

No. 3410

APPLICATION FOR PERMIT

To appropriate the Public waters of the State of Idaho.

1. Name of applicant - LESLIE S. SMART
Postoffice address: P. O. - Georgetown, Idaho.
County - Bear Lake.
2. The quantity of water claimed is one fourth of one cubic foot per second.
3. Source of water supply - Spring.
County of Bear Lake.
4. Location of point of diversion Township 10 S. rang 43 E. M., Sec. 22 south west $\frac{1}{4}$ of south east $\frac{1}{4}$.
5. To be used for: Domestic.
I. Irrigation and domestic use: Irrigation.
(a) Number of acres to be irrigated four acres.
(b) In the following legal subdivisions - land located in NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 22, Bear Lake Co., Township 10, 43 B.
Estimated cost of works - Dam \$25.00, Ditch \$500.
7. Description of works for diversion:
I. Kind of works - Dam.
II. Dimensions of works:
(a) Height of dam six feet, length of dam at top 20 twenty feet, length of dam at bottom fifteen feet, material used in construction Earth and stone.
(d) Ditch (flume or pipe) width at bottom one foot, width at water line two feet, depth of water 2 inches to one-half foot. Average grade per mile is.....feet. Length of ditch is 180 rods, and it crosses the following quarter sections - SW $\frac{1}{4}$ of SE $\frac{1}{4}$, SE $\frac{1}{4}$ of S.W. and SW $\frac{1}{4}$ of SW $\frac{1}{4}$, NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 22.

8. Time required for the completion of the construction of such work is six months.
9. Time required for the complete application of the water to the proposed use is..... additional years.

Remarks: The spring described above is only capable of furnishing water for domestic purposes after the snow and spring rains cease.

The amount of water being excessive it is hereby reduced to 1 sec. foot per 50 acres, or .08 foot for 4 acres.

Jas. Stephenson, Jr.

State Engineer.

Approval of State Engineer

The number of this permit is 2424

Date of first receipt of application 9:00 A M. November 23, 1906.

Returned to applicant for correction November 23, 1906.

Corrected application received November 30, 1906.

R recorded in Book 7, page 2424. Approved December 1, 1906.

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 January 29, 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 March 1, 1907.

The whole of said work to be completed on or before June 1, 1907.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to June 1, 1907.

Witness my hand this 1 day of December, 1906.

Jas. Stephenson, Jr.

State Engineer.

Notices of proof of completion of works and beneficial use mailed applicant March 1, 1907.

Notices received March 18, 1907, fixing June 1, 1907, as date of proof and Georgetown, Idaho, as the place of proof.

Notice for publication sent to Montpelier Examiner at Montpelier, April 1, 1907.

Deposition blanks mailed applicant April 1, 1907.

Robert Burch of Montpelier, Idaho, requested to examine works April 15, 1907.

Report of Robert Burch received June 3, 1907.

Depositions of holder and witnesses received June 26, 1907, also, fees received same day.

Affidavit of publication received June 23, 1907.

All papers being in and satisfactory Certificate of Completion and License were duly issued this 24th day of July, 1907.

Permit No. 2424

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that LESLIE S. SMART, of Georgetown, County of Bear Lake, and State of Idaho, the holder of Permit No. 2424, issued upon Application No. 3410, bearing date of priority of November 23, 1906, authorizing the diversion of .25 of one second foot of the waters of Spring in Southeast quarter of Southeast quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) Section 22, Township 10 South, Range 43 East of Boise Meridian, County of Bear Lake, 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 .25 of one second-foot of the waters of Spring; that the point of diversion of said waters

is at a point in the Southwest quarter of the Southeast quarter Section 22, Township 10 South, Range 43 East of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southeast quarter of the Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) Section 22, Township 10 South, Range 43 East of Boise Meridian.

Witness my hand this 24th day of July, A. D. 1907.

Jas. Stephenson, Jr.

State Engineer of the State of Idaho.

