

County: Bannock  
Stream: Quakenasp Creek and two unnamed springs.  
Amount:  $\frac{2}{3}$  of 1 cu. ft. per sec.  
Use: irrigation and domestic.  
Priority: April 13, 1914.

## STATE OF IDAHO

Water License No. 10115

WHEREAS, On the 11th day of April, A. D. 1914,  
T. M. Barnes

of Downey, County of Bannock, State of Idaho, duly made application  
(No. 15035) to me for a permit to use  $\frac{2}{3}$  of 1 cubic foot per second of the waters of  
Quakenasp Creek and two unnamed springs

County of Bannock, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 22nd day of April, A. D. 1914, Permit No. 10115 was issued  
to said applicant for the diversion of said water and providing for the completion of the works of diversion  
therein described on or before the 22nd day of October, A. D. 1914 and for the application to ben-  
eficial use of said water on or before the 22nd day of October, A. D. 1914, and,

WHEREAS, On the 28th day of August, A. D. 1914,  
T. M. Barnes

the holder of said permit, duly made proof of the completion of adequate works for the diversion of  
 $\frac{2}{3}$  of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 10115  
dated September 4, 1914, confirming the completion of works of sufficient capacity for diverting and  
conveying to the place of intended use  $\frac{2}{3}$  of 1 cubic foot per second of said water,  
with date of priority of April 11, 1914, and

WHEREAS, On the 24th day of October, A. D. 1914,  
T. M. Barnes

the holder of said permit, duly made proof of the application to beneficial use of  $\frac{2}{3}$  of 1 cubic  
foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I  
hereby grant and confirm to T. M. Barnes

of Downey, County of Bannock, State of Idaho, the holder and owner  
of said Permit No. 10115, a perpetual right, dating from April 13, 1914  
to the use of  $\frac{2}{3}$  of 1 cubic foot per second of the waters of Quakenasp Creek and  
two unnamed springs,

in the County of Bannock and State of Idaho, or so much thereof as may be necessary for the  
purposes hereinbelow mentioned, to be diverted from Quakenasp Creek in the SE $\frac{1}{4}$  of SW $\frac{1}{4}$ ,  
Sec. 27; from spring #1 in the SW $\frac{1}{4}$  of SE $\frac{1}{4}$  and from spring #2 in the NW $\frac{1}{4}$  of SW $\frac{1}{4}$ ,  
Sec. 28, all in T. 12 S., R. 37 E.B.M.,

and conducted to and upon 40 acres divided as follows: 20 acres in the NW $\frac{1}{4}$  of SW $\frac{1}{4}$   
and 20 acres in the SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Sec. 8, T. 12 S., R. 37 E.B.M.,

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for the purpose of irrigation and domestic use, subject, however, to the laws of the  
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local  
or community customs, rules and regulations which have been or may be adopted from time to time by  
a majority of the users from a common source of supply, canal or lateral from which such water may  
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 29th day of October  
A. D. nineteen hundred and Fourteen.

Herbert Wing.

(Seal)

Acting State Engineer:

23 2178

No. 15035

**APPLICATION FOR PERMIT**

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: T. M. Barnes

Postoffice address: Downey

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  $2/3$  cubic feet per second.

3. Source of water supply: Quakenasp Creek and two unnamed springs (Remark 3)

4. Location of point of diversion: SE $\frac{1}{4}$  of SW $\frac{1}{4}$  Sec. 27; the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  Sec. 28 and NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Sec. 28, all in T. 12 R. 37 E. B. M.

County of Bannock

5. To be used for: Irrigation and domestic purposes.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 40 acres.

(b) In the following legal subdivisions: E $\frac{1}{2}$  of the LW $\frac{1}{4}$  of the SW $\frac{1}{4}$  and the E $\frac{1}{2}$  of the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  all in Sec. 8, T. 12 S. R. 37 E. 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: \$100

