

No. 5279.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Abe C. Anderson, and David Anderson, Peter, W. Anderson and Niels Anderson Sr., Associates.

Postoffice address: Henry

County: Bannock State: Idaho.

II. The financial resources of the applicant are:

(a) Cash on hand: Fifty Dollars.

(d) Other resources: about One Hundred head of live stock.

2. The quantity of water claimed is One cubic foot per second.

3. Source of water supply: Soda Creek.

County of Bannock

4. Location of point of diversion: Near center of NE $\frac{1}{4}$ of Section twelve, T. 9 S. R. 41 E.

5. To be used for:

I. Irrigation and domestic use:

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

(b) In the following legal subdivisions: parts of NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section twelve

T. 9 S. R. 41 E. E. M.

6. Estimated cost of works: Three Hundred and Twenty-five Dollars.

7. Description of works for diversion:

I. Kind of works: dam across Soda Creek about three or four hundred yards below the Soda Creek canal dam.

II. Dimensions of works:

(a) Height of dam about four feet, length of dam at top about seventy-five feet, length of dam at bottom about sixty feet. Material used in construction: earth and stone.

(c) Size of headgate: Width three feet, height One and $\frac{1}{2}$ feet.

(d) Conduit ditch and one flume, width at bottom about three feet, width at water line three and $\frac{1}{2}$ feet, depth of water about one foot. Average grade per mile is about four or five feet. Length of conduit is about one mile, and it crosses the

following quarter sections: NE $\frac{1}{4}$, and NW $\frac{1}{4}$ and SW $\frac{1}{4}$ of Sec. twelve, T. 9 S. R. 41 E. 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 about one year.

9. Time required for the complete application of the water to the proposed use is about one additional year.

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.

Abe C. Anderson and Associates.

Applicant.

APPROVAL OF STATE ENGINEER.

The number of this permit is 3845.

Date of first receipt of application 9.00 a.m. June 3, 1908.

Returned to applicant for correction June 4, 1908.

Corrected application received July 20, 1908.

Recorded in Book 11 Page 3845 Approved July 25, 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 September 23, 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 January 25, 1909.

The whole of said work to be completed on or before July 25, 1909.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to July 25, 1910.

Witness my hand this twenty-fifth day of July, 1908.

Jas. Stephenson, Jr.,

State Engineer.

Blank notice for proof of completion of works mailed applicant April 1, 1909

Notice for proof of completion received May 12, 1909, fixing July 19, 1909, as date and Soda Springs as place of proof.

Notice for publication mailed the Soda Springs Cheiftian June 7, 1909

Deposition blanks mailed applicant June 7, 1909

J.O. Webster, authorized June 7, 1909, to make examination of works.

Affidavit of publication and despoitions of holder and witnesses received Jule 23, 1909

Report of engineer received July 26, 1909

Fee received August 14, 1909

Certificate of Completion of works issued August 17, 1909

Permit No. 3845.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

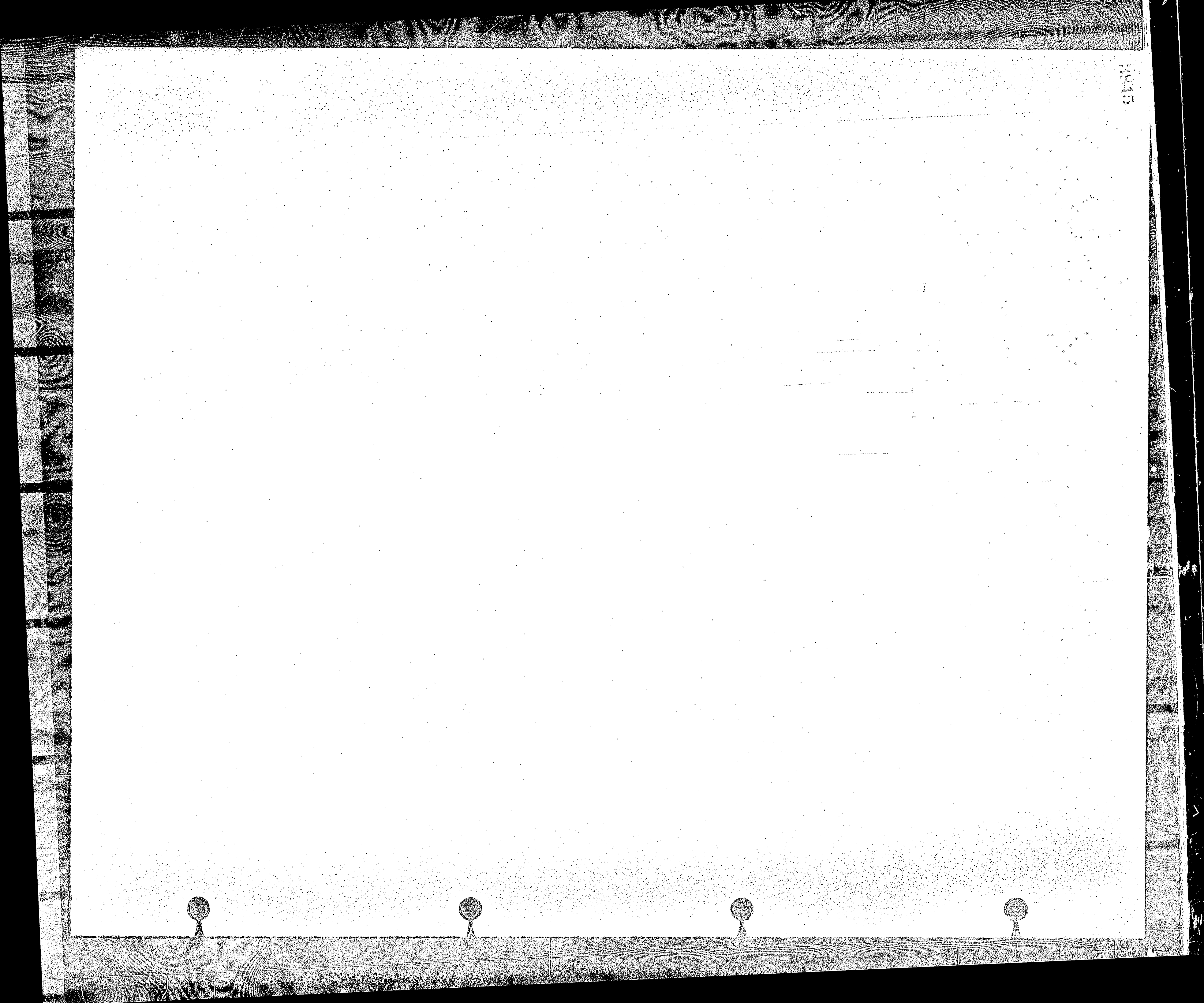
This is to certify that ABE C. ANDERSON, DAVID ANDERSON, PETER W. ANDERSON and NIELS ANDERSON Sr.. of Henry, County of Bannock, and State of Idaho, the holders of permit No. 3845, issued upon Application No. 5279, bearing date of priority of June 3, 1908, authorizing the diversion of 1 second foot of the waters of Soda Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes, have 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 1 second foot of the waters of Soda Creek, that the point of Diversion of said waters is at a point near the center of the northeast quarter of section 12, township 9 south, range 41 east of Boise meridian, and that the lands proposed to be irrigated by the use of said waters are described as follows, to-wit: Northeast quarter & Northwest quarter of southwest quarter of section 12, township 9 south, range 41 east of Boise meridian.