License issued for 40 second feet
P. 173

P2424

Beer Pole on Township 10 Range 43 B M

Application No. 3410.

SECRET

1881-82 S. Smart
1 of one sec. E. of Spring
Bear Lake County

Filed December 17, 1906

John Applebaum
State Engineer

- SEC.

SEC.

~~SEC.~~

-SEC-

-SEC-

SEC.

-SEC.-

- SEC.

SEC.

SEC.

SEC.

SEC

SEC-

SEC.

-SEC

SEC.

22

10/10/10

10

2424

Boise, Idaho, December 28, 1906

Mr. Leslie S. Smart,
Georgetown, Idaho.

Dear Sir:-

I enclose herewith Permit No. 2424 in your favor.

Yours truly,

State Engineer.

2424

Boise, Idaho, March 1, 1907.

Mr. Leslie S. Smart,
Georgetown, Idaho.

Dear Sir:

I enclose herewith blank notice of proof of completion of works under your permit No. 2424, and blank notice of proof of beneficial application of water under the same permit, which notices should be filled out and returned to me at least 60 days before the date upon which it is desired to submit proof, which proof should be on or before June 1, 1907.

Yours truly,

Jas. Stephenson, Jr.

State Engineer.

2424

Notice of Proof of Completion of Works

(This blank must be filled out by holder of permit and forwarded by registered mail to the State Engineer at least 60 days before the time set for completion of works.)

(P. O.) Georgetown, Idaho
(Date) March 15th 1907

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 2-P. M. on the 1st day of June 1907, at Georgetown County of Bear Lake State of Idaho, before Judge Tibbets proof will be submitted of the completion of works for the diversion of 1/4 of one cubic feet per second of the waters of a spring in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is

Leslie S. Smart

2. The postoffice address of such person or the place of business of such corporation is Georgetown

County of Bear Lake State of Idaho.

3. The number of such permit is 2424, and the date set for the completion of such work is

June 1, 1907.

4. Said water to be used for Irrigation & domestic purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 1/4 of one cubic feet per second.

6. The amount of lands for which said water is available is Four acres,

particularly described as follows: located in NW 1/4 of S 10 1/4 Sec 22 Township 10 S 43 Bm

(In case of all 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 above notice are true.

Engineer.

I desire that the above notice be published, according to law, in the Mantpelles Examiner of Mantpelles published in the county in which said works are situated; the expense of which publication will be borne by Leslie S. Smart

(Signature)

2424

Permit No. 2424

Notice of Proof of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Engineer at least 60 days before the time set for application of water.)

(P. O.)

Georgetown, Idaho

(Date)

March 15th 1907

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 7 P. M. on the 1st day of June 1907, at Georgetown County of Bear Lake State of Idaho, before Judge Tibbitts proof will be submitted of the application to beneficial use of 1/4 of one cubic foot per second of the waters of a spring in accordance with the terms and conditions of Permit No. 2424 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
Leslie S. Smart, Georgetown, Bear Lake County, Idaho.
2. The use to which said water has been applied is domestic purposes
3. The amount applied to beneficial use is 1/4 of one cubic foot per second
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is
6. The right to take the water from such works is based upon Permit No. 2424
7. The source of supply from which such water is diverted is a spring
8. The date of the priority which said user is prepared to establish is Dec 1 - 1906

2424

I desire that the above notice be published, according to law, in the Montpelier Register of Montpelier, published in the county in which said water is to be used; the expense of which publication will be borne by me.

(Sign)

Leslie S. Smart

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

INSTRUCTIONS.

Proof of Completion of Works
and
Proof of Beneficial Use of Water.