7. Description of works for diversion:

I. Kind of works: Ditch

II. Dimensions of works:

[a] Height of dam 0 feet, length of dam at top 0 feet,

length of dam at bottom 0 feet. Material used in construction: none

[b] Capacity of reservoir 0 acre feet. (c) Size of headgate, width 0 feet,

Height 0 feet. (d) Conduit ditch width at bottom 2 feet,

width at water line 3 feet, depth of water  $2/3$  feet; diameter of pipe0 inches; average grade per mile is 25 feet. Length of conduit is  $4\frac{1}{2}$  miles, and it crosses the following quarter sections: SW $\frac{1}{4}$  of Sec. 27, the S $\frac{1}{2}$  of Sec. 28, the E $\frac{1}{2}$  of Sec. 29, the W $\frac{1}{2}$  of Sec. 20 the W $\frac{1}{2}$  of Sec. 17 and the SW $\frac{1}{4}$  of Sec. 8, all in T. 12 S., R. 37 E. B. M.

8. The time required for the completion of the construction of such work is 0 years.

9. Time required for the complete application of the water to the proposed use is 0 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.

T. M. Barnes

Applicant.

By R. H. Palmer

Agent.

Date of first receipt at office of State Engineer 9.00 A. M. April 11, 1914.

Returned to applicant for correction

Corrected application received

### APPROVAL OF STATE ENGINEER

The number of this permit is 10115

Recorded in Book 34 Page 10115 Approved April 22, 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 June 21, 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 July 22, 1914

The whole of said work to be completed on or before October 22, 1914.

Beneficial use of water appropriated in accordance herewith, to be made on or before October 22, 1914.

Witness my hand this 22nd day of April, 1914.

F. P. KING,

State Engineer.

**Remarks:** The two unnamed springs are located on government land. The work on this project has been completed and water has been used for some time.

The fact that the ditch is a party ditch accounts for its large size.

Remark No. 3 4/9 sec. feet is claimed from Quakenasp Creek,  
4/27 sec. ft. is claimed from unnamed spring in SW $\frac{1}{4}$  of Sec. 28 and  
2/27 sec. ft. is claimed from unnamed spring in SE $\frac{1}{4}$  of Sec. 28, all  
in T. 12 S., R. 37 E. S. 11.

Recorded by  
Checked by

16  
13

Proof of Completion of Works made August 28, 1914.

Certificate of Completion of Works issued September 4, 1914.

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Permit No. 10115

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that T. M. Barnes of Downey, County of Bannock, and State of Idaho, the holder of Permit No. 10115, issued upon Application No. 15035 bearing date of priority of April 11, 1914, authorizing the diversion of  $2/3$  of 1 second foot of the waters of Quakenasp Creek and two unnamed springs.  $4/9$  sec. ft. from Quakenasp Creek,  $4/27$  sec. ft. from unnamed spring in  $SW\frac{1}{4}$  of Sec. 28, and  $2/27$  sec. ft. from unnamed spring in  $SE\frac{1}{4}$  of Sec. 28, all in Tp. 12 S. R. 37 E.B.M., 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  $2/3$  of 1 second-foot of the waters of Quakenasp Creek and two unnamed springs; that the point of diversion of said waters is at a point in the  $SE\frac{1}{4}$  of the  $SW\frac{1}{4}$  Sec. 27,  $SW\frac{1}{4}$  of  $SE\frac{1}{4}$  of Sec. 28, and the  $NW\frac{1}{4}$   $SW\frac{1}{4}$  Sec. 28, all in Tp. 12 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:  $E\frac{1}{2}$  of the  $NW\frac{1}{4}$  of the  $SW\frac{1}{4}$  and the  $E\frac{1}{2}$  of the  $SW\frac{1}{4}$  of the  $NW\frac{1}{4}$  all in Sec. 8, Tp. 12 S. R. 37 E.B.M., containing 40 acres.

Witness my hand this 4th day of September, A. D. 1914.

F. P. King.

State Engineer of the State of Idaho.

License issued for  $2/3$  of 1 second foot

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10115  
✓

August 13, 1953

Mr. J. P. Garner, Appraiser  
National Farm Loan Association  
Preston, Idaho

Dear Mr. Garner:

In reply to your letter of August 11, 1953, in regard to water rights in the name of Delbert O. Barnes.

Our records show license No. 10115 in the name of T.M. Barnes for 2/3 second foot of water from Quakenasp Creek and two un-named springs with priority of April 13, 1914 for use on 20 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$  and 20 acres in the SW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 8, Township 12 South, Range 37 East, B.M.