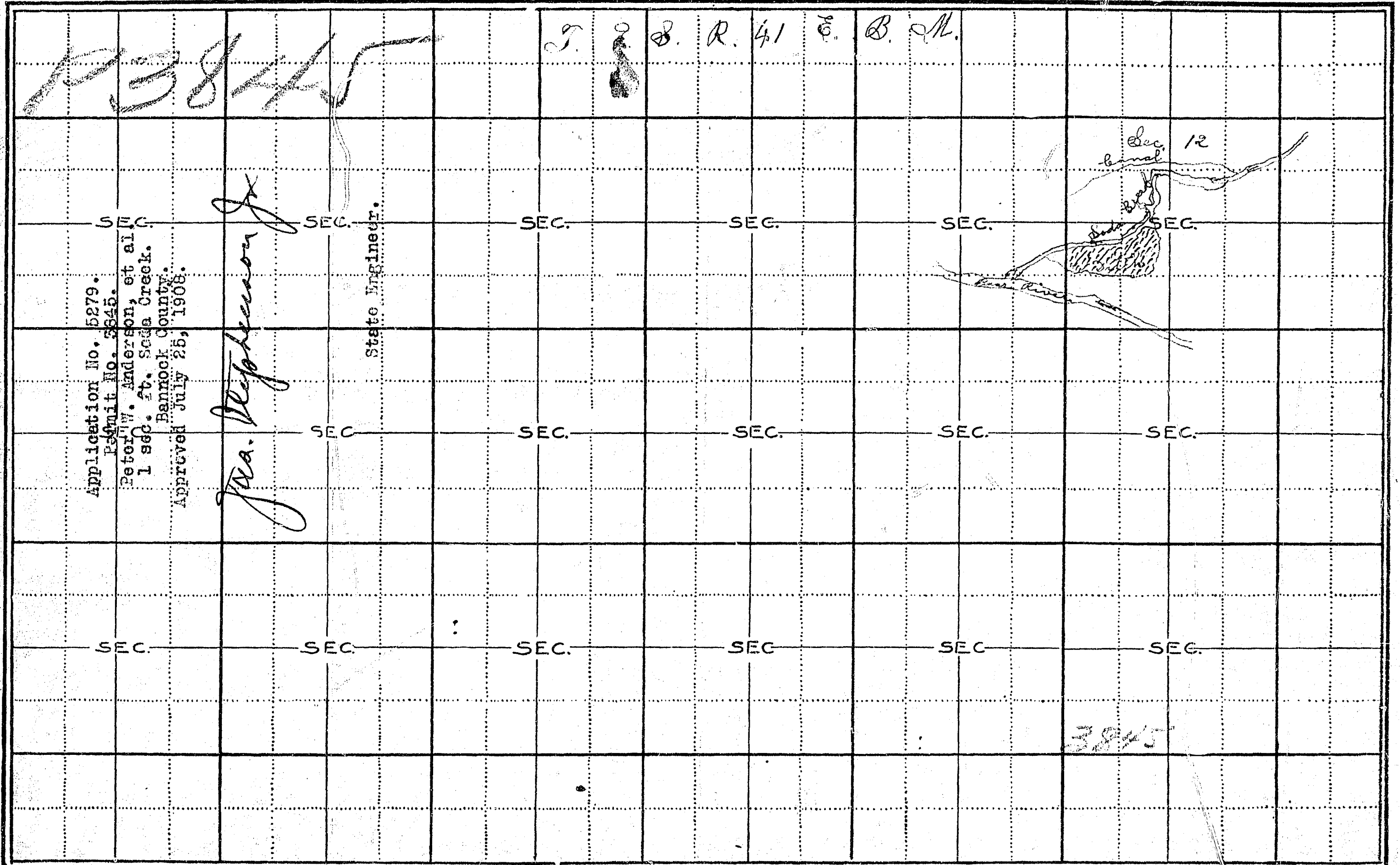
Witness my hand this 17th day of August A.D. 1909.

Jas. Stephenson, Jr.

State Engineer.

License issued for second fee





State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

Boise, Idaho, July 28, 1908.

Permit 3845. Abe C. Anderson, et al.

Abe C. Anderson,
Henry, 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.

JAS. STEPHENSON, Jr.,
State Engineer.

3845

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

INSTRUCTIONS

Proof of Completion of Works.

Boise, Idaho, April 1, 1909

Abe C. Anderson,
Henry, Idaho

Dear Sir:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. 3845.

This form should be filled out and mailed to the State Engineer at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before July 25, 1909. Upon receipt of the blank properly filled out, notice for publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

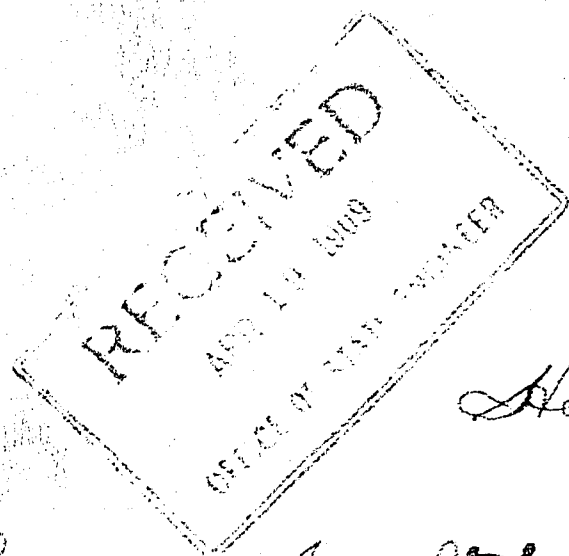
The proof may be submitted at any place, convenient to you and two witnesses, where there is a notary public or other officer authorized to administer oaths.

