
Bannock County.
Unnamed Spring
.04 of 1 sec.ft.
Irrigation & domestic
Priority Aug.24,1908.

S T A T E O F I D A H O
WATER LICENSE No. 3966.

WHEREAS, On the 24th day of August, A. D. 1908 DAVID R. McCULLOUGH, of Pocatello, County of Bannock, State of Idaho duly made application (No. 5590) to me for a permit to use four one-hundredths (.04) of one cubic foot per second of the waters of an UNNAMED SPRING, County of Bannock, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 19th day of September, A. D. 1908, Permit No.3966 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 19th day of September A. D. 1909, and for the application to beneficial use of said water on or before the 19th day of September A. D. 1910, and,

WHEREAS, On the 18th day of September A. D. 1909 DAVID R. McCULLOUGH, the holder of said permit duly made proof of the completion of adequate works for the diversion of four one-hundredths of one (.04) cubic foot per second of said waters, as evidenced by my Certificate No. 3966 dated October 1st 1909, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use four one-hundredths (.04) of one cubic foot per second of said water, with date of priority of August 24,1908 and,

WHEREAS, On the 10th day of September A. D. 1910, DAVID R. McCULLOUGH, the holder of said permit duly made proof of the application to beneficial use of .04 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 DAVID R. McCULLOUGH, of Pocatello, County of Bannock State of Idaho, the holder and owner of said Permit No. 3966 a perpetual right, dating from August 24,1908 to the use of four one-hundredths (.04) of one cubic foot per second of the waters of an UNNAMED SPRING, 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 at a point in Lot 4, Section 31, Township 5 South, Range 35 East of Boise Meridian, and conducted to and upon about (2 acres in Lot 4, Section 31, Township 5 South, Range 35 East of Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of 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 sixth day of October, A. D. Nineteen hundred and ten.

D. G. Martin

State Engineer.

(SEAL)

Recorded Oct. 6,1910

No. 5590.

29-2074

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: David R. McCullough.

Postoffice address:ocatello.

County: Bannock State: Idaho.

2. The quantity of water claimed is $2/50$ of 1 cubic foot per second.

3. Source of water supply: Unnamed spring.

County of Bannock.

4. Location of point of diversion: Lot 4 Sec. 31 Twp. 5 S. R. 35 E. B. M.

5. To be used for:

I. Irrigation and Domestic Use. Yes.

(a) Amount of land to be irrigated: 2 acres.

(b) In the following legal subdivisions: Lot 4 Sec. 31 Twp. 5 S. R. 35 E. B. M.

6. Estimated cost of works: One Hundred dollars.

7. Description of works for diversion:

I. Kind of works: Wall spring up with stone then ditch to land.

II. Dimensions of works:

depth of water 2 feet.

(a) Conduit....Diameter of pipe: 4 inches. Average grade per mile is 5 feet.

Length of conduit is 150 ft., and it crosses the following quarter sections: On lot 4 Sec. 31 Twp. 5 S. R. 35 E. B. M. to land described in 5 I (b) above which is the point of intended use.

8. Time required for the completion of the construction of such work is 1 year.

9. Time required for the complete application of the water to the proposed use is 1 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.

David R. McCullough,

Applicant.

Remarks: This is a small spring situated on Lot 4 of Sec. 31 Twp. 5 S. R. 35 E. B. M. Intend to dig out a spring and wall up with stone then pipe it with 4" pipe to land about 150' to the land to be irrigated. This spring is on my homestead and I want same for irrigating said land and also for domestic use.

APPROVAL OF STATE ENGINEER.

The number of this permit is 3866.

Date of first receipt of application 9.00 a.m. August 24, 1908.

Returned to applicant for correction August 24, 1908.

Corrected application received September 1, 1908.

Recorded in Book 11 Page 3866 Approved September 19, 1908.

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

Work to begin on or before November 18, 1908, 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 March 19, 1909.

The whole of said work to be completed on or before September 19, 1909.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to September 19, 1910.

Witness my hand this nineteenth day of September, 1908.

Jas. Stephenson, Jr.,

State Engineer.

Blank notice of proof of completion mailed applicant June 1, 1909.
Notice received July 9, 1909, fixing September 18, 1909 as date, and Pocatello as place of proof.
Publication notice mailed Pocatello Tribune August 2, 1909.
Deposition blanks mailed applicant August 2, 1909.
J. O. Webster notified August 2, 1909, to make examination of works.
His report received September 10th, 1909.
Depositions of witnesses and holder, affidavit of publication and fees received September 27, 1909.
Certificate issued October 1st, 1909.

Permit No. 3966.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that DAVID R. McCULLOUGH, of Pocatello, County of Bannock, and State of Idaho, the holder of Permit No. 3966, issued upon Application No. 5590, bearing date of priority of August 24, 1908, authorizing the diversion of .04 of 1 second foot of the waters of an unnamed spring, 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 .04 of 1 second foot of the waters of an unnamed spring; that the point of Diversion of said waters is at a point in Lot 4, Section 31, Township 5 South, Range 35 East of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lot 4, Section 31, Township 5 South, Range 35 East of Boise Meridian.

Witness my hand this first day of October, A. D. 1909.

Jas. Stephenson,

State Engineer of the State of Idaho.

License issued for 4.00 second feet

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WATER RIGHT NUMBER 29-2074 ✓

OWNER LAST NAME - MC CULLOUGH

FIRST NAME - DAVID R.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - POCA TELLO

STATE - ID ZIP CODE - 83201 ✓

SOURCE - SPRING

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 08-24-1908 COUNTY - BANNOCK

TOTAL DIV. RATE -

.0400 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAFEY ACT -

RIGHT BASIS -

DIVERSION POINT - SWSW 31 05S 35E LOT 04 REDIV -

272.0 452.0 4.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 6.7

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

.0400 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 05S RNG 35E SEC 31 TRACT SWSW LOT 04 AC 02

DATE -

TOTAL ACRES

2

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 3966

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL - ✓

DIVERSION MEANS -

3/79

IDENT. NO. 29-2094

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG[illegible]

- DATA ENTRY -

Record

Present Owner: _____

B. Tributary of:

J. Right Basis (for adjudication claims A,B,C only):

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

from to for purposes. Amount

8. Use Code: A

[illegible]

9. A. Decree Name:

B. Decree Date:

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

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

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 3966

F. Proof Made (P or blank):

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

RECEIVED
AUG 18 1910
OFFICE OF STATE ENGINEER

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

33 PRINTS

SEC. 31

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

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SEC.

77.5 \$ R 35 6 B.W.

3966

RECEIVED

AUG 18 1910

Report of Engineer

OFFICE OF STATE ENGINEER

1. State name of applicant and number of permit: David R. McCullough, Permit #3966
2. State source of water supply: unnamed spring
3. Location of point of diversion: Lot 4, Sec. 31, T. 5 S. R. 35 E.

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

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

- (a) Width of conduit at bottom: *5* foot
- (b) Width at water line: *5* "
- (c) Depth of water: *1* "
- (d) Grade per mile: *10* "

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

Yes its a good proof

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: *about 2 acres in Lot 4 Sec. 31*

Tp. 5 S. R. 35 E.

Cultivated about one acre

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: *This is very small spring used for domestic purposes and to irrigate a garden.*

W. Webster
Water Commissioner
1st. Div.

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 _____ 190_____.

My Commission Expires _____

Notary Public.

3966