That is the only valid filing in that location on Quakenasp Creek and there are none on Cherry Creek.

Very truly yours,

MARK R. KULP  
State Reclamation Engineer  
By

Chief Clerk

A:pj

SCANNED  
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10115

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IDAHO PIONEER  
NATIONAL FARM LOAN ASSOCIATION

PRESTON, IDAHO

CLIFFORD WARR, SECRETARY-TREASURER

FEDERAL LAND BANK LOANS

August 11, 1953

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AUG 12 1953  
Department of Reclamation

Mark R. Kulp, Reclamation Engineer  
Department of Reclamation  
Boise, Idaho

Dear Mr. Kulp:

In reply to your letter of August 7th, I have additional information which may help you in determining what state appropriations may now belong to Mr. Delbert O. Barnes of Bannock County. The creeks involved are Cherry and Aspen.

Our records disclose an old state permit No. 10115 with priority of April 11, 1914 on Aspen Creek with the irrigation of lands in Section 8. Permits may have been originally issued to Mr. Barne's father, Thomas M. Barnes.

Thank you

Very truly yours,

*J. P. Garner*

J. P. Garner  
Appraiser

L-10115(1692)

T.M. Barnes

2/30/5 -

Swan Creek Co. + 2 unnamed spgs -

4-13-1914

20 a NWSM - sec 8 - 12837 E -

20 a SWAN

~~10114~~

10115



OK

# AFFIDAVIT OF PUBLICATION

## NOTICE FOR PUBLICATION. Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 15th day of October, 1914, at Downey, County of Bannock, State of Idaho, before R. H. Palmer, proof will be submitted of the application to beneficial use of 2-8 cubic feet per second of water of Quakenasp Hollow and two unnamed springs, in accordance with the terms and conditions of Permit No. 10115 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are T. M. Barnes, Downey, Idaho.

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

3. The amount applied to beneficial use is 2-8 sec. ft.

4. The place where said water is used is E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$  and the E $\frac{1}{2}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$ , all in section 8, township 12 south, range 37 east, Boise meridian.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Quakenasp Ditch.

6. The right to take the water from such works is based upon Permit No. 10115.

7. The source of supply from which such water is diverted is Quakenasp Hollow and two unnamed springs.

8. The date of priority which said water is prepared to establish is April 13, 1914.

44-47

F. P. KING,  
State Engineer.

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

I, Will R. Ferris

Publisher of The Downey

Idahoan, published weekly at Downey, Bannock County, State of Idaho, do solemnly swear that a copy of the annexed advertisement was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated September 25th 1914, and ending with the issue dated October 16th 1914.

Will R. Ferris

Subscribed and sworn to before me this 16th day of

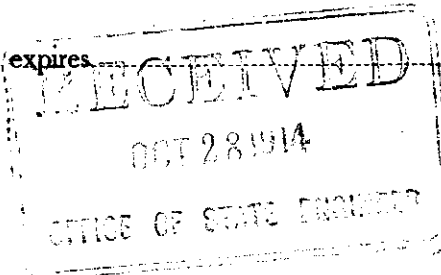
October 1914.

R. H. Palmer

Notary Public.

My commission expires

1914.



10115

OK

# AFFIDAVIT OF PUBLICATION

## NOTICE FOR PUBLICATION.

Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 24th day of October, 1914, at Downey, County of Bannock, State of Idaho, before R. H. Palmer, proof will be submitted of the application to beneficial use of 2-3 cubic feet per second of the waters of Quakenasp Hollow and two unnamed springs, in accordance with the terms and conditions of Permit No. 10115 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are T. M. Barnes, Downey, Idaho.

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

3. The amount applied to beneficial use is 2-3 sec. ft.

4. The place where said water is used is E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$  and the E $\frac{1}{2}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$ , all in section 8, township 12 south, range 37 east, Boise meridian.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Quakenasp Ditch.

6. The right to take the water from such works is based upon Permit No. 10115.

7. The source of supply from which such water is diverted is Quakenasp Hollow and two unnamed springs.

8. The date of priority which said user is prepared to establish is April 13, 1914.

44-47

F. P. KING,  
State Engineer.

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

I, Will R. Perrie

Publisher

of The Downey

Idahoan, published weekly at Downey, Bannock County, State of Idaho, do solemnly swear that a copy of the annexed advertisement was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated September 25th 1914, and ending with the issue dated October 16th 1914.