Boise, Idaho,

April 1, 1907

*Montpelier Co -
Leslie S. Smart*

Georgetown

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works and proof of application of water to beneficial use under your permit No. *2424*

Depositions 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 your rights:

1. On *June 1, 1907* the date set for the proof of completion of works, the enclosed deposition forms (two for permit holder and two each for two witnesses) should be filled out and sworn to, at *Georgetown, Idaho before Judge Talbot*

2. To complete the proof, it is also necessary that an examination be made of the works as constructed, which examination must be under the authority of the State Engineer. It is the desire to make this expense as light as possible to the permit holder. Will you therefore give me the name of a competent engineer, or surveyor, in your neighborhood who could do this work with as little expense as possible to you. Upon receipt of name of such engineer or surveyor I will authorize him to do the work. The examination should be made on or before the date set for the proof.

3. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$5.00 for completion of work 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, Certificate of Completion of Works and License will issue.

Yours truly,

JAS. STEPHENSON, Jr.,

State Engineer.

2424

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

Boise, Idaho, *April 1, 1907*

Montpelier Examiner

Dear Sirs:

Enclosed find Notice of Publication of Proof of Completion of Works and Proof of Application of Water to Beneficial Use under Permit No. *2424* which please publish once a week for four consecutive weeks in your paper, in accordance with provisions of Sec. 4, House Bill No. 146, laws of the Seventh Session of the Legislature. The expense of this publication will be paid by *Leslie I Smart Georgetown Idaho* to whom you will please furnish proof of publication of this notice on or before *June 1, 1907*

Please promptly acknowledge receipt of this notice, and kindly mail me your first issue containing its publication that I may compare it with my records. Yours truly,

State Engineer.

(Place).....

(Date).....

State Engineer, Boise, Idaho.

Dear Sir:

I have your letter of..... enclosing Notice of Completion of Works and Notice of Application of Water to Beneficial Use under Permit No. which will be published as you request, beginning with our issue of.....

2124

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

April 1, 1907

Notice of Proof of Completion of Works
and
Application of Water to Beneficial Use.

Notice is hereby given that at *2 pm*
on the *1* day of *June* at *Georgetown*
County of *Bannock*, State of Idaho, before *Judge Tibbets*
proof will be submitted of the completion of works for the diversion of
1/4 of one cubic feet per second of the waters of *a Spring*
and of the application to beneficial use of said water in accordance
with the terms and conditions of Permit No. *2424* heretofore issued
by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person holding said
permit is *Leslie S. Smart, Bear Lake Co. Idaho*

2. Said works of diversion will be fully completed on the date
set for such completion, and the amount of water which said works are
capable of conducting to the place of intended use, in accordance with
the plans accompanying the application for such permit, is *1/4 of one*
cubic feet per second.

3. The use to which said water has been applied is irrigation
and domestic purposes, and the amount applied to beneficial use is *1/4 of one*
per second.

4. The place where said water is used is *NW 1/4 of SW 1/4 of*
Sec 22, Twp 10 S. R 43 E Bm

5. The date of priority which said user is prepared to estab-
lish is *November 23, 1906*

2424

JAS. STEPHENSON, Jr.,

State Engineer.

(Place)

Montpelier, Idaho

(Date)

March 27/07

State Engineer, Boise, Idaho.

Dear Sir:

I have your letter of _____ enclosing Notice of
Completion of Works and Notice of Application of Water to Beneficial
Use under Permit No. 2424 which will be published as you request,
beginning with our issue of March 29/07

2424

C. E. Wright, Editor

CHRIS. A. LALLATIN,

DEALER IN

FRESH AND SALT MEATS, FISH, POULTRY, BUTTER, EGGS
AND CHEESE. VEGETABLES IN SEASON.

Georgetown April 13 1907

James Stevenson Jr.
Riviera Engineer
Pocat

Dear Sir

Having received your
communication a few days ago and
reading the name of Robert
Burch of Montpelier I do in
formation of my resour and send
of spring what I am getting
recollect the Fair is coming
some suggestions for me and
would like to see it do the work at
some time if the people with
a bowl of game I have asked
him at once

Very respect from
Leslie I. Brown

Georgetown
Idaho

2424

Boise, Idaho,

April 15, 1907

Robert Burch Esq.