One of the requirements of the law is that an examination of the works constructed shall be made under the authority of the State Engineer. In order to make the expenses as light as possible you are requested to furnish the name of a competent engineer, or surveyor, who can do this work for you at a reasonable cost. Upon receipt of name of such engineer or surveyor I will authorize him to make the examination and send me a report on or before the date set for the proof.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the 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,
JAS. STEPHENSON, Jr.,
State Engineer.

3845



Henry, Bannock Co., Idaho
April 15, 1908.

Jas. Stephenson, Jr., State Engineer,
Boise, Idaho.

Dear Sir:

Your letter of April 1, 1908, and the enclosed blank form upon which to give notice that we are prepared to submit proof of completion of works under our permit No. 3845, received.

Before I fill out the blank form I wish you would instruct me on one thing; our ditch will cross the right-of-way of the P. & I. Railroad, or rather the water will be flumed under the concrete bridge on Soda Creek or else through the grade in an iron pipe. The Railroad People promised to construct a flume for us under this bridge; I think they intended to do the work last fall but it is not yet done; but we will try to get them to do it as soon as possible. Now what I wish to know is, can you extend our time for Proof of Completion of Works if the Railroad People over 3845

neglect getting the flume in? otherwise we are prepared and desire to submit proof of completion of works. If you extend our time I suppose you will have to send another blank form to be filled-out for "Notice of Proof of Completion of Works?"

I think Mr. C. B. Wilson of Soda Springs, is a competent engineer, or surveyor, who can examine and do that work for us.

We would like time to be sure that the Railroad People will have the flume or pipe finished before we fill-out the blank, or send the notice for publication to the paper.

Thanking you in advance for information as to extension of time, I am,

Yours truly,

Edw. C. Anderson.

April 17, 1903.

Re permit 3845.

Mr. Abe C. Anderson,
Henry, Idaho.

Sir:—

Your letter of the 15th inst. received and contents noted. In reply would say that under the present irrigation law I have no authority for extending the time for completion of works under a permit. However, at the time proof is made, which should be on or before July 25th, in case the railroad company has not completed the flume, you should submit an affidavit to that effect. The report of the engineer should also show this to be the case. All the other work must be fully completed at the time proof is made.

As soon as the notice of proof is filled out and returned to this office I shall be pleased to appoint Mr. C. B. Wilson, of Soda Springs to make the examination of works.

Trusting this will be satisfactory to you, I am

Very truly yours,

State Engineer.

By....

3845

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

Boise, Idaho,

June 7, 1909.

Mr. C. Anderson
Henry, Idaho

Dear Sir:

I enclose herewith blank Notice of Proof of Application of Water to Beneficial Use under your permit No. 3845 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,

JAS. STEPHENSON, Jr.,
State Engineer.

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.) Henry, Idaho,

(Date) May 10, 1909

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

DEAR SIR: Notice is hereby given that at ^{8 o'clock} ~~10 P.~~ M. on the nineteenth day of July 1909 at Soda Springs County of Bannock State of Idaho, before H. Drewery, Justice of the Peace proof will be submitted of the completion of works for the diversion of One cubic feet per second of the waters of Soda Creek 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 Alva C. Anderson, David Anderson, Peter W. Anderson & Nick Anderson, Jr.
2. The postoffice address of such such person or the place of business of such corporation is Henry County of Bannock State of Idaho.
3. The number of such permit is 2845; and the date set for the completion of such work is July 25 - 1909
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 One cubic feet per second.
6. The amount of lands for which said water is available is about Fifty acres, particularly described as follows: Parts of NE 1/4 and NW 1/4 of SW 1/4 of Section twelve Township nine South R forty-one E. B. M.

(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 above notice are true.

Engineer.

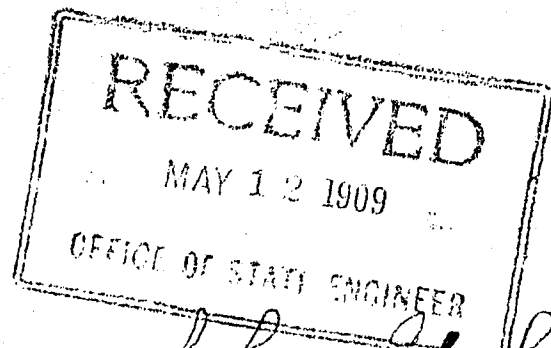
We desire that the above notice be published, according to law, in the Soda Springs Chieftain of Soda Springs published in the county in which said works are situated; the expense of which publication will be borne by Alva C. Anderson

(Signature) Alva C. Anderson

Nick Anderson, Jr.

David Anderson

Peter W. Anderson



Henry, Bannock Co., Idaho,
May 5, 1909,

Mr. Jas. Stephenson, Jr., State Engineer,
Boise, Idaho.

Dear Sir:

I am herewith enclosing you the Notice of Proof of Completion of Works for the diversion of one cubic foot per second of the waters of Soda Creek. I suppose I have filled out the blank O.K. if I have not please instruct me.

I wish you would send me information in regards to the last proof.

You will as according to your letter of April 19, 1909, appoint Mr. C. B. Wilson, of Soda Springs to make the examination of works.

Thanking you in advance for any assistance I may need, I am,

Yours very truly,

Wm. C. Anderson.

NOTICE OF PUBLICATION.

Notice is hereby given that at 2 P. M. on the 19th day of July 1909, at Soda Springs County of Bannock State of Idaho, before H. Drewery, J.P. proof will be submitted of the completion of works for the diversion of one cubic foot per second of the waters of Soda Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The names of the persons or corporation holding said permit is are
Abc C. Anderson, David Anderson, Peter W. Anderson & Nels Anderson, Sr.
2. The post-office address of such persons or the place of business of such corporation is
Henry County of Bannock, State of Idaho.
3. The number of such permit is 3845, and the date set for the completion of such work is
July 25, 1909
4. Said water is to be used for irrigation and 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 one cubic foot per second.
6. The amount of lands for which said water is available is about fifty acres, particularly described as follows: Parts of NE4 and NW4 of SW4 of Section 12, Tp. 9 S., R. 41 E.B.M.

Jas. Stephenson, Jr. 3845

STATE ENGINEER

Boise, Idaho, June 7, 1909.

J. O. Webster

Idaho Falls, Idaho, R.D. #5

DEAR SIR:

The holder of Permit No. 3845, Abe C. Anderson, et al., residing at Henry, Idaho, which permit authorizes the diversion of one second-foot of the waters of Soda Creek at , desire to make proof of the completion of works of diversion, and beneficial use of water, on July 19, 1909.

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. Give exact number of acres under cultivation in each forty-acre tract.

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,

JAS. STEPHENSON, JR.,

State Engineer.

(Place)

Soda Springs Idaho

(Date)

June 6/09

State Engineer, Boise, Idaho.