Subscribed and sworn to before me this 16th day of

October

1914

R. H. Palmer

Notary Public.

My commission expires 191

44-47

PERMIT NO. 10115

Issued and

# Proof of Application of Water to Beneficial Use

## DEPOSITION OF HOLDER

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

Ans. T. M. Barnes; aged 53; Residence, Downey, Ida.; Occupation  
a rancher; postoffice address, T. M. Barnes, Downey, Ida.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. 0

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

Ans. 10115, Date, April 22, 1914, April 22, 1914.

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

Ans. Quakonasap Hollow and two unnamed springs. (1) 12 rds. east of  
SE corner of the S. 1/4 of the S. 1/4 of Sec. 27; (2) About the center of the  
NW 1/4 of the SE 1/4 of Sec. 28, (3) About the center of the S. side of the  
NW 1/4 of the SW 1/4 of Sec. 28, all in T. 12 S., R. 37 E. B. M.

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. Ditch. It is capable of carrying 5 sec. ft. of water. Its name  
is Quakonasap Hollow Ditch

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. Used for irrigation. The land was formerly desert land.  
Lucern and grain are now grown on the tract as a result of the  
irrigation. About 20 acres have been irrigated in the SW 1/4 of the  
NW 1/4 and about 15 acres in the NW 1/4 of the S. 1/4 of Sec. 28 T. 12 S.  
R. 37 E. B. M.

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

Ans. 0

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

Ans. 2/3 sec. ft.

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.

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10115

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

Ans. In the season of 1914; for irrigation; about 2/5 sec. ft.  
were used during the whole season

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. 0

(Sign) J M Barnes

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, at my office in Downey, County of

Sannock, State of Idaho, on this 24 day of Oct.

A. D. 1914

R H Palmer  
Notary Public.

Permit No. 10115

**Proof of Application of Water to Beneficial Use****DEPOSITION OF WITNESS**

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

Ans. Lorenzo Barnes. 64; Residence, Downey, Ill.; Occupation Rancher, Address, Lorenzo Barnes, Downey, Ill.

Ques. 2. Are you acquainted with T. M. Barnes, the holder of Permit No. 10115? How long have you known him and where does he reside?

Ans. Yes. I have known him all his life. He resides in Downey, Idaho

Ques. 3. Have you read or heard read said Permit No. 10115, 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. Jackson Asp Hollow Creek. The conduit is a ditch. Its. of diversion: (1) 12 rds. east of the SE corner of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Sec. 27; (2) About the center of the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Sec. 28; (3) About the center of the south side of the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Sec. 28, T. 12 S., R. 37 E. B. M.

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. 5 sec. ft. I have seen that amount in the ditch.

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. Irrigation. 20 acres in the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  and 15 acres in the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  all in Sec. 8 T. 12 S. R. 37 E. B. M. Land was sage brush land. Lucern and Grain are now grown as a result of the irrigation

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

Ans. 0

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. Land was desert sage brush land. At lease 2/3 sec. ft. is needed for irrigation.

10115

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I have an interest in the ditch. I use it to convey water to my land. I have no interest in either the land or water of the applicant.

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. In the season of 1914 for irrigation, about 2/3 sec. ft.

(Sign)

<sup>hus</sup>  
Lorenzo Barnes  
mark

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 Downey, County of Bannock, State of Idaho, on this 24 day of October, A. D. 1914.

R. H. Palmer  
Notary Public.

My Commission Expires

10115

Permit No. 10115

**Proof of Application of Water to Beneficial Use****DEPOSITION OF WITNESS**

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

Ans. J. J. Bloxham; Aged, 56; Residence, Downey, Ida.; Occupation a rancher; Postoffice address, J. J. Bloxham, Downey, Ida.

Ques. 2. Are you acquainted with E. M. Barnes, the holder of Permit No. 10115? How long have you known him and where does he reside?

Ans. Yes. I have known him all his life

Ques. 3. Have you read or heard read said Permit No. 10115, 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.