Montpelier Idaho

DEAR SIR:

The holder of Permit No. 2424, Leslie S. Smart, residing at Georgetown, which permit authorizes the diversion of second-feet of the waters of a Spring at _____, desire to make proof of the completion of works of diversion, at _____, on June 1, 1907

Will you therefore please arrange with the holder of said permit for an examination of the works of diversion, ascertain whether or not they comply fully with the terms of said permit, and render me a report on the condition of such works before the date fixed for said proof of completion, in accordance with the provisions of Sections 4 and 5 of House Bill No. 146, passed by the Seventh Session of the Legislature, approved March 11, 1903.

Your report should be of sufficient detail to enable me to figure out the amount of water the works are capable of diverting and conveying to the place of use; giving also the description of the location of the point of diversion, and, in case of irrigation, the legal description of the land to be irrigated.

Will you also make a map on the enclosed plat, giving all the essential features of the works, such as point of diversion, route of ditch, place of use, etc.

You should also arrange with the holder of said permit for the payment of your fee for this service and such proper expenses as you will incur in making this examination and report.

Please advise me promptly of your receipt of this communication, and whether or not you will be able to make the examination and report requested.

Yours truly,

2124

JAS. STEPHENSON, JR.,

State Engineer.

2424

Montpelier Idaho.

May 29th 1907

James Stephenson Jr

State Engineer

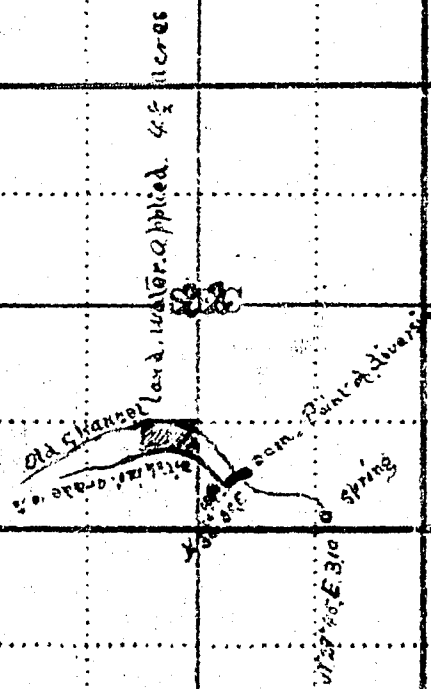
Dear Sir

Enclosed please find plat-
of Leslie S Smart's water works.
which fully comply with the
terms of his permit - # 2424
please excuse delay in reporting
I have been very sick. No doubt -
you will notice I am very
nervous as yet. I did not -
examine Moses Waternans
water works. for the reason I
did not hear from him in
time to make return at the
proper time. Appointed. Thanking
you for your kindness I am Respc
Yours R A Birch

Township #10. South of Range 43 East B.M.

Plat of Leslie L. Smart. Water Rights as per P. Plat #2124

Sec 3, 1907



2124

PERMIT NO. _____

Proof of Completion of Works.**DEPOSITION OF HOLDER.**

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

Answer.

*Leslie Smart Shop man Georgetown
Idaho*

Ques. 2.—If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3.—State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans.

*No 2424 Dec. 11 1906 .08 foot four acres point of
diversion 30 rods from head of spring head of spring on S.E. corner Sec 22*

Ques. 4.—State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans.

*irrigation and domestic use but mostly
domestic use about 10 acres*

Ques. 5.—State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans.

yes all of water turned on April 20 1906

Ques. 6.—State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans.

works fully completed comply in all respects with terms

Ques. 7.—If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. _____

Ques. 8.—Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans.

*2000 ft long Cost \$2500 ditch 1/2 ft high 20
ft wide*

2424

(Sign here.)

Leslie Smart

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 _____, County

of *Bear Lake*, State of Idaho, on this *1st* day of *June*

A. D., 1906.

Permit No. 2424

Proof of Completion of Works.