Dear Sir:

I have your letter of *6/3/09* enclosing Notice of
Completion of Works under Permit No. *3846* which will be published
as you request, beginning with our issue of *June 10/09 3845*

*Soda Springs Chief
J. B. McCall*

PERMIT NO. 3845

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. ^{age 44 Rancher} Abe C. Anderson, ^{age 34 Rancher} David Anderson, ^{age 29 Farmer} Peter W. Anderson,
 & ^{age 74 Rancher} Nils Anderson, of Henry 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. Associate

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

Ans. 3845 July 25 1908, one second footer
 Soda Creek County of Bannock, T. 9 S. R. 41 E. B. M.

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 & domestic use 40 acres parts of NE 1/4 & NW 1/4 of
 S W 1/4 of Sec 12 T 9 S R 41 E B. M.

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. No

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. Yes - Yes

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. Know of none

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

Ans. From source Ditch about 140 Rods, Flume about 72 Rods Ditch about
 175 Rods averaging or about five feet wide Top, & 3 ft Bottom of ditch
 Flume 20" wide 9" deep average fall of ditch about 1/4 in to Rod
 and about 18" deep
 Flume about 1/2" fall to Rod Cost about \$325.00
 (Sign here.) Abe C. Anderson

Sign Here David Anderson Peter W. Anderson Nils Anderson

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 Soda Springs, County

of Bannock, State of Idaho, on this 19th day of

July A. D. 1909

H. Drewery
 Justice of the Peace
 3845

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

PERMIT No. 3845

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Oliver Larsen, Age 20, Soda spgs, Ranches,

Soda spgs

Ques. 2. Are you acquainted with Abe C. Anderson, David Anderson, P. W. Anderson & Niels Anderson Sr holder of Permit No. 3845, authorizing the diversion of one second-foot of the waters of

Soda Creek, at Soda spgs for irrigation & domestic purposes? How long have you known him, and where does he reside?

Ans. 3 years Soda spgs & Henry Bannock Co

Ques. 3. Have you read or heard read said Permit No. 3845, and are you familiar with its terms and conditions?

Ans. Yes 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. Yes generally Clay with sage brush, some Rock, portions alkali about 1 in per acre

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. Yes

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

Ans. from head gate full length of ditch & flume about a mile long. The flume inclusive is about 7 or 8 Rods long and 20 in wide and 9 in deep, will carry about 50 in water. The ditch is about 5 feet wide on top & on bottom about 3 ft & about 18 in deep

(Sign here.) Oliver Larsen

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 Soda spgs, County

of Bannock, State of Idaho, on this 19th day of

July A. D. 1909

H. Drewery
Justice of the Peace

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

PERMIT NO. 3845

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Edward G. Harding, 42, Soda Spgs, Rancher

Soda Spgs

Ques. 2. Are you acquainted with ^{P. W. Anderson & Nick Anderson} ~~Alb. C. Anderson, David Anderson~~ holder of Permit No. 3845, authorizing the diversion of

one second-foot of the waters of

Soda Creek, at Soda Spgs

for irrigation & domestic purposes? How long have you known them, and where do they reside?

Ans. 14 years Henry and Soda Spgs, Bannock Co

Ques. 3. Have you read or heard read said Permit No. 3845, and are you familiar with its terms and conditions?

Ans. Yes 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. Yes Clay character with Sage Brush some Rock & some alkali one inch per acre

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. yes

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

Ans. from source The ditch is about 140 Rods Then a flume about 8 Rods Then ditch about 175 Rods. The ditch is about 5 ft wide on top & 3 feet on bottom. Deep about 18 in. The flume is 7 1/2 Rods long 20 in wide & 9 in deep Capacity about one second feet,

(Sign here.) Edward G. Harding

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

Soda Spgs, County of Bannock, State of Idaho, on this

19th day of

July A. D. 1909

A. Drowary
Justice of the Peace

3845

Affidavit of Publication.

STATE OF IDAHO.

COUNTY OF BANNOCK.

SS.

I, **JOE H. DEWITT**, do solemnly swear that I am the publisher of **THE SODA SPRINGS CHIEFTAIN**, a newspaper of general circulation; published once each week at Soda Springs, Bannock County, State of Idaho; that the notice attached hereto, and which is a part of this affidavit, and a part of the proof of publication, was published in said newspaper for four consecutive weeks; the first publication being made on the 10th day of June 1909; that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and that the notice was published in the newspaper and not in a supplement.

Joe H. DeWitt

Subscribed and Sworn to before me this 8th day of

July

A. D. 1909

L. C. Eastman

Notary Public.

Notice of Publication.

Notice is hereby given that at 2 p. m. on the 19th day of July, 1909, a Soda Springs, County of Bannock, State of Idaho, before H. Drewery, J. P., proof will be submitted of the completion of works for the diversion of one cubic foot per second of the waters of Soda Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The names of the persons holding said permit are Abe C. Anderson, David Anderson, Peter W. Anderson and Niels Anderson, Sr.

2. The post-office address of such persons is Henry, County of Bannock, State of Idaho.

3. The number of such permit is 5415, and the date set for the completion of such works is July 25 1909.

4. Said water is to be used for irrigation and domestic purposes.

5. Said works of diversion will be only 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 cubic foot per second.

6. The amount of lands for which said water is available is about forty acres, particularly described as follows: parts of NE¹/₄ and NW¹/₄ of SW¹/₄ of Section 12, Tp. 9 S. R. 1 E. B. M.

Jas. Stephenson, Jr.
State Engineer.

I, ~~.....~~ Register, do hereby certify that a notice, a printed copy of which is herewith annexed, was by me posted in a conspicuous place in my office for a period of thirty days, I having posted said notice on the ~~.....~~ day of ~~.....~~ A. D. 1909.

3845

Henry, Bannock Co., Idaho,

July 21, 1908.

James Stephenson, Jr., State Engineer
Boise, Idaho.

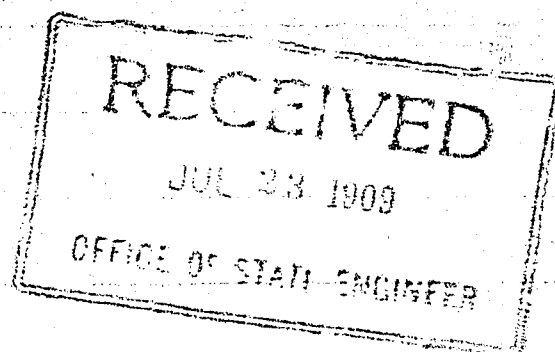
Dear Sir:

Enclosed herewith find papers,
the Proof of Completion of Works under
Permit No. 3845.

Trusting they are all O. K., I am,

Yours truly,

Abe L. Anderson



3845

July 23, 1909.