Quakenasp Hollow Creek and two unnamed springs. (1) 12 rds. east of the SE corner of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Sec. 27; (2) About the center of the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Sec. 28, (3) About the center of the south side of the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 28, T. 12 S., R. 27 E. B. M.

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. 5 sec. ft. I have seen that much in it.

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. Irrigation. The land was desert land covered with sage brush. Alfalfa and wheat was grown in the season of 1914 as a result of the irrigation. 20 acres have been irrigated in the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  and over 15 acres have been irrigated in the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  Sec. 8, T. 12 S., R. 27 E. B. M.

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

Ans. 0

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DEC 28 1914

DEPT. OF STATE, EMPLOYMENT

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. Sage brush desert land. I think that more than 2/3 sec. ft. is needed to irrigate this tract. I think that 5/6 is needed.

10115

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I have no interest in the land irrigated or the water used  
but I use the ditch to carry water to my land.

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. In the season of 1914 for irrigation, about 2 1/2 sec. ft.  
this was used on about 30 acres of land.

(Sign) J. G. Dosharn

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 Downey, County of Bannock, State of Idaho, on this 24 day of October A. D. 1914.

R. H. Palmer  
Notary Public.

My Commission Expires.....

10115

# REPORT OF ENGINEER

1. State name of applicant and number of permit: T. M. Barnes Per No 10115
2. State source of water supply: Quakenasp Creek and two Un-named Springs
3. Location of point of diversion: SE 1/4 SW 1/4 Sec 27 - SW 1/4 SE 1/4 Sec 28  
N.W. 1/4 SW 1/4 Sec 28 T12 S R 37 E Thence into Cherry Creek  
Then diverted from Cherry Creek in NW 1/4 NE 1/4 Sec. 29 Same Tp + Range.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit:  
They are

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

- (a) Width of conduit at bottom: 2 feet
- (b) Width at water line: 3 "
- (c) Depth of water: 7/3 "
- (d) Grade per mile: 20 "
- (e) Capacity of ditch: About 3 second feet.

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

It has - to capacity

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each

forty acre tract: 20 acres NW 1/4 SW 1/4 20 SW 1/4 NW 1/4 <sup>Sec 8</sup> T12 S R 37 E BM.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:

RECEIVED

SEP 27 1914

OFFICE OF STATE ENGINEER

Examined Sept 27 - 1914

T. G. Bantz

STATE OF IDAHO,

County of \_\_\_\_\_

} ss.

