

Application No. 4492.
Permit No. 3218.
Benjamin Paine.
2 sec. ft. Snake River
Canyon County.

Approved October 26, 1907.

J. A. Stephenson
State Engineer

3218

R.S.W.

3218

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Ditch

Snake River

(a)

(b)

(c)

(d)

(e)

(f)

(g)

(h)

(i)

(j)

(k)

(l)

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(o)

(p)

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(r)

(s)

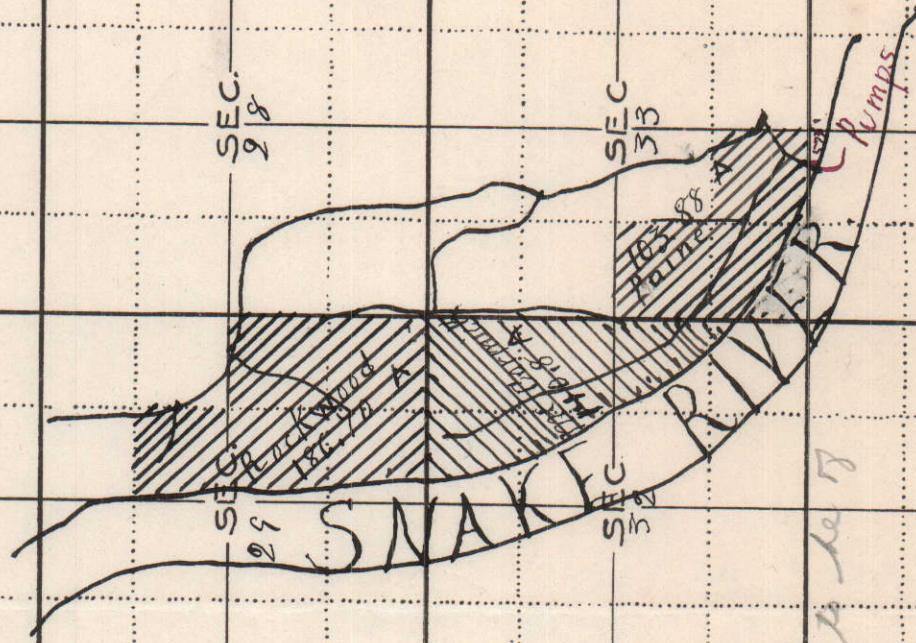
(t)

T 4 N. R 5 W. B.M.

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Map seems to be of
3308 3218

No Engineering Report Enclosed

3218

10-013707

CANYON COUNTY *
Snake River *
1.96 sec.ft. *
Irrigation *
Priority - 10-18-07 *

S T A T E O F I D A H O
Water License No.3218

WHEREAS, On the 18th day of October, A.D.1907, BENJAMIN PAINE of Roswell, County of Canyon and State of Idaho, duly made application (No.4492) to me for a permit to use 2 cubic feet per second of the waters of Snake River, ^{County of Canyon, State of Idaho,} for irrigation and domestic purposes; and,

WHEREAS, On the 26th day of October, A.D.1907, Permit No. 3218 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 26th day of April, A.D.1908, and for the application to beneficial use of said water on or before the 26th day of April, A.D.1908, and,

WHEREAS, On the 30th day of January, A.D.1908, the holder of said permit duly made proof of the completion of adequate works for the diversion of 2 cubic feet per second of said waters, as evidenced by my Certificate No.3218, dated February 21,1908, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2 cubic feet per second of water, with date of priority of October 18,1907, and,

WHEREAS, On the 30th day of January, A.D.1908, proof was duly made of the application to beneficial use of 1.96 cubic feet per second of said water;

NOW;THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to BENJAMIN PAINE of Roswell, Idaho, the holder and owner of said Permit No. 3218, a perpetual right, dating from October 18,1907, to the use of 1.96 cubic feet per second of the waters of Snake River, in the County of Canyon 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 2, Section 4, Township 3 North, Range 5 West of Boise Meridian and conducted to and upon about 35 acres in the Northwest quarter of the Southwest quarter (NW4 SW4); 29.30 acres in Lot 1; 34.58 acres in Lot 2; all in Section 33, Township 4 North, Range 5 West 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
(SEAL) 21st day of February, A.D.Nineteen Hundred and eight.

Recorded February 21,1908.

Jas. Stephenson, Jr.

State Engineer.

3-2002
02-2434

No.4492.

02-2434
~~03-2002~~

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Benjamin Paine.