Permit 3845.

Abe O. Anderson,
Henry, Idaho.

Sir:-

I am today in receipt of your letter of the 21st inst.
inclosing affidavit of publication and depositions in proof
of completion of works under above permit.

There still remains the report of Mr. Webster and fee of \$5.00.
As soon as these are received, if everything is satisfactory,
certificate of completion of works will be issued.

Very truly yours,

State Engineer.

By...

3845

Report of Engineer

1. State name of applicant and number of permit: Abe C. Anderson, et al, Permit 3845.
2. State source of water supply: Soda Creek
3. Location of point of diversion: Near center of NE4 Sec. 12, Tp. 9 S., R. 41 E. B.M.

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: *Three feet*

(b) Width at water line: *Three & one half feet*

(c) Depth of water: *one half foot*

(d) Grade per mile: *about 5 feet*

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

The water is now flowing through the ditch and upon the land described

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: *Parts of the NE4 and NW4 of SW4*

Sec 12. Tp 9 S. R 41 E. B. M.

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 water was used over 70 years ago but no record made and the object now is to perfect title*

RECEIVED

JUL 26 1909

OFFICE OF STATE ENGINEER

J. Webster
Water Com. 1st Dist
July 21st 1909.

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.

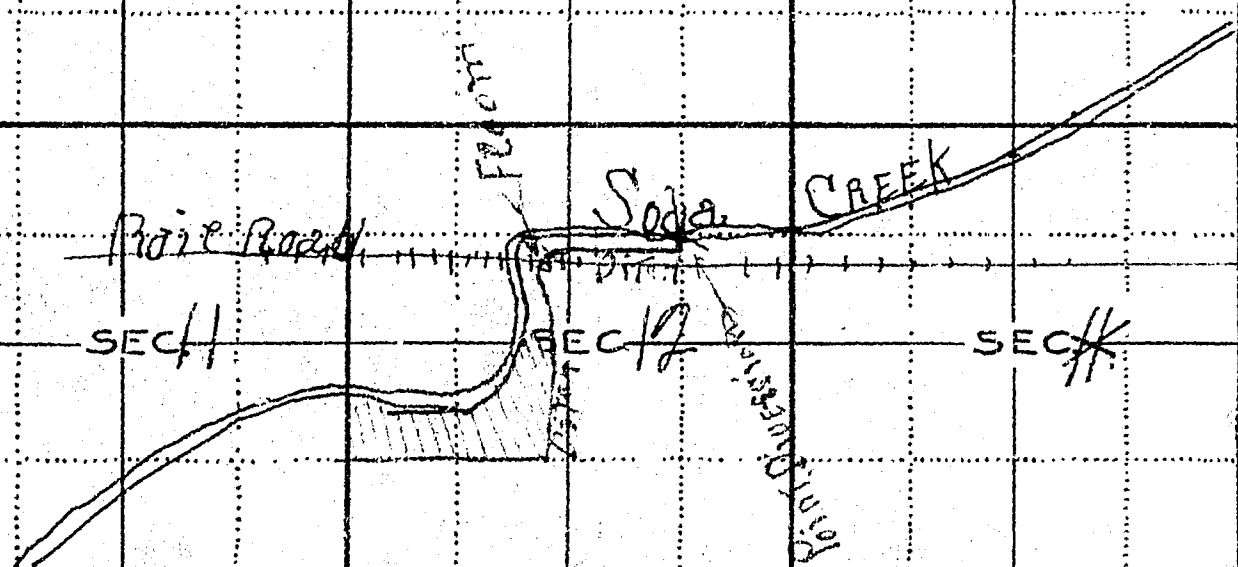
2845

Tp 9 S R 41 E B M

SEC.

SEC.

SEC.



SEC. 11

SEC. 12

SEC. 13

SEC. 14

SEC. 13

SEC.

RECEIVED
JUL 10 1890
OFFICE OF THE
SHERIFF

3855

Henry, Bannock Co., Idaho,
August 12, 1909.

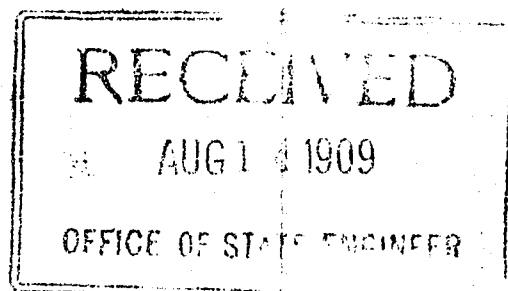
James Stephenson, Jr., State Engineer,
Boise, Idaho.

Dear Sir:— Enclosed find a check for
Five Dollars for which please send me cer-
tificate of completion of work under my
Permit No. 3845.

I suppose Mr. Webster's report is sat-
isfactory.

Thanking you in advance for certificate,
I am,

Yours truly,
L. A. C. Anderson.



3845

September 3, 1909.

Permit 3845.

Abe C. Anderson,
Henry, Idaho.

Sir:-

I inclose herewith certificate of completion of works issued
under above permit, also receipt for fee.

Very truly yours,

State Engineer.

CCV-R2034

By....

3845

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

Boise, Idaho, April 1, 1910

Abe C. Anderson,

Henry, Idaho

Dear Sir:

I enclose herewith blank Notice of Proof of Application of Water to Beneficial Use under your permit No. 3845 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,

JAS. STEPHENSON, Jr.,
State Engineer.

3845

PERMIT NO. 3845

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.) Soda Springs, Idaho.

(Date) April 21, 1910.

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

DEAR SIR: Notice is hereby given that at ^{two o'clock} P.M. on the 27 day of June 1910, at Soda Springs County of Bannock State of Idaho, before H. Drewery, J. P. proof will be submitted of the application to beneficial use of One cubic feet per second of the waters of Soda Creek in accordance with the terms and conditions of Permit No. 3845 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 Abe C. Anderson, David Anderson, P. W. Anderson, Niels Anderson, Henry, Idaho.

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

3. The amount applied to beneficial use is One cubic feet per second.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) in Northeast quarter and Northwest quarter of Southwest quarter of Section 12 Township 9 South, Range 41 East of 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 Anderson Ditch.

6. The right to take the water from such works is based upon Permit No. 3845

7. The source of supply from which such water is diverted is Soda Creek

8. The date of the priority which said user is prepared to establish is June 3, 1908

APR 25 1910

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

(Sign) Abe C. Anderson

Sec 12 T 9 S R 41 E

3845

Soda Springs, Idaho,
April 21, 1910.

State Engineer,
Boise, Idaho.

Dear Sir:

Enclosed herewith find Notice
of Proof of Application of Water to
Beneficial Use according to our Permit
No. 3845. If I have made mistake
in filling it out please inform me
wherein I am in error.

RECEIVED
APR 25 1910
OFFICE OF STATE ENGINEER

Thanking you in advance for any
information I may need, I remain,
Yours Truly,

Abe C. Anderson.

Owing to the Government Reservoir at
Henry my address is now here.

A. C. A.

3845

April 25, 1910.

Permit 3845

Abe C. Anderson,
Soda Springs, Idaho.

Sir:-

I am today in receipt of yours of the 21st inst., inclosing notice of proof of application of water to beneficial use. Publication notice will be mailed the Chieftain in due time and deposition blanks mailed you.

Very truly yours,

State Engineer.

By...

3845

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that on the 27th day of June, 1938, at Soda Springs, County of Bannock, State of Idaho, proof will be submitted of the application to beneficial use of 1 cubic feet per second of the waters of Soda Creek in accordance with the terms and conditions of Permit No. 3845, 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 Abe C. Anderson, David Anderson, P. W. Anderson, Niels Anderson, Sr., Henry, Idaho

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

3. The amount applied to beneficial use is 1 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) In NE 1/4 and NW 1/4 of Sec. 12, T. 9 S. R. 41 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 Anderson ditch

6. The right to take the water from such works is based upon Permit No. 3845

7. The source of supply from which such water is diverted is Soda Creek

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

June 3, 1938

D.G. Martin,
State Engineer

3845

Boise, Idaho, May 24, 1910

Permit No. 3845

J.O. Webster,
Water Commissioner,
Idaho, Falls, Idaho

Sir: -

Abe C. Anderson, David Anderson, P.W. Anderson,
and Hells Anderson, Sr., of Henry, Idaho, the holders
of Permit No. 3845, desire to make proof of beneficial
use of water of 1 second foot of the waters of Soda
Creek, on June 27, 1910.

Very truly yours,

State Engineer,

By _____

Enc. B.

State of Idaho

ENGINEERING DEPARTMENT

BOISE

JAMES STEPHENSON, JR.,
ENGINEER

INSTRUCTIONS.

Abe C. Anderson, et. al. Proof of Beneficial Use.

c/o H. Drewery, J.P.,

Boise, Idaho, May 21, 1910

Soda Springs, Idaho

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your permit No. 3845

Deposition of Permit Holder.

Depositions of Two Witnesses.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On June 27, 1910 the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Soda Springs, Idaho

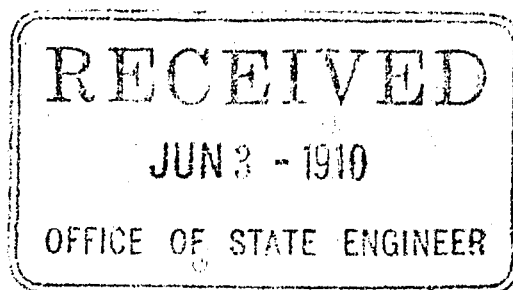
2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received, together with report of examining engineer, if everything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

Yours truly, D.G. Martin

~~JAMES STEPHENSON, JR.,~~

State Engineer.

3845



Soda Springs, Idaho,
May 31, 1910.

State Engineer,
Boise, Idaho.

Dear Sir:

In the notice of proof of application of water to beneficial use that you sent to the Editor of the Chieftain, first insertion May 26, 1910, under permit 3845; there is no mention of whom I am to make proof before; so if it is necessary to have it inserted please notify the Editor of The Soda Springs Chieftain. He informs me that it is a rule of printers to follow copies, and therefore cannot insert it.

Proof I think, is to be made before J. H. Drewery, Justice of the Peace.

Thanking you in advance for any information that is essential to the proof, I remain,

Yours truly,

Wm. C. Anderson.

I have not yet received the deposition blanks.

June 3, 1910.

Permit 3845

Editor Chieftain,
Soda Springs, Idaho.

Sir:-

I am today in receipt of a letter from Mr. Abe G. Anderson, the holder of above permit, calling my attention to the fact that the name of the notary had not been put in the publication notice. I am sending you herewith a blank notice with this insertion which please put in the notice now being

Very truly yours,

State Engineer.

By...

3845

June 3, 1910.

Permit 3845

Abs C. Anderson,
Goda Springs, Idaho.

Sir:-

I am today in receipt of yours of the 31st ult. In reply would say that I have today written the editor of the Chieftain asking him to insert the name of Mr. Drewery, the officer before whom proof is to be taken.

Deposition blanks were sent to Mr. Drewery on May 21st and he, no doubt, has them in his possession.

Very truly yours,

State Engineer.

By...

585

Report of Engineer

JUN 22 1910

OFFICE OF STATE ENGINEER

1. State name of applicant and number of permit: Abe C. Anderson, et al. Permit #3845
2. State source of water supply: Soda Creek
3. Location of point of diversion: Near center of NE $\frac{1}{4}$ Sec. 12, T. 9 S. R. 41 E. E. M.
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: 2.5 feet
 - (b) Width at water line: 3 "
 - (c) Depth of water: 1 "
 - (d) Grade per mile: 5 "
6. State whether or not water has been turned into works of diversion and if so, to what extent:

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: Parts of NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec 12 Tp 9 S R 41 E. all under cultivation about about 25 acres in each forty

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: Water has been used through this ditch and upon parts of this land for 25 years but no record was ever made

Robert
Water Commissioner
1st Div.

STATE OF IDAHO,

County of _____

ss.