\_\_\_\_\_, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

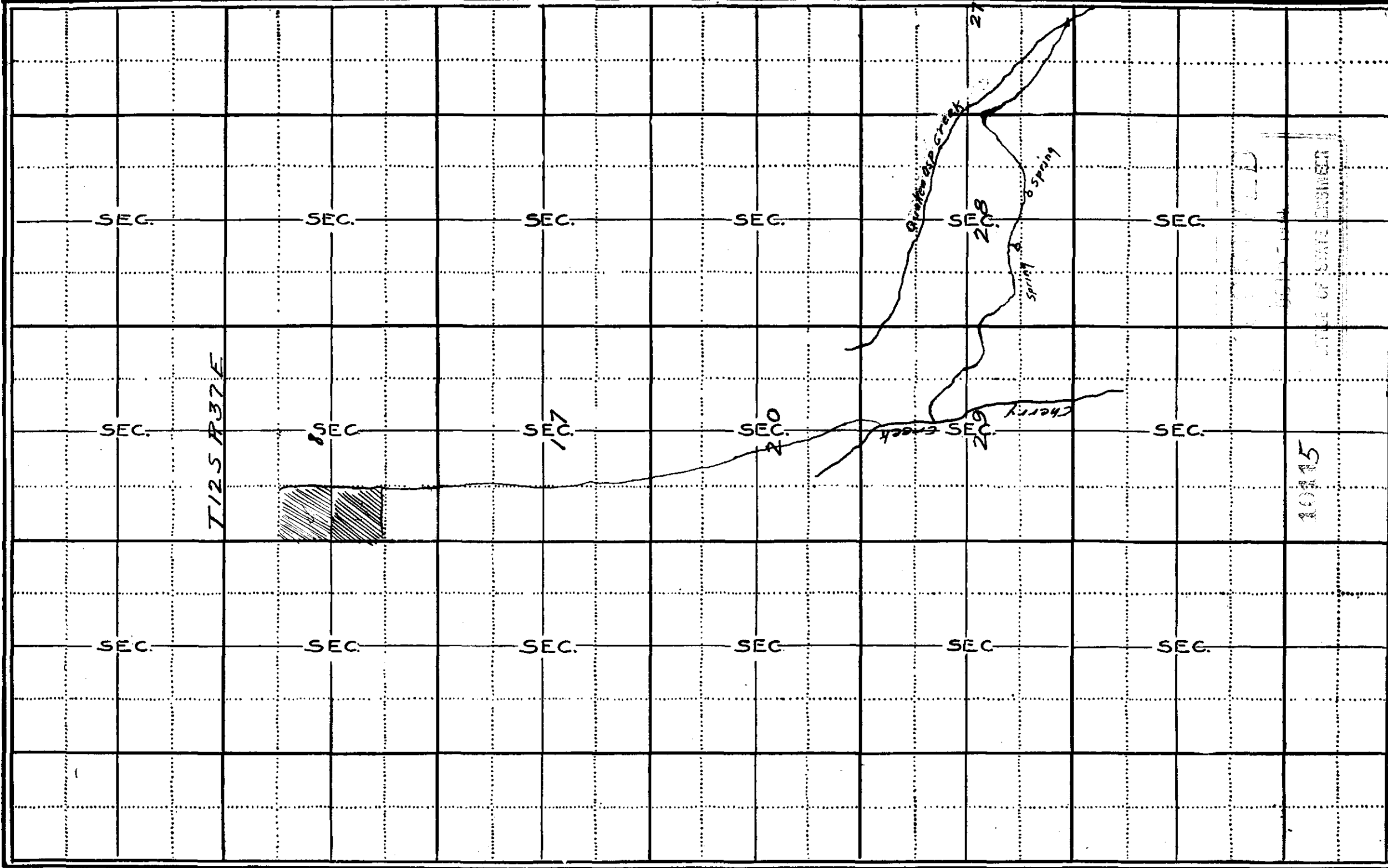
Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 191\_\_\_\_\_

My Commission Expires \_\_\_\_\_

10115 Notary Public.

Name of Applicant *T.M. Barnes*

*Per N 10015*



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

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

**STATE OF IDAHO**  
**ENGINEERING DEPARTMENT**

**F. P. KING,**  
STATE ENGINEER

BOISE

**INSTRUCTIONS**  
**PROOF OF BENEFICIAL USE**

**T. M. Barnes,**  
**c/o R. H. Palmer,**  
**Downey, Idaho.**

BOISE, IDAHO,

DEAR SIR:

Sept. 24, 1914.

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

DEPOSITION OF ~~PERMIT~~ <sup>10115</sup> 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 your rights:

1. On....., the date set for the proof of application of water to beneficial use, the enclosed ~~deposition~~ <sup>October 24th</sup> forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,

F. P. KING,

State Engineer.

10115

Boise, Idaho, Sept. 21, 1914.

Permit No. 10115.

Mr. T. M. Barnes,  
Downey, Ida.

Sir:--

Enclosed herein find Certificate  
of Completion of Works issued under the  
above numbered Permit.

Very truly yours,

F. P. KING,

State Engineer.

By \_\_\_\_\_

Enc.C.  
L

10115

(P. O.) *Co Downey, Idaho*  
(Date) *Sept-18-1914*

State Engineer, Boise.

Dear Sir:

I have your letter of *September-16<sup>th</sup>* enclosing Notice of Proof of Beneficial Use of Water under Permit No. *10115* which will be published as you request, beginning with our issue of *September 25<sup>th</sup>-1914*

*Downey, Idaho*  
*DMT.*

10115

mailed to the Downey Idahoan in time for the required  
four weeks publication of the notice and deposition  
blanks will be mailed to Mr. R. H. Palmer.

Very truly yours,

M. P. KING,

State Engineer.

R6747

By \_\_\_\_\_

August 31, 1914.

Permit 10115.

Mr. T. M. Barnes,  
Downey, Idaho.

Sir:

Am just in receipt of your affidavit and fee  
for proof of completion of works, and notices for  
final proof under above permit. The certificate  
of completion will be issued and mailed to you in  
a few days. Am enclosing herewith receipt for fee.