Deposition of Witness.

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

Ans. Myron Hess Georgetown Idaho
Farmer.Ques. 2. Are you acquainted with Lester Snout, theholder of Permit No. 2424, authorizing the diversion of of Culb's 4000 second-feet of the waters ofSpring SE 1/4 Sec 22, at Snout's entry for domestic & irrigate purposes? How long have you known him, and where does he reside?Ans. five years Georgetown Idaho IdahoQues. 3. Have you read or heard read said Permit No. 2424, and are you familiar with its terms and conditions?Ans. yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. all of water from springQues. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?Ans. The works are fully completed

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Dam and ditch will carry more water than spring will furnish(Sign here.) Myron Hess

2124

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 Georgetown, County of Bear Lake, State of Idaho, on this 1st day of June, A. D. 1907.

Joseph M. Tappet
Justice of Peace

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 2424

Proof of Completion of Works.

Deposition of Witness.

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

Ans.

Gilbert Jess Age 29 years
Georgetown Idaho Farmer
Leslie Smart

Ques. 2. Are you acquainted with _____, the

holder of Permit No. 2424, authorizing the diversion of 80 cubic feet per second second-feet of the waters ofSpring SE 1/4 Sec 22, at Smart's entry
for domestic purposes purposes? How long have you known him, and where does he reside?

Ans.

four years reside Georgetown IdahoQues. 3. Have you read or heard read said Permit No. 2424, and are you familiar with its terms and conditions?

Ans.

yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans.

will require all of water from
spring as the spring is small and does not
furnish but little water

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans.

The works are fully completed

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans.

Ditch and small ditch and
had much more water than
spring will furnish

(Sign here.)

Gilbert Jess

2424

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 Georgetown, County of Beaumont, State of Idaho, on this 1st day of June, A. D. 1907.Joseph M. Telford
Justice of Peace

Permit No. 2424

Proof of Application of Water to Beneficial Use.

Deposition of Holder.

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

Ans. Leslie S. Smart Sheepman
Georgetown Idaho

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. not a corporation
Individual

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

Ans. No. 2424 Dec. 1st 1906 Priority Nov. 23 1906

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

Ans. source north east running through S W 1/4 of Sec. 22 Town of
diversion about 30 rods from head of stream S W 1/4 of Sec. 22

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. works of diversion small ditch feet wide 1/2 foot
deep capable of conveying more water than the
stream will furnish some of ditch Smart 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.)

Ans. mostly domestic use flow of water for
wine lot out of reservoir irrigate 4 acres north side of
S W 1/4 Sec 22

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

Ans. _____

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

Ans. _____

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. _____

Permit No.

Proof of Application of Water to
Beneficial Use.

DEPOSITION OF HOLDER.

Amount of water second feet

Source

County

Purpose

Place of use

Date of priority

Received and filed

June 26 1907

State of Idaho, on this

to before me, at my office in

Boise, County of *Blaine*

A. D. 1907

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

(Sign.)

John J. J. J.

tioned permit has been used.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above men-

PERMIT NO. 2424

Proof of Application of Water to Beneficial Use.

Deposition of Witness:

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

Answer. Myron Hess age 31 Georgetown Idaho
FarmerQues. 2. Are you acquainted with yesthe holder of Permit No. 2424? How long have you known him, and where does he reside?Ans. five years resides Georgetown IdahoQues. 3. Have you read or heard read said Permit No. 2424, 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. source S W 1/4 Sec 22 30 rods head of spring Down
and ditch head of spring S E 1/4 Sec 22

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. not more or 8 Cubic feet water said works will conduct all

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.)

Ans. mostly domestic purposes will irrigate
not more than four or five acres

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

Ans.

Ques. 8. (If for irrigation) State character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. all of water from spring reclaimed

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

Permit No.

Proof of Application of
Water
to Beneficial Use.

DEPOSITION OF WITNESS.

Received and filed

June 24 1907

THE LIV PRESS, BOISE

on this

day of

A. D. 1907

in

Idaho

County of

Bear Lake

State of Idaho.

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

(Sign) Myrward, Head

Ans. This water as been used by the people of said district for domestic use since June 1st 1907 and irrigation use is a small amount. The water is used only for stock and irrigation use.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of the water diverted under said permit.

PERMIT No.

2424

Proof of Application of Water to Beneficial Use.

Deposition of Witness:

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

Answer.

Gilbert Hess age 29
Georgetown Idaho

Ques. 2. Are you acquainted with

Leslie Stewart

the holder of Permit No. 2424? How long have you known him, and where does he reside?

Ans.

about four years resides at
Georgetown Idaho

Ques. 3. Have you read or heard read said Permit No. 2424, 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.

source SW 1/4 Sec 22 30 rods from Lead Spring
head of spring corner SE 1/4 Sec 22 down
and ditch.

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.

not more than 0.5 cu feet said works will conduct all

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.)

Ans.

mostly domestic use will not
exceed more than four or five acres.

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

Ans.

Ques. 8. (If for irrigation) State character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans.

2424

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

Ans.

Permit No.

**Proof of Application of
Water
to Beneficial Use.**

DEPOSITION OF WITNESS.

Received and filed

Mar 26/1907

THE LIVING PRESS, BOISE

2424

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of the water diverted under said permit.

Ans. The water has been used by the holder of said permit about four or five acres and only a little of being used to advantage for domestic purposes.

(Sign) *William H. Allen*

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 *Boise*, County of *Ada*, State of Idaho, *June 1st*, day of *June*, A. D. 1907.

Joseph M. Bishop
Justice of Peace

Georgetown Ida

June 23 1907

James Stephenson
Store Engineer
Dear Sir

Please find enclosed
Check for \$700.00 for 40-acre
Track & which water has
been applied 5¢ for Comp.
Action of water. Everything
every thing is all right
in filling out to you
Respectfully
G. S. Smart

(Tees received from 26, 1907)

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.
STATE ENGINEER

Boise, Idaho, June 26, 1907.

Permit 2424.

Mr. Leslie S. Smart,
Georgetown, Idaho.

Sir:

I received by this morning's mail depositions in proof of completion of works and proof of beneficial use, also, check for \$7.00. I received, some time ago, report of Mr. Birch.

Before certificate and license can be issued it will be necessary for you to obtain from the Montpelier Examiner an affidavit of publication, which may be obtained from their office upon payment of publication fees.

Very truly yours,

Jas. Stephenson, Jr.
State Engineer.

Dis. S.
FER742

Georgetown July 22

James Stevenson Jr.

*Dear Sir Received your invoice and affidavit
for your work. Please forward
License & Survey*

2424

Affidavit of Publication.

State of Idaho, }
County of Bear Lake. } ss

Notice of Proof of Completion of Works and Application of Water to Beneficial Use.

Notice is hereby given that at 2 p.m. on the 1st day of June, 1907, at Georgetown, County of Bear Lake, State of Idaho, before Judge Tibbatts, proof will be submitted of the completion of works for the diversion of one-quarter of one cubic foot per second of the waters of a spring and of the application to beneficial use of said

water in accordance with the terms and conditions of Permit No. 2424, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person holding said permit is Leslie S. Smart, Georgetown, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use in accordance with the plans accompanying the application for such permit, is one-quarter of one cubic foot per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is one-quarter of one cubic foot per second.

4. The place where said water is used is NW 1/4 of SW 1/4 of Sec. 22, T. 22 N. R. 47 E. B. M.

5. The date of priority which said user is pre-ferred to establish is November 21, 1906.

JAS. STEPHENSON, JR.,

Not. Pub. 2-2 State Engineer.

C. E. Wright

~~Chas. E. Harris~~, being first duly sworn, deposes and says that he is the publisher of the MONTPELIER EXAMINER; that said MONTPELIER EXAMINER is a weekly newspaper published at Montpelier, Bear Lake County, Idaho, of general circulation in said county and state.

That the attached notice was published in said MONTPELIER EXAMINER, and not in a supplement, for 5... successive weeks, the first publication was on the 29th day of March, 1907

C. E. Wright

Subscribed and sworn to before me this 7... 7...

day of July 1907
Chas. E. Harris
Notary Public

2424

Boise, Idaho, July 25, 1907.

Permit 2424

Mr. Leslie S. Smart,
Georgetown, Idaho.

Sir:

I enclose you herewith Certificate of completion
of works and Water License under above permit.

Very truly yours,

State Engineer.

S.
Enc.

June 21-10

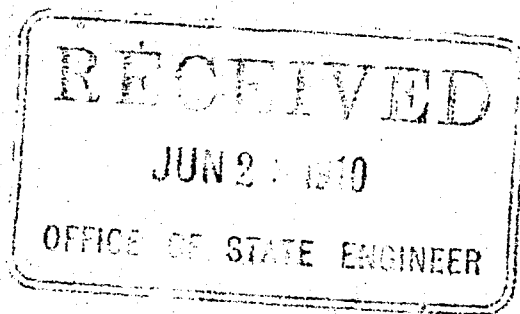
To The State Engineer.

Paise, Ida.

Sir. — Will you please send me the
papers and instructions for making
final proof of ditch application No. 3424
and permit No. 2428, Dec. 1st 1904.

Resp.

Craig Watts,
Chesterfield,
Ida.



2424

2424
June 23, 1910.

Re proof blanks

Craig Watts,
Chesterfield, Idaho.

Sir:-

I am inclosing you herewith two blank notices for proof of
beneficial use of water, as per your request the 21st. inst.