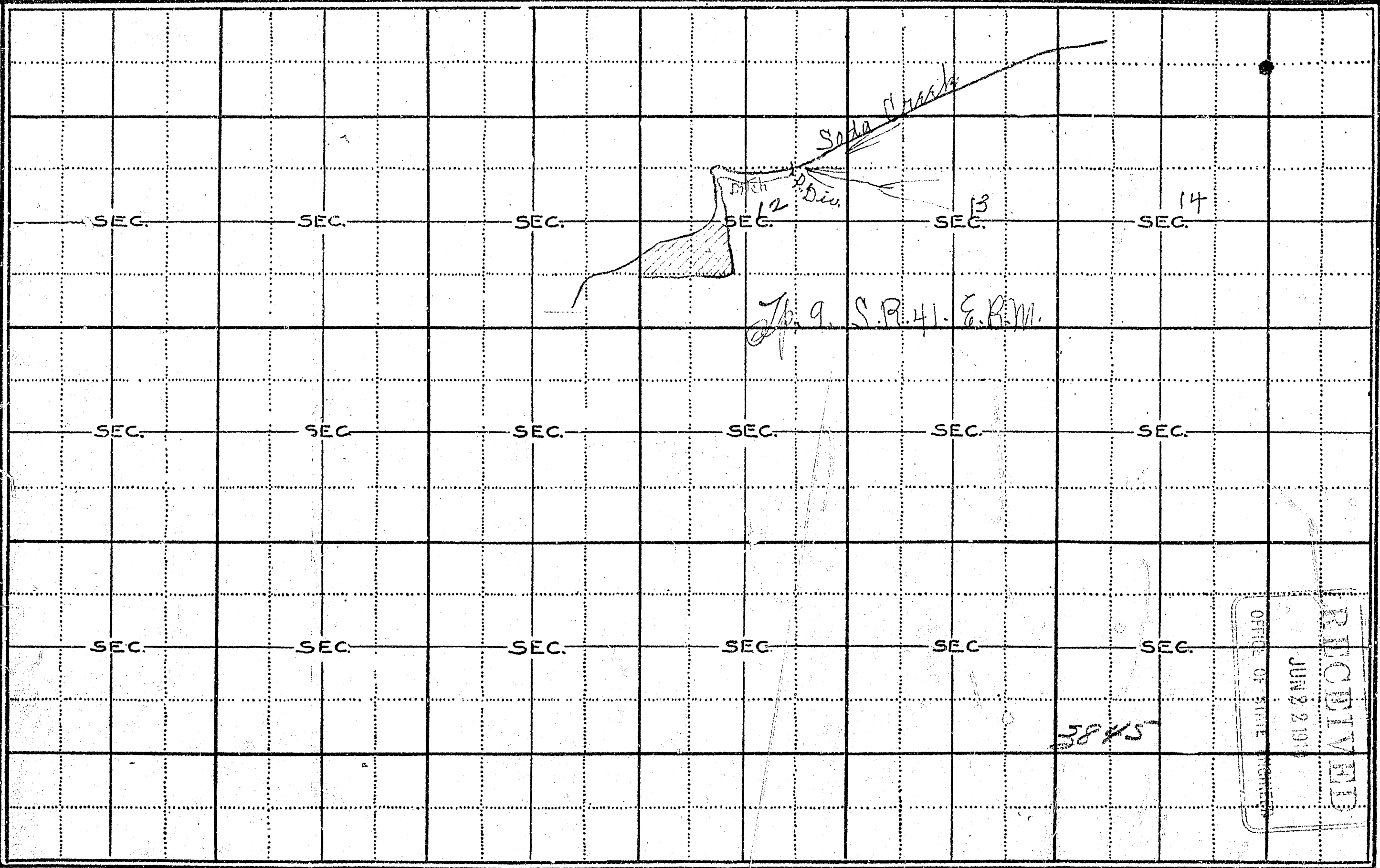
_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 190_____.

My Commission Expires _____

Notary Public.

3845



38 x 5

OFFICE OF STATE ENGINEER

JUN 22 1911

RECEIVED

June 20 1910
D. J. Martin
State Engineer
Boise Idaho

Dear Sir:

I inclose herewith report
relating to examinations of water
rights issued permits # 1218, 2109, and
3845. held by Bancroft Lumber Co., Guy C.
Walford, and Abe C. Anderson & others.

Yours Very Respect.
J. O. Webster

Permit No. 3845

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

RECEIVED

JUL 1 - 1910

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

Ans. Anderson, Abraham C. Soda Springs
Idaho. Age 45, Stock Raiser & Rancher

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. acting in behalf of Associates = including myself
Anderson, Abraham C. and Anderson, David. and Anderson,
Peter Ward, Anderson, ^{Sen. Field}

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

Ans. No 3845 June 3rd 1908 — June 3rd 1908

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

Ans. Soda Creek, Soda Springs, Idaho
Near Center of North East 1/4 of Sec 12 T. 9. S. R. 4. 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 & Flume = (Ditch 1/3 mile - 7 Rods flume
Then 2/3 ditch) from place of where water is taken to place
of use = Ditch & flume is capable of carrying about
Three Cubic feet per second — Anderson 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. Domestic and Irrigation, Parts of The N.E. 1/4
and N.W. 1/4 of the S.W. 1/4 of Sec 12 T. 9. S. R. 4. B. M.
about 25 acres in each subdivision.

Ques. 7. If for other than irrigation purposes, 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. one cubic foot per second

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. 2500

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 _____

THE YORK CO., PRINTERS & BINDERS, 7818

day of _____

A. D. 1910

County of _____

State of Idaho, on this _____

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 _____

(Sign) _____

Spring Creek.

Answering The last 25 years or thereabout - by _____
ditch - about 10 miles, running only about 10 acres
being insufficient to cover the lands herein
described - paid 10 miles of water appropriated from
Spring Creek.

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. July 1909 about 30 miles, turned on Road through
ditch & Irrigation, = May 1910 75 to 100 miles
turned on Road through Ditch & Irrigation.

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

Permit No. 3845

Proof of Application of Water to Beneficial Use

RECEIVED

DEPOSITION OF WITNESS

JULY - 1910

OFFICE OF STATE ENGINEER

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

Ans. Verham, Henry Age 27, occupation
farm laborer, Soda Spring IdahoQues. 2. Are you acquainted with Anderson, Abraham C. and Anderson the
associates
holder of Permit No. 3845? How long have you known them and where does they reside?Ans. about 6 years — Soda Spring,
Idaho,Ques. 3. Have you read or heard read said Permit No. 3845, 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. Soda Creek — near center of NE $\frac{1}{4}$
of Sec 12 T9 S R 41 E B. M. by
ditch and flume

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. about 3 Cubic feet — 2 Cubic feet

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. Irrigation and Domestic Use — Part of
The NE $\frac{1}{4}$ and of The NW $\frac{1}{4}$ of The SW $\frac{1}{4}$ of Sec
12 T9 S R 41 E B M about 25 acres
in each subdivision

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

Ans. _____

3845

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. Partly Clay — Sandy & Generally
Brush land — about one miner's inch
per acre.

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Received and filed

SYMS-YORK CO., PRINTERS & BINDERS, BOISE
7817

A Pleasant
Follower of the Race

day of June A. D. 1910

testimony was subscribed and sworn to before me, at my office in
Booda Springs *Boomer* County of _____, State of Idaho, on this
27th

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

(u8!5)

Ans. July 1909 about 1 Cubic foot
over about 25 or 30 acres - Runway etc.
of this season of 1910 to date, about 2
Cubic feet - covering about 50 acres.

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.

AMS.

in what way and to what extent?

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so,

Permit No. 3845.

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

RECEIVED

JUL 3 - 1910

OFFICE OF STATE ENGINEER

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

Ans. Harsen, Fred. Age 34, Soda Springs,
Farmer, Soda Springs, Idaho.Ques. 2. Are you acquainted with Anderson, Abraham C. and the
associates
holder of Permit No. 3845? How long have you known them and where does they reside?Ans. about 16 years - Soda Springs,
IdahoQues. 3. Have you read or heard read said Permit No. 3845, 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. Soda Creek - near center of NE 1/4
of Sec 12 T9, S R 41 E 13 M by ditch
and flume

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. about 3 second feet - 2 second feet

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. Irrigation & domestic purposes - in the
following subdivisions - Part of the N 1/2 of the S.W.
1/4 of Sec 12 T9, S R 41 E 13 M about
50 acres in all

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

Ans.

3845

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. Part of this land is sandy - Part clay
& Partly covered originally by sage brush &
about one Miner's inch per acre.

3845

Permit No. _____

Proof of Application of Water to
Beneficial Use

DEPOSITION OF WITNESS

Received and filed _____

EVANS, YORK CO., PRINTERS & BINDERS, 80118
7817

Justice of the Peace

day of *June* A. D. 19*10*

Boomer

County of _____, State of Idaho, on this

29th

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

Ada, Idaho

Frank Johnson (Sign)

Ans. *July 7 August 1909 about 30 inches*
about 25 inches June 1910 about 100 inches
covering about 50 acres land

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. *No*
Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

July 6, 1910.

Permit 3845

Abraham C. Anderson,
Soda Springs, Idaho.

Sir:-

Am in receipt of depositions of yourself and witnesses in proof of beneficial use of water under above permit. These have been checked with the report of the water commissioner and are satisfactory. As soon as the affidavit of publication is received, together with fees amounting to \$4.00, the matter of issuing license will be taken up.

Very truly yours,

State Engineer.

By...

3845

RECEIVED

JUL 9 1910

OFFICE OF STATE ENGINEER

Soda Springs, Idaho,
July 6, 1910.

J. L. Martin, State Engineer,
Boise, Idaho.

Dear Sir:

Enclosed herewith find check for
Four Dollars, and Publication and
Affidavit of same.

It was not sent with the Depositions
because the Editor was away from home.

Trusting you have received the depositions
and the report of the examining engineer
and that everything is alright, and that I
will receive the license before long I
remain,

Yours truly,
Abel C. Anderson.

3845

Affidavit of Publication.

RECEIVED

JUL 9 1910

State of Idaho,

County of Bannock,

ss

I, G. M. Campbell, do solemnly swear that I am the manager of the SODA SPRINGS CHIEF ENGINEER

paper of general circulation published once each week at Soda Springs, Bannock County, State of Idaho.

that the notice attached hereto, and which is a part of this affidavit, and a part of the proof of publication,

was published in said newspaper for four consecutive weeks; the first publication being made on the

2nd day of June 1910; that said notice was published in the regular and en-

tire issue of every number of the paper during the period and times of publication, and that the notice was

published in the newspaper and not in a supplement. That said paper was published weekly at said Soda

Springs, Idaho, for the period of more than one year immediately preceeding the said 2nd day of

June 1910.

G. M. Campbell

Subscribed and Sworn to before me this 5th day of

July, A. D., 1910.

L. E. Eastman

Notary Public.

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

Notice is hereby given that on the 27th day of June, 1910, at Soda Springs, County of Bannock, State of Idaho, before H. Drewery, J. P., proof will be submitted of the application to beneficial use of 1 cubic foot per second of the waters of Soda Creek, in accordance with the terms and conditions of Permit No. 3545, 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 Abe C. Anderson, David Anderson, P. W. Anderson, Niels Anderson, Sr., Henry Idaho.

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

3. The amount applied to beneficial use is 1 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) in NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec 12 T. 9 S. R. 41 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 Anderson ditch.

6. The right to take the water from such works is based upon Permit No. 3545.

7. The source of supply from which said water is diverted is Soda Creek.

8. The date of the priority which said user is prepared to establish is June 3, 1908.

D. G. MARTIN, State Engineer

Copy of

July 9, 1910.

Permit 3845

Abe C. Anderson,
Soda Springs, Idaho.

Sir:-

I am today in receipt of yours of the 6th inst. inclosing affidavit of publication and fees for proof of beneficial use of water under above permit. Inclosed find receipt. License will be issued and forwarded to you just as soon as we can get around to it. It may be ten days or two weeks before this can go forward.

Very truly yours,

State Engineer.

R2776

By...

3845

Boise, Idaho, August 8, 1910

Permit No. 3845

Abe C. Anderson,
Henry, Idaho

Sir:--

Inclosed herewith find Water License
issued under above Permit.

Very truly yours,

State Engineer

By _____

Enc L.

3845

 Bannock County °
 Soda Creek °
 1 second foot °
 Irrigation and domestic °
 Priority 6-3-1908 °
 ++++++

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

Water License No. 3845

WHEREAS, On the 3rd day of June, A.D. 1908, ABE C. ANDERSON, DAVID ANDERSON, PETER W. ANDERSON, NIELS ANDERSON, SR., of Henry County of Bannock, State of Idaho, duly made application (No. 5279) to me for a permit to use 1 cubic foot per second of the waters of SODA CREEK, County of Bannock, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 25th day of July, A.D. 1908, Permit No. 3845, was issued to said applicants for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 25th day of July A.D. 1909, and for the application to beneficial use of said water on or before the 25th day of July, A.D. 1910, and

WHEREAS, On the 19th day of July, A.D. 1909, ABE C. ANDERSON, DAVID ANDERSON, PETER W. ANDERSON & NIELS ANDERSON, SR., the holders of said permit duly made proof of the completion of adequate works for the diversion of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 3845, dated August 17, 1909, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1 cubic foot per second of the waters of Soda Creek, with date of priority of June 3, 1908, and

WHEREAS, On the 27th day of June, A.D. 1910, ABE C. ANDERSON, DAVID ANDERSON, PETER W. ANDERSON & NIELS ANDERSON, SR., the holders of said permit duly made proof of the application to beneficial use 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 ABE C. ANDERSON, DAVID ANDERSON, PETER W. ANDERSON, NIELS ANDERSON, SR., of Henry, County of Bannock, State of Idaho, the holders and owners of said Permit No. 3845, a perpetual right, dating from June 3, 1908, to the use of one (1) cubic foot per second of the waters of Soda Creek, 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 near the center of northeast quarter of section 12, township 9 south, Range 41 East of the Boise Meridian, and conducted to and upon 50 acres as follows: (25 acres in the northeast quarter of southwest quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) and 25 acres in Northwest quarter of Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) in Section 12, township 9 South of Range 41 East of the 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 second day of August,
 A.D. Nineteen hundred and ten.

(SEAL)

Recorded August 2, 1910

D.G. Martin
 State Engineer

11 3027

