							$5\frac{1}{2}$					
17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	
			$5\frac{1}{2}$								$5\frac{1}{2}$				

Rate per inch

Display Advertising for Month

Classified Advertising

*Notice of surety application
of under Permit No 10366*

Total

\$12.25

10366

April 17, 1925

Re: Permit No. 10366.

Mr. Frank C. Caldwell
Pocatello, Idaho

Dear Sir:

We are today in receipt of notices for proof of beneficial use of water under the above numbered permit. One copy will be mailed to the Idaho State Journal at Pocatello, for the required four weeks publication prior to May 25th, the date set for proof. Deposition blanks will later be mailed to the notary public before whom proof is to be made.

Very truly yours,

W. C. SWENDSEN
Commissioner of Reclamation

By _____
Chief Clerk

CB:EK

10366

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

DATE April 17, 1925

Idaho State Journal,
Pocatello, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to May 25th, 1925, the date set for proof, the expense of the publication to be paid by the applicant, Fred C. Caldwell, of Pocatello, to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

W. C. SWENDSEN,

Commissioner of Reclamation.

10366

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 14th, 1925

(P. O.) Pocatello, 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
Idaho State Journal of Pocatello, Idaho, published in
the county in which the works are situated.

J. R. Caldwell

(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.

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 25th day of May, 19 25,
at Pocatello, County of Bannock, State of Idaho,
before H. C. Hurlbert, Notary Public, proof will be submitted
of the application to beneficial use of one cubic feet per second of the
waters of Trail Creek in accordance with the terms and conditions of
Permit No. 10366 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Fred G. Caldwell, Pocatello, Bannock County, Idaho

The use to which said water has been applied is Domestic and irrigation use in the
Townsite of West Pocatello, Bannock County, Idaho

The amount applied to beneficial use is One cubic foot.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 27; SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 28,
Township 6 South, Range 34 East, B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is West Pocatello Water System

The right to take water from such works is based upon Permit No. 10366

The source of supply from which such water is diverted is Springs and Trail Creek

The date of the priority which said user is prepared to establish is May 15th, 1914

W. G. Swendsen,

Commissioner of Reclamation.

10366

Bannock Co

4 ~~80 NW~~ 32-68 | 34 E
2 80 NW 5-75 |
3 ~~70 NW~~ 33-68 |
4 ~~70 NE~~ 32-66 | 34 E
5 ~~70 NW~~ 33-68 |

Form No. 9.

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Fred C. Caldwell
Pocatello, Idaho

April 6, 1925

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **10366**, 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. C. SWENDSEN
Commissioner of Reclamation.

10366

June 20th
1919

In re: Permit: 10366

Fred G. Caldwell
Pocatello, Idaho

Dear sir:

Herewith find certificate of
completion of work issued under the above
permit; also receipt covering fees submitted.

Yours very truly

W. G. Swendsen
Commissioner of
Reclamation.

By:

10366

IDAHO LOAN & INVESTMENT COMPANY

OFFICERS:
O. B. STEELY, PRESIDENT
W. D. SERVICE, VICE-PRESIDENT
EZRA J. MERRILL, TREASURER
H. C. HURLBERT, SECRETARY
FRED G. CALDWELL, MANAGER

AUTHORIZED CAPITAL \$100,000.00

DIRECTORS:
A. B. BEAN
J. T. YOUNG
O. B. STEELY
W. D. SERVICE
EZRA J. MERRILL

POCATELLO, IDAHO.

June, 12, 1919 -

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

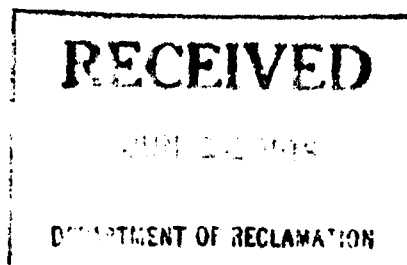
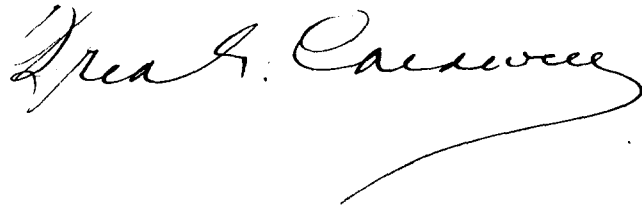
Dear Sir:-

I am returning you herewith Proof of Completion of Works under Permit No. 10366, corrected as requested in your favor of the 28th. ult.

In explanation of this proof will state that this water has been piped down to our townsite for domestic purposes, that is the water from two springs mentioned in the original application; and it will be used on different parts of the 280 acre tract of land where ever lots may be sold and houses erected; will later on construct reservoirs to store the waters, but they are not needed at the present time.

Trusting this will give you the necessary information, I am,

Very truly yours,



10366

Permit No. 0366

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Bannock

} ss.

Fred G. Caldwell, 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. 10366, and that his postoffice address is Pocatello
State of Idaho.

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

Trail Creek.

Third: That the point of diversion of said water is Head Springs and Tributary Springs of the different Forks of Trail Creek

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July, 8, 1919, 19

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

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: 5800 ft. 4" Wood Pipe, 3475 ft. 3" Wood Pipe and 1200 ft. 2" Wood Pipe, with necessary diversion dams, etc.
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 2 feet, length of dam at top 2 feet, length of dam at bottom 2 feet. Material used in construction dirt

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

(b) Capacity of reservoir none acre feet.

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

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

Seventh: That said works are capable of conducting to the place of intended use

one second feet of water.

an portion of

Eighth: That water appropriated under said permit is available for 280 acres of land described as follows: Lots in West Pocatello embraced in a portion of S. 1/2 N.W. 1/4 and N. 1/2 S.W. 1/4 Section 27 and S.E. 1/4 N.E. 1/4 and N. 1/2 S.E. 1/4 Section 28 Tp. 6 S. R. 34 E.B.M. This water is to be used mainly for domestic purposes and any surplus for irrigation purposes

Ninth: Remarks: That

Fred G. Caldwell
(Sign here)

Subscribed and sworn to before me this 27th day of May, 1919

My commission expires July 30, 1921

A. O. Kurlbert

Notary Public.

10366

Pocatello Id

May 28th
1919

Fred G. Caldwell
Pocatello, Idaho

In re: Permit 10366

Dear sir:

I am returning to you herewith affidavit of proof of completion of works under the above permit for the following corrections:

You have not stated in the affidavit the points of diversion as located in forty acre tracts, this should be done in order to check the proof with the permit as recorded.

I call your particular attention to the fact that you state that the works as completed are only capable of carrying one second foot, which is fifty inches or enough water under our statutes to irrigate only fifty acres, you state that 280 acres of land are to be irrigated.

I am also returning check in the amount of \$5.00.

Kindly return the corrected proof together with check in the sum of \$5.00 to this office.

Yours very truly,

W. G. Swendsen,
Commissioner of
Reclamation.

By:

10366

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,

April 4th, 1919

Fred G. Caldwell
Pocatello, Idaho
Dear Sir:—

Under the terms of your permit No. ~~10366~~-----, you are required to complete your diversion works on or before-----~~July 8th, 1919~~ 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
State Engineer.
~~XXXXXXXXXX~~

10366

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

F. P. KING,
STATE ENGINEER

Permit No. 10366

BOISE, IDAHO, July 8, 1914.

Mr. Fred G. Caldwell,
Pocatello, Idaho.

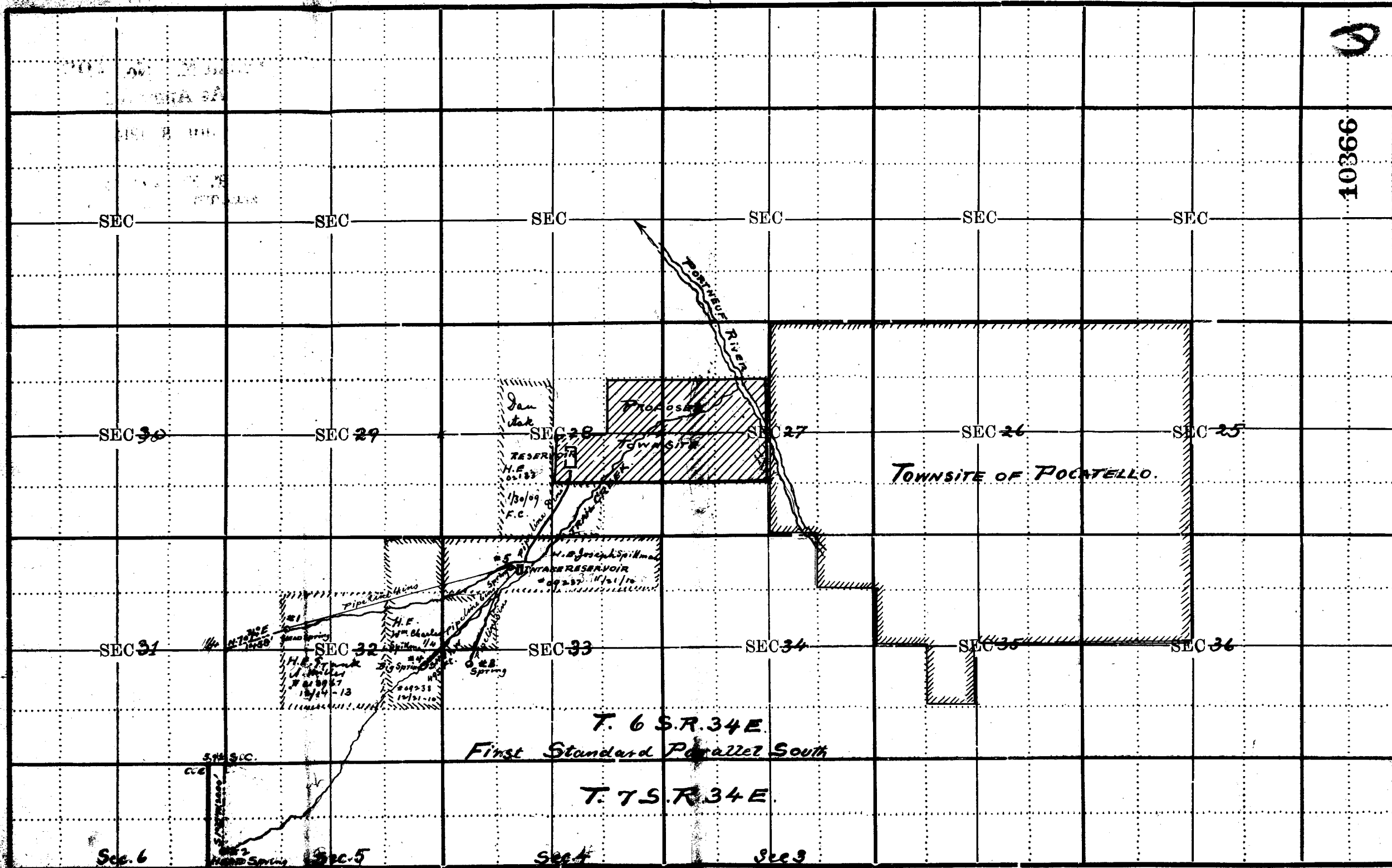
Dear Sir:

*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.*

F. P. KING,
State Engineer.

10366

Printed and for sale by The Tribune Co., Ltd., Pocatello, Idaho



Permit Map No. 10366

As Approved

JUL 8 1914

BY

F. P. KING
STATE ENGINEER.

AUTHORIZED CAPITAL \$100,000

ADDRESS ALL CORRESPONDENCE TO THE COMPANY
AND NOT TO AN INDIVIDUAL.

FRED G. CALDWELL, SECRETARY
CHAS. J. KLEEMAN, MANAGER

Idaho Loan & Investment Co.

Pocatello, Idaho

OFFICERS AND DIRECTORS

O. B. STEELY, PRESIDENT
W. D. SERVICE, VICE-PRESIDENT
EZRA J. MERRILL, TREASURER
J. T. YOUNG, DIRECTOR
J. C. WEETER, DIRECTOR

EXECUTIVE DEPARTMENT

June, 19th. 1914 -

Mr. F. P. King, State Engineer,
Boise, Idaho -

Dear Sir:-

I am again handing you herewith Application for the water of Trail Creek which was returned to me in your favor of the 17th. inst., for another correction.

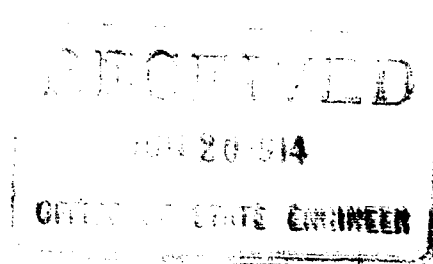
I have have made a written statement to the effect that written permission has been secured from the owners of the land, and that the same has been properly acknowledged as such real estate conveyances require; this being under the head of remarks.