The notice for publication for final proof will be  
mailed to the Downey Idahoan in time for the required  
four weeks publication of the notice and deposition  
blanks will be mailed to Mr. R. H. Palmer.

Very truly yours,

M. P. KING,

State Engineer.

R6747

By \_\_\_\_\_

10115

Permit No. 10115

## OFFICE OF STATE ENGINEER

## Proof of Completion of Works

## Affidavit of Holder

STATE OF IDAHO,

County of Bannock

} ss.

T. M. Barnes, 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. 10115, and that his postoffice address is Downey, State of Idaho.

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by Oct. 22, 1914.

Third: That the use for which said water is intended is Irrigation.

Fourth: 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

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

II. Dimensions of work: 0

(a) Height of dam 0 feet, length of dam at top 0 feet, length of dam at bottom 0 feet. Material used in construction 0

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

(b) Capacity of reservoir 0 acre feet.

(c) Size of headgate: Width 0 feet, height 0 feet.

(d) Conduit Ditch width at bottom 2 feet, width at water line 3 feet, depth of water 2/3 feet; diameter of pipe 0 inches;

((State whether ditch, flume or pipe.))

average grade per mile is 20 feet. Length of conduit is 4 1/2 miles.

Fifth. That said works are capable of conducting to the place of intended use 5 second feet of water.

Sixth. That water appropriated under said permit is available for 40 acres of land described as follows: the E 1/2 of the NW 1/4 of the SW 1/4 and the E 1/2 of the SW 1/4 of the NW 1/4 of Sec. 8, T. 12 S., R. 37 E. S. 1.

Seventh. Remarks: That several parties are interested in the ditch which accounts for its large size.

T. M. Barnes

Sign here.

Subscribed and sworn to before me this 28 day of August, 1914.

My commission expires

R. A. Palmer

Notary Public.

10115

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 28, 1914.

(P. O.) Downey, Idaho.

To the State Engineer,

Boise, Idaho.

Dear Sir:

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

J M Barnes

(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.

10125

## NOTICE FOR PUBLICATION

## Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 24 day of October, 1914,  
 at Downey, County of Bannock, State of Idaho,  
 before R. H. Palmer, proof will be submitted  
 of the application to beneficial use of 2/3 cubic feet per second of the waters of  
Hollow springs  
Quakonasp and two unnamed, in accordance with the terms and conditions of Permit No. 10115  
 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are T. M. Barnes  
Downey, Idaho.

2. The use to which said water has been applied is Irrigation

3. The amount applied to beneficial use is 2/3 sec. ft.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)  
1/2 of the SW 1/4 of the NW 1/4 and the NE 1/4 of the NW 1/4 of the SW 1/4 all  
in Sec. 8, T. 12 S., R. 37 E. B. M.

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

Quakonasp Ditch

6. The right to take the water from such works is based upon Permit No. 10115

7. The source of supply from which such water is diverted is Quakonasp Hollow and two  
unnamed springs

8. The date of the priority which said user is prepared to establish is

April 13, 1914.

**State of Idaho**  
**ENGINEERING DEPARTMENT**  
**BOISE**

**F. P. KING,**  
STATE ENGINEER

**INSTRUCTIONS**  
**PROOF OF COMPLETION OF WORKS**

T. M. Barnes,  
Downey, Idaho.

Boise, Idaho, July 1, 1914.

Dear Sir:

Under the terms of your permit No. 10115, you are required to complete your diversion works on or before Oct. 20, 1914. 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,  
F. P. KING,  
State Engineer

10115

# State of Idaho

ENGINEERING DEPARTMENT  
BOISE

F. P. KING,  
STATE ENGINEER

Mr. T. M. Barnes,  
Downey, Idaho.

July 1, 1914.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your permit No. ~~10115~~ 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 the date it is submitted.

Yours truly,

F. P. KING,

State Engineer.

10175

STATE OF IDAHO  
ENGINEERING DEPARTMENT  
BOISE

A. E. ROBINSON,  
STATE ENGINEER

Permit No. 10115

BOISE, IDAHO, April 22, 1914.

Mr. T. M. Barnes,  
Downey, Idaho.