Postoffice address: Roswell

County: Canyon State: Idaho.

2. The quantity of water claimed is two (2) cubic feet per second.

3. Source of water supply: Snake River.

County of Canyon.

4. Location of point of diversion: Lot 2, Sec. 4 T 3 N. R. 5 W

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 103.88 acres.

(b) In the following legal subdivisions: NW4 SW4 & Lots 1 & 2 Sec. 33 T 4 N. R. 5 W.

6. Estimated cost of works: \$200.00

7. Description of works for diversion:

I. Kind of works: Ditch, Flume & raised ditch.

II. Dimensions of works:

(a) Conduit Ditch, width at bottom 4 feet, width at water line $4\frac{1}{2}$ feet, depth of water $1\frac{1}{4}$ feet. Length of conduit is one (1) mile, and it crosses the following quarter sections: SW4 Sec. 33 T 4 N. R 5 W 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.....years.

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

Benjamin Paine

Applicant.

Remarks: Answer to 8 & 9. Water has been used on above described land the last two seasons.

Flume- 2 ft. wide 11 in deep This is used for only a small part of the land described above.

APPROVAL OF STATE ENGINEER.

The number of this permit is 3218.

Date of first receipt of application 9.00 a.m. October 18, 1907.

Returned to applicant for correction October 18, 1907.

Corrected application received October 26, 1907.

Recorded in Book 9 Page 3218 Approved October 26, 1907.

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

Work to begin on or before December 25 1907, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before January 26, 1908.

The whole of said work to be completed on or before April 26, 1908.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to April 26, 1908.

Witness my hand this twenty sixth day of October 1907.

Jas. Stephenson, Jr.,

State Engineer

Blank notices of proof of completion and beneficial use mailed applicant November 22, 1907.

Notices received November 30, 1907, fixing January 30, 1908, as date and Caldwell as place of proof.

Notice for publication mailed Parma Herald November 30, 1907.

Deposition blanks mailed applicant November 30, 1907.

W. H. Schenck authorized November 30, 1907, to make examination of works.

His report received December 10, 1907.

Affidavit of publication, depositions and fees received February 1, 1908.

Certificate and license issued February 21, 1908.

Permit No. 3218

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that BENJAMIN PAINE of Roswell, County of Canyon and State of Idaho, the holder of Permit No. 3218, issued upon Application No. 4492, bearing date of priority of October 18, 1907, authorizing the diversion of 2 second feet of the waters of Snake River, County of Canyon, 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 second-feet of the waters of Snake River; that the point of diversion of said waters is in Lot 2, Section 4, Township 3 North, Range 5 West of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Northwest quarter of Southwest quarter (NW4 SW4) and Lots 1 and 2, Section 33, Township 4 North, Range 5 West of Boise Meridian.

Witness my hand this 21st day of February, A.D. 1908.

Jas. Stephenson, Jr.

State Engineer.

License issued for 196 second feet

P. 271

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33 SEC.

34 SEC.

31 SEC.

Snake River

Snake River

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

Printed and for sale by the Statesman Printing Co., Boise, Idaho.

J. H. W.

Office of
United States Commissioner
District of Idaho

State of Idaho)
) SS:
County of Canyon)

I hereby certify that at 11:45 o'clock A. M. on this 30th., day of January 1908, before me, Walter R. Cupp, a United States Commissioner, in and for the District of Idaho, at my office at Caldwell, Idaho, came Benjamin Paine of Roswell, Idaho, with his witnesses, Lawrence Wamstad of Roswell, Idaho and William L. Griggs of Parma, Idaho to submit proof of the completion of works for the diversion of 2 cubic feet per second of the waters of Snake River, and of the application to beneficial use of said waters in accordance with the terms and conditions of Permit 3218 heretofore issued by the State Engineer of the State of Idaho. The place where said waters are used being the NW.1/4 SW.1/4, Lots 1, 2, Section 33. Twp. 4 N. of Range 5 W. B.M. That the said Benjamin Paine tenders herewith the fees as required by the laws of the State of Idaho, to wit, Completion of works \$5.00 and Application to beneficial use \$6.00

That to the present time there have been no protests counter or adverse claims presented before me affecting said proof in any manner whatsoever.

IN WITNESS WHEREOF, I hereunto set my hand and affix my official seal at 6 o'clock P.M. this 30th., day of January A.D. 1908.


UNITED STATES COMMISSIONER.

Feb. 1-08

3218