Trusting the application will now be found in proper form, I am,

Very truly yours,

Fred G. Caldwell

15766



10366

15166

Boise, Idaho, June 17, 1914.

Application 15166.

Mr. Fred G. Caldwell,
Pocatello, Idaho.

Sir:--

The above application again received.
Same is herewith returned for completion in the
following particulars:

Under the head of Remarks make a state-
ment to the effect that applicant has written
permission for the use of the springs. I would
call your attention to the wording of Rule III
of the Rules and Regulations.

Very truly yours,

F. P. KING,

State Engineer.

By _____

Enc. A. 15166-

10366

15166

AUTHORIZED CAPITAL \$100,000

ADDRESS ALL CORRESPONDENCE TO THE COMPANY
AND NOT TO AN INDIVIDUAL.

FRED G. CALDWELL, SECRETARY
CHAS. J. KLEEMAN, MANAGER

Idaho Loan & Investment Co.

Pocatello, Idaho

OFFICERS AND DIRECTORS

B. STEELY, PRESIDENT
D. SERVICE, VICE-PRESIDENT
EZRA J. MERRILL, TREASURER
J. T. YOUNG, DIRECTOR
J. C. WEETER, DIRECTOR

EXECUTIVE DEPARTMENT

June, 16th. 1914 -

Mr. F. P. King, State Engineer,
Boise, Idaho -

Dear Sir:-

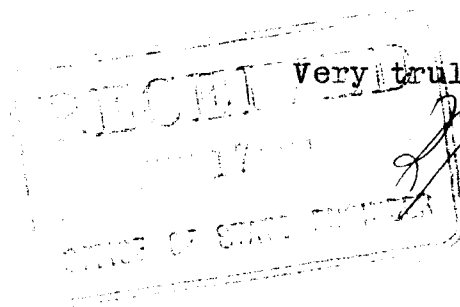
I am again handing you herewith my application to appropriate certain waters of Trail Creek, which was returned for correction from your office May, 15th. ult.

Permission in writing, duly acknowledged, by both Joseph and William Spillman, to cross their homesteads and use such lands as are necessary in diverting these waters, is inclosed herewith; you may return these to me after you have made such use of them as you may require.

You may eliminate Frank A. Miller, and the spring on his land if you deem it necessary, as he is not accessible at the present time and we do not care to have the application held up longer.

Thanking you for your attention to this matter,
Yours,

Very truly yours,



10366

Boise, Idaho, May 15, 1914.

Application 15166.

Mr. Fred G. Caldwell,
Pocatello, Idaho.

Sir:--

The above application received and
filed. Same is herewith returned for completion
in the following particulars:

The statute relative to filing on springs
requires that permission from the land owner of the
land upon which the springs rise must be obtained
in writing and that such permission must be executed
and acknowledged as required for the conveyance of
real estate. It is not necessary that the permission
be recorded here but a statement showing that such
permission has been granted should be made by the
applicant. Verbal permission does not come within
the statute.

Very truly yours,

F. P. KING,

State Engineer.

By _____

Enc. A. 15166-FFR. 9201.

W/G.

10366

15166

AUTHORIZED CAPITAL \$100,000

ADDRESS ALL CORRESPONDENCE TO THE COMPANY
AND NOT TO AN INDIVIDUAL.

FRED G. CALDWELL, SECRETARY
CHAS. J. KLEEMAN, MANAGER

Idaho Loan & Investment Co.

Boise, Idaho

OFFICERS AND DIRECTORS

B. STEELY, PRESIDENT
WEETER, VICE-PRESIDENT
A. J. MERRILL, TREASURER
D. SERVICE, DIRECTOR
F. H. HILLIARD, DIRECTOR

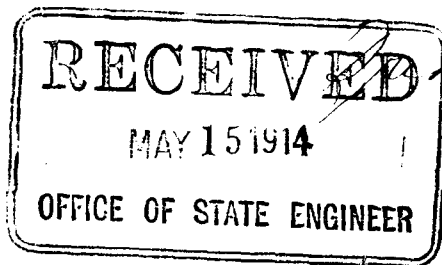
May, 14th. 1914 -

Mr. F. P. King, State Engineer,
Boise, Idaho -

Dear Sir:-

Herewith inclosed please find my application for the diversion of waters of Trail Creek, which I trust you will now find in proper form; check for \$1.10 in payment of your fees is also inclosed.

Very truly yours,



10366

10366