*Dear Sir:*

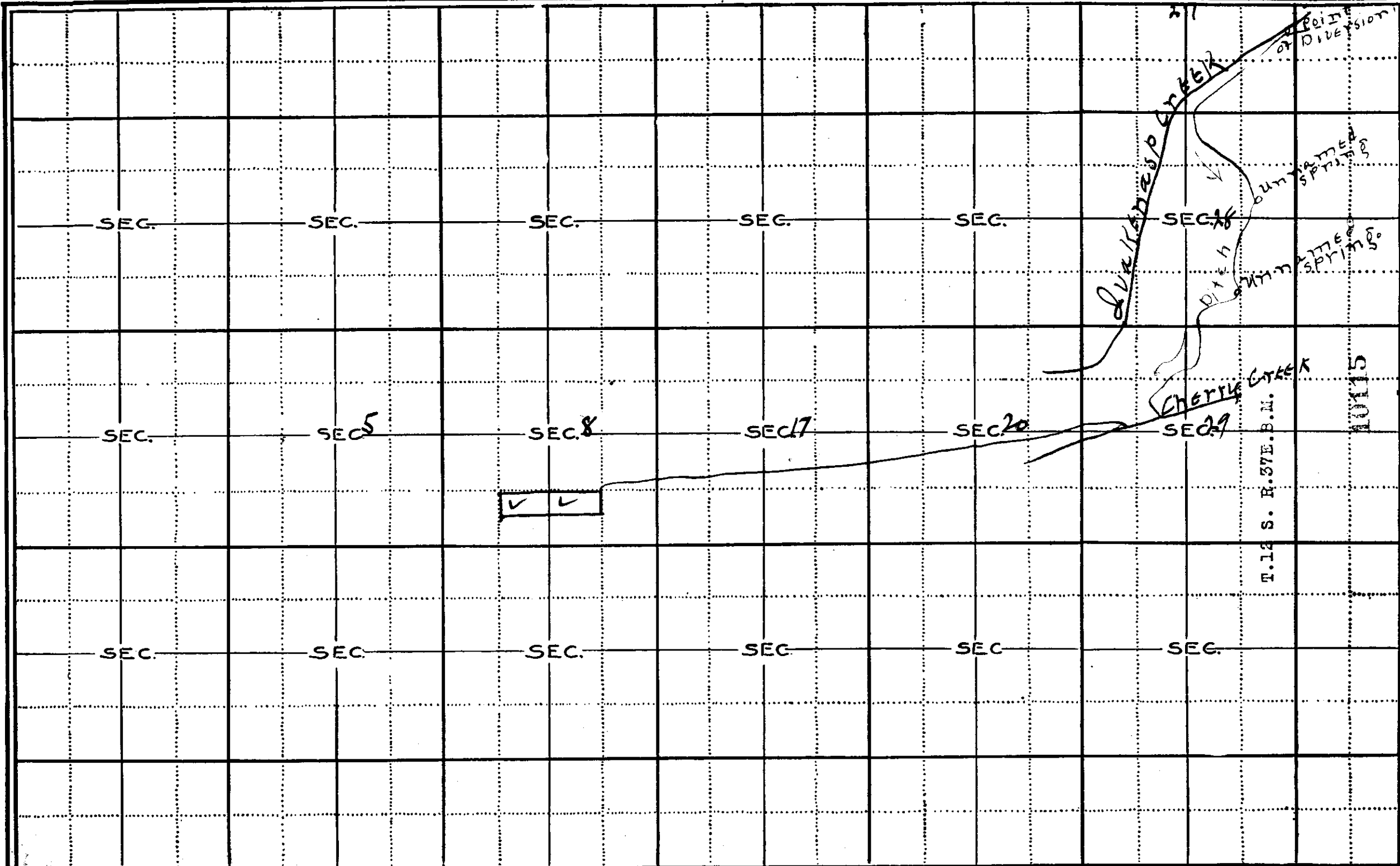
I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of State Engineer on the third page.

**E. F. KING**  
A. E. ROBINSON,

*State Engineer.*

10115

Name of Applicant T. M. Jones.



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

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

Permit Map No. **10115**

As Approved

APR 22 1914

BY

**F. P. KING**  
STATE ENGINEER.