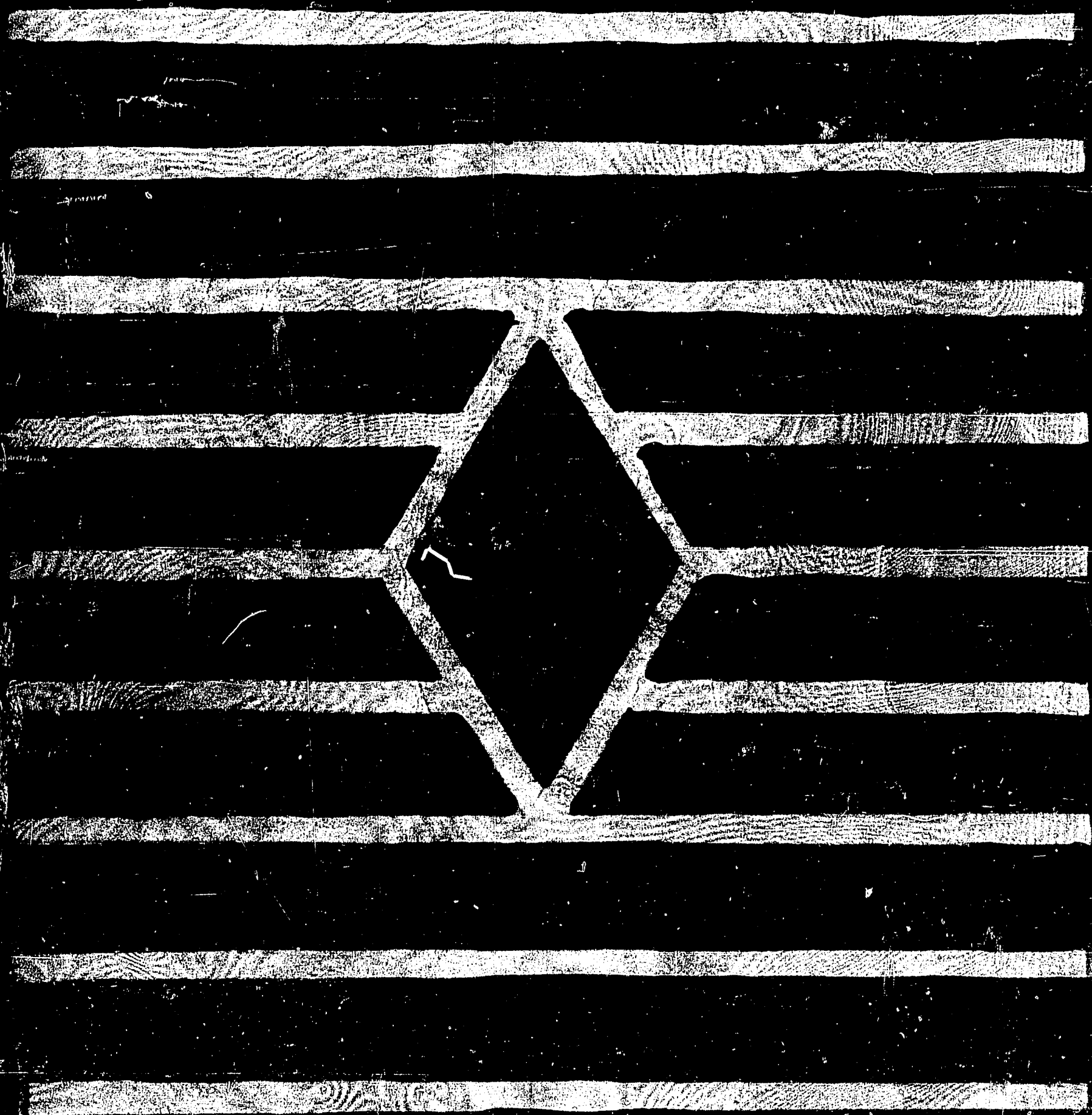
Very truly yours,

State Engineer.

25121

By...

2424



Bear Lake County *
Springs *
.1 of 1 sec.ft. *
Irrigation *
Priority 11-23-06 *

S T A T E O F I D A H O

Water License No. 2424.

WHEREAS, On the 23rd day of November A. D. 1906, LESLIE S. SMART of Georgetown, County of Bear Lake, State of Idaho, duly made application (NO.3410) to me for a permit to use .25 of one cubic foot per second of the waters of Spring in the Southeast quarter of Southeast quarter Section 22, Township 10 South, Range 43 East of Boise Meridian, County of Bear Lake, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 1st day of December, A. D. 1906, Permit No. 2424 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 1st day of June, A. D. 1907, and for the application to beneficial of said water on or before the 1st day of June, A. D. 1907, and,

WHEREAS, On the 1st day of June, A. D. 1907, the holder of said permit duly made proof of the completion of adequate works for the diversion of .25 of one cubic foot per second of said waters, as evidenced by my Certificate No. 2424, dated July 24, 1907, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use .25 of one cubic foot per second of said water, with date of priority of November, 23, 1906, and,

WHEREAS, On the 1st day of June, A. D. 1907, the holder of said permit duly made proof of the application to beneficial use of .1 of one cubic foot per second of water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to LESLIE S. SMART, of Georgetown, County of Bear Lake, State of Idaho, the holder and owner of said Permit No. 2424, apperpetual right, dating from November 23, 1906, to the use of .1 of one cubic foot per second of the waters of Spring in the Southeast quarter of the Southeast quarter of Section 22, Township 10 South, Range 43 East of Boise Meridian, in the County of Bear Lake and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) Section 22, Township 10 South, Range 43 East of Boise Meridian, and conducted to and upon ⁵ acres in the Southeast quarter of the Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) ^{South} Section 22, Township 10 ^{South} North, Range 43 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.

(SEAL)

Recorded July 24, 1907 .

WITNESS, My hand and the seal of my office at Boise, Idaho,
this 24th day of July, A. D. Nineteen hundred and seven.

Jas. Stephenson, Jr.

State Engineer.

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or printed text on the paper. The edges of the paper appear slightly worn or aged.