

No. 11775.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Fredrick Nate.

Postoffice address: Dingle.

County: Bear Lake. State: Idaho.

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

3. Source of water supply: springs, seepage, and surplus water of (unnamed) stream.

4. Location of point of diversion: about 30 rods due east from the SE Corner of the SW $\frac{1}{4}$ of Sec. 10. Tp. 14 S. R. 44 E. B. M.

County of Bear Lake.

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

I. Irrigation and domestic use:

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

(b) In the following legal subdivisions: S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Sec. 10, Tp. 14 S. R. 44 E. B. M.

6. Estimated cost of works: \$200.00

7. Description of works for diversion:

I. Kind of works: dam and ditch.

II. Dimensions of works:

(a) Height of dam three feet, length of dam at top thirty feet, length of dam at bottom twenty feet. Material used in construction: earth.

(c) Size of headgate: Width see (c).

(d) Conduit ditch, width at bottom four feet, width at water line six feet, depth of water one foot, see (d). Average gradeper mile is about 6 feet. Length of conduit is $\frac{1}{2}$ mile and it crosses the following quarter sections: on line between Secs. 10 and 15 (part way) Tp. 14 S. R. 44 E. then runs into SW $\frac{1}{4}$ of Sec. 10, Tp. 14 S. R. 44 E. B. M.

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

9. Time required for the complete application of the water to the proposed use is no additional years.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

Fredrick Nate,

Applicant.

By.....J. H. Grimmett.....Agent.

Remarks: (c) Do not expect to use headgates.

(d) Not certain as to the size of ditch required to carry one cubic foot per second but ditch will be made the right size for that purpose.

The applicant has used the water applied for in this application for quite a number of years, and is making this application for the purpose of getting permission to complete the works and perfecting title to said water.

APPROVAL OF STATE ENGINEER.

The number of this permit is 7965.

Date of first receipt at office of State Engineer: 9.00 a.m. December 16, 1911.

Returned to applicant for correction: December 18, 1911.

Corrected application received: December 22, 1911.

Recorded in Book 25 Page 7965 Approved January 20, 1912.

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

Work to begin on or before March 20, 1912, 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 20, 1913.

The whole of said work to be completed on or before January 20, 1914.

Beneficial use of water appropriated in accordance herewith, to be made on or before January 20, 1914.

Witness my hand this twentieth day of January, 1912.

A. E. Robinson,

State Engineer.

7083

Proof of completion of works made November 17, 1913.
Certificate of completion of works issued February 14, 1914.

PERMIT NO. 7965

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Frederick Mate, of Dingle, County of Bear Lake and State of Idaho, the holder of Permit No. 7965, issued upon Application No. 11775, bearing date of priority of December 16, 1911, authorizing the diversion of one (1) second-foot of the waters of an unnamed stream, 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 one (1) second foot of the waters of an unnamed stream; that the point of diversion of said waters is about 30 rods due east from the SE Cor. of SW $\frac{1}{4}$ of Sec. 10, T. 14 S., R. 44 E. B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: S $\frac{1}{2}$ of SW $\frac{1}{4}$, Sec. 10, T. 14 S., R. 44 E. B.M., containing 50 acres.

Witness my hand this 14th day of February, A. D. 1914.

F. P. KING,

State Engineer of the State of Idaho.

License issued for 1/4 second foot

195
Census Mfr. W. South 14 Co. - BBA

SEC. 10
SEC. 11
SEC. 12

SEC. 13- SEC. 14- SEC. 15- SEC. 16- SEC. 17-

SEC. SEC. SEC. SEC. SEC.

* contacts with the press and

[illegible]

57

7965

AS APPROVED

JAN 20 1965

A. E. ROBINSON
CHIEF ENGINEER

7965

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON
STATE ENGINEER

Permit #7965-Nate

Boise, Idaho, Jun. 27, 1912

J. H. Grinnott,

Paris, 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.

A. E. ROBINSON,
State Engineer.

7965

State of Idaho

ENGINEERING DEPARTMENT

F. P. KING,
STATE ENGINEER

BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Frederick Hato,
Dingle.

Boise, Idaho,

Oct. 1, 1913.

Dear Sir:

Under the terms of your permit No. 7965, you are required to complete your diversion works on or before Jan. 20, 1914. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

F. P. KING,

State Engineer

7965

Permit No. 7965

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS
AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bear Lake

ss.

Frederick Nate

, being first duly sworn upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 7965 and that his postoffice address is Dingle, Idaho.
State of

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by January 20, 1914.

Third: That the use for which said water is intended is irrigation and domestic.

Fourth: That on the date above mentioned, the works constructed under said permit were (or ~~XXXXXX~~) fully completed and consisted of the following:

I. Kind of works: dam and ditch.

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

II. Dimensions of work:

(a) Height of dam three feet, length of dam at top thirty feet, length of dam at bottom twenty feet. Material used in construction earth.

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

(b) Capacity of reservoir acre feet.

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

(d) Conduit ditch width at bottom four feet, width at water line six feet, depth of water one foot; diameter of pipe inches:

average grade per mile is about six feet. Length of conduit is one-half miles.

Fifth. That said works are capable of conducting to the place of intended use one cubic foot per second feet of water.

Sixth. That water appropriated under said permit is available for 50 acres of land described as follows: S $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, Twp. 14 S. R. 44 E. B. M.

Seventh. Remarks: That

RECEIVED

NOV 20 1913

OFFICE OF STATE ENGINEER

Frederick Nate
Sign here.

7965

Subscribed and sworn to before me this 17th day of November, 1913.

My commission expires

Notary Public

State of Idaho
ENGINEERING DEPARTMENT
BOISE

F. P. KING,
STATE ENGINEER

Fredrick Hate,
Dingle, Idaho.

Oct. 1, 1913.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your permit No. **7965**, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

F. P. KING,
State Engineer.

7965

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 17th 1913

(P. O.) Dingle, Idaho

To the State Engineer,

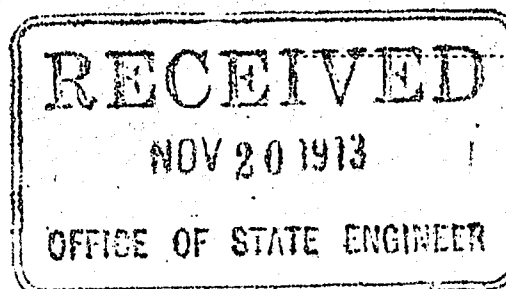
Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
PARIS POST..... of..... PARIS IDAHO..... published in the
county in which the works are situated.

Frederick State

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water
per second, the following certificate must be signed by a well known and competent engineer.)
I hereby certify that the facts set forth in the attached notice are true.



.....
Engineer.

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 20th day of January, 1912,
 at Paris, County of Blair, State of Idaho,
 before Smith Hogg, a Notary Public, proof will be submitted
 of the application to beneficial use of one ^{foot} cubic feet per second of the waters of
unnamed stream, in accordance with the terms and conditions of Permit No. 7265
 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
Frederick Hato, Dingle, Idaho.

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

3. The amount applied to beneficial use is 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)

S. 1/2 Sec. 10, Twp. 14 S. R. 44 E. B. M.

RECEIVED

NOV 20 1911

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

OFFICE OF STATE ENGINEER

6. The right to take the water from such works is based upon Permit No. 7265

7. The source of supply from which such water is diverted is Spring, seepage, and surplus
water of unnamed stream

8. The date of the priority which said user is prepared to establish is January 20, 1912.

7265

F. P. KING,
 State Engineer

DEEDS AND CONVEYANCING
U. S. LAND OFFICE BUSINESS
ATTENDED TO

U. S. COMMISSIONER
AND NOTARY PUBLIC
IN OFFICE

REAL ESTATE
ABSTRACTS
LOANS
INSURANCE

BEAR LAKE COUNTY ABSTRACT CO.

W. SMITH HOGG, MGR.

Paris, Idaho,

November 17th 1913.

State Engineer,

Boise City Idaho.

Dear Sir:

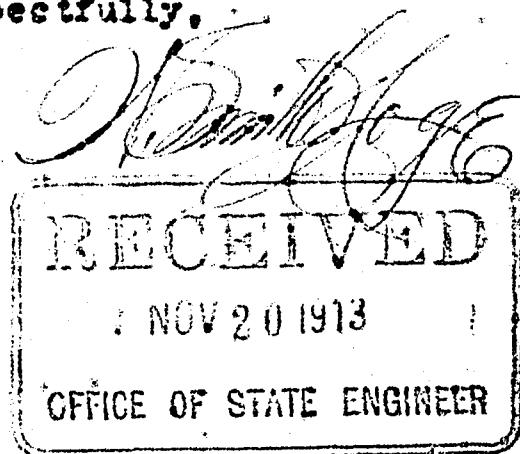
Inclosed herewith I hand you the following papers
in connection with Permit No. 7965, Frederick Yate:

Authorization to have published Notice of Proof,

Notice for Publication, (in duplicate)

Affidavit of Healer.

Yours very respectfully,



7965

Jan 20

November 20, 1913.

Permit 7965

Frederick Mate,
Dingle, Idaho.

Sir:

Am just in receipt of your affidavit for proof of completion of works and notices for proof of beneficial use of water under above permit. Upon receipt of fee of \$5.00 the certificate of completion will be issued.

The notice for publication for proof of beneficial use of water will be mailed to the Paris Post in time for the required four weeks publication prior to January 20th and deposition blanks will be mailed to Smith Hoge, before whom proof is to be taken.

Within the next week an engineer from this office will be at your place to make the examination for beneficial use of water. If possible, he will advise you later as to the exact date so that you may arrange to accompany him over the ground.

Very truly yours,

F. P. KING,

State Engineer.

By _____

7965

(P. O.)

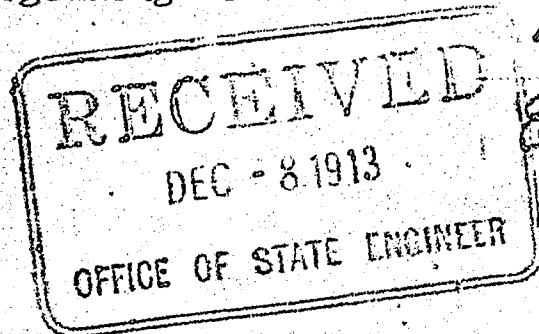
(Date)

Pais, Idaho
Dec 6, 1913

State Engineer, Boise.

Dear Sir:

I have your letter of Dec 2 enclosing Notice of Proof
of Beneficial Use of Water under Permit No. 7965 which will be published
as you request, beginning with our issue of Dec 12



W R Helmer
Editor, Pais Post

7965

REPORT OF ENGINEER

1. State name of applicant and number of permit: *Frederick Nater 17965*
2. State source of water supply: *unnamed stream*
3. Location of point of diversion: *About 30 rods due east from the SE cor. of the SW 1/4 of Sec. 10 T. 14 S. R. 44 E. B. 17*
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: *4'*
 - (b) Width at water line: *6'*
 - (c) Depth of water: *1'*
 - (d) Grade per mile: *6'*
 - (e) Capacity of ditch: *Over 50" or 1* second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent: *Unable to say to what extent water has been turned thru works. Indications on banks seem to show 1/2 capacity*
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: *SE 1/4 SW 1/4 Sec. 10. T. 14 S. R. 44 E.*
#2 10 acres Natural Meadow in SE 1/4 SW 1/4 Sec. 10, T. 14 S. R. 44 E., irrigation and stock purposes.
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: *The natural meadow on which the water is supposed to be applied does not show the beneficial use of water, consequently have allowed but 10" for irrigation and stock purposes*

J. M. Burkett

Nov 25, 13

STATE OF IDAHO,

County of _____

ss.

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

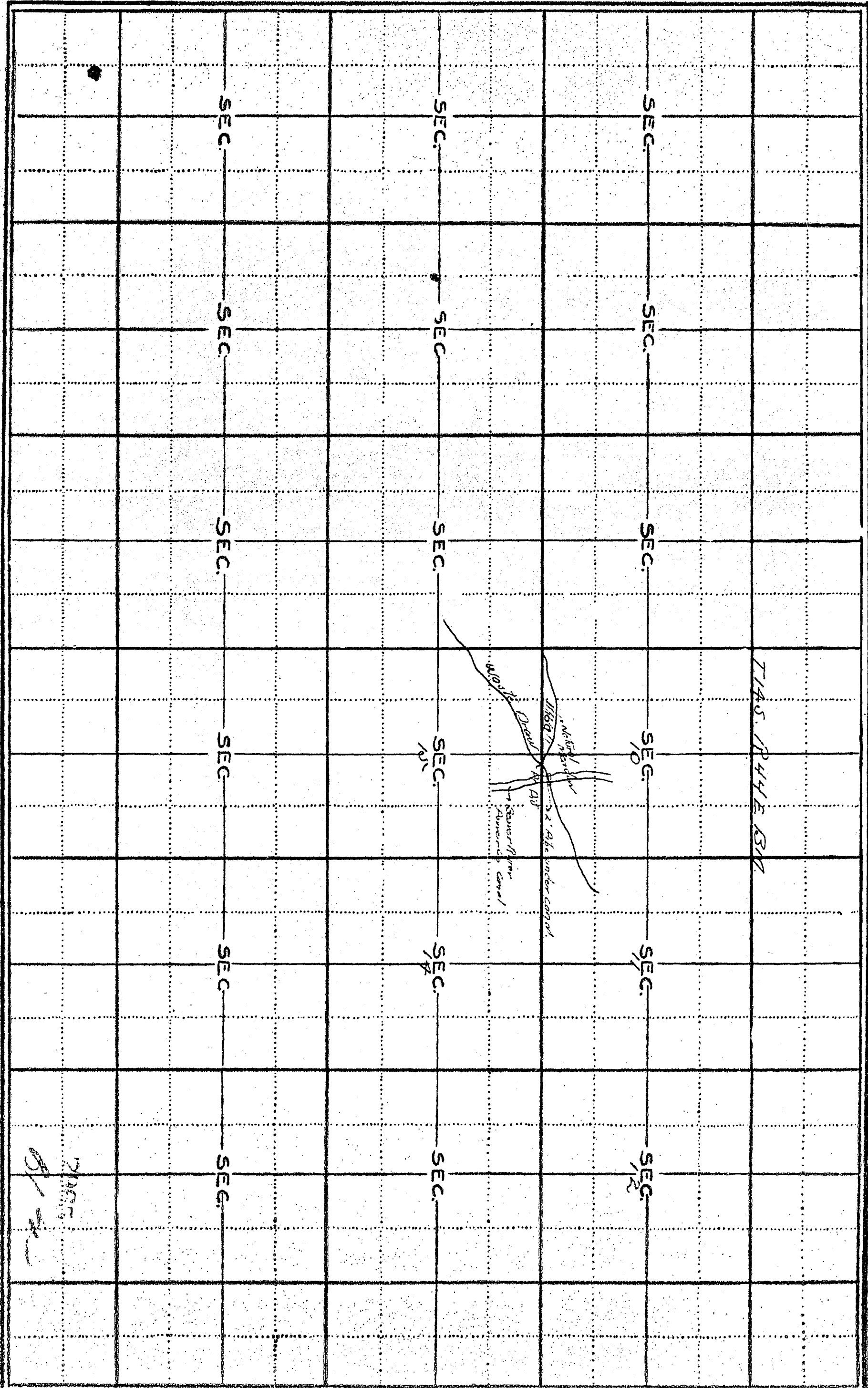
Subscribed and sworn to before me this _____ day of _____ 191

My Commission Expires _____

Notary Public.

17965

B/2



State of Idaho

A. E. ROBINSON
ENGINEER

ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS.

Proof of Beneficial Use.

Frederick Hato,
c/o Smith Hoge,
Paris, Idaho.
Dear Sir:

Boise, Idaho,

Dec. 22, 1913.

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

7965.

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 January 20th 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

2. When the Paris, before Smith Hoge, Notary Public 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,

A. E. ROBINSON
F.P.KING, ~~XXXXXXXXXXXXXX~~ State Engineer.

7965

DEEDS AND CONVEYANCING
U. S. LAND OFFICE BUSINESS
ATTENDED TO

U. S. COMMISSIONER
AND NOTARY PUBLIC
IN OFFICE

REAL ESTATE
ABSTRACTS
LOANS
INSURANCE

BEAR LAKE COUNTY ABSTRACT CO.

W. SMITH HOGE, MGR.

Paris, Idaho,

January 28th 1914.

State Engineer,

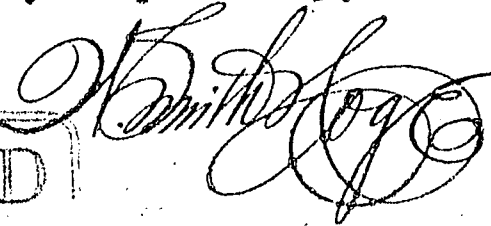
Boise City, Idaho.

Dear Sir:

Herewith inclosed I hand you
Depositions taken in connection with
Proof of Fredrick, Nate Water Notice.

Kindly advise me of anything farther
required in this connection to give the
Claimant a complete and perfect title to
this water. If there is any other
Proof required advise me as to time etc.,
as he has had his works completed for some
time and has also applied the water to
beneficial use.

Yours very respectfully,



RECEIVED

JAN 28 1914

OFFICE OF STATE ENGINEER

7965

PERMIT NO. 7965**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

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

Ans. Fredrick Nate, age 47, Dingle, Idaho, Rancher, Dingle, 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. I am acting on behalf of myself only.

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

Ans. # 7965, Jan. 20, 1912, date of priority 1896.

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

Ans. Springs, seepage, and surplus water of unnamed stream.

About 30 rods due east from the SE corner of SW $\frac{1}{4}$ Sec. 10, Tp. 14 S.R. 44 E.

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. An earth dam 30 feet long 3 feet high, three feet wide at top, and a canal or ditch 4 ft. wide at bottom 6 feet at water line, and depth of water one foot, capable of conveying one cubic foot of water per second from point of diversion to place of use, name of ditch "FRED NATE DITCH"

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have *actually* been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for irrigation and domestic purposes, used in the S $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, Tp. 14 S. R. 44 E. B. M., I have irrigated fifty acres, 30 acres in the west forty and 20 acres in the east forty. It is natural meadow land and has been improved greatly in the matter of crops produced on the land and it has also provided a watering place for my animals which is a great consideration for it were not for this ditch I would be obliged to drive my animals about two miles to water. I consider~~ation~~ the improvement to the land at least \$1500.00 by having the water there.

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

Ans. It is for no other purpose except irrigation my land and watering my stock.

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. I am the person who made application for the permit.

7965

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

Ans. During the spring and summer season I use it for irrigating my meadow, and for watering my stock and horses I use it practically every day in the year.

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. During the early spring and summer I get some water from the Grimmett Ditch, for irrigating some of this land, but cannot depend upon it ~~with~~ entirely; either for irrigation nor watering my stock, as it is impossible to get water through that ditch in the winter months.

(Sign) *Frederick State*

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 Paris, County of

Bear Lake, State of Idaho, on this 20th day of January

A. D. 1914.

*My Commission expires
December 1, 1915.*

[Signature]
Notary Public.

Permit No. 7965

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. George Nate, age 27 years, Laborer, Dingle, Idaho.

Ques. 2. Are you acquainted with Fredrick Nate, the holder of Permit No. 7965? How long have you known him and where does he reside?

Ans. Ten or fifteen years, he lives at Dingle, Idaho.

Ques. 3. Have you read or heard read said Permit No. 7965, and are you familiar with its provisions and conditions?

Ans. Yes sir.

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. The water comes from springs, seepage, and surplus waters of an unnamed stream, and is taken out through a dam and ditch, the dam is about twenty-five to thirty feet long and about three feet high and the ditch is four feet wide and a foot or foot and half deep.

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. I estimate that it will safely conduct one cubic foot per second and have seen at least that much so conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. It is used for irrigating about fifty acres of land in the S $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, T. 14 S. R. 44 E. B. M., and also for watering his stock and horses, it is meadow ground and by having the water there his land has been greatly impoved both in producing crops and in value by having the water on the claim.

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

Ans. It is not for power.

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. It is meadow ground and I estimate that he needs the full one cubic foot per second.

7965

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 sir I have no interest in either the water or land.

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

Ans. In the early summer or spring I have seen the water diverted over the entire fifty acres for irrigating the meadow and at any other time of the year when I have been there either summer or winter I have seen it used for watering his stock and horses.

(Sign) *Geo. J. ...*

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in Paris, County of Bear Lake, State of Idaho, on this 20th day of January A.D. 1914.

Notary Public.

My Commission Expires December 1st 1915.

Permit No. 7965

• Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. George I. Sparks, age 26, Dingle, Idaho, Laborer.

Ques. 2. Are you acquainted with Fredrick Nate, the holder of Permit No. 7965? How long have you known him and where does he reside?

Ans. Fifteen years, he resides at Dingle, Idaho.

Ques. 3. Have you read or heard read said Permit No. 7965, and are you familiar with its provisions and conditions?

Ans. Yes sir.

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. *The water comes from springs and seepage and surplus of an unnamed stream.*
A dam and ditch; the dam is about thirty feet long and three feet high, and the ditch is about four or five feet wide and 12 or eighteen inches deep.

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. One cubic foot per second.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. It is used for irrigating about fifty acres of land and watering his stock and horses, and is used on the S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 10, Tp. 14 S. R. 44 E. B. M., it is natural meadow land and he irrigates about 25 or 30 acres in each of the two forties. It has improved the land a good deal for producing hay, and is also a great improvement to the place if having the water there for irrigating his stock.

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

Ans. It is not for power purposes.

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. It is natural meadow land and I estimate that it would require one second foot per second to successfully irrigate it.

7965

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 sir none whatever.

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

Ans. Practically every day in the year that I have been on the place as he uses it for watering his stock all the time and irrigating his meadow during the early part of each season, and it is used either in one way or the other all the time.

(Sign)

George C. Foster

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in Paris, County of Bear Lake State of Idaho, on this 20th day of January A. D. 1914.

[Signature]

Notary Public.

My Commission Expires December 1st 1915.

January 23, 1914.

Permit 7965 - P.Hate

W. Smith Hoge,
Paris, Idaho.

Sir:

Am today in receipt of your letter enclosing depositions for proof of beneficial use of water under above permit. In reply would say that there remains to be filed the affidavit of publication, which can be obtained from the publisher of the Paris Post, and fees amounting to \$7.00; \$5.00 for proof of completion of works, made November 17, 1913, and \$2.00 for proof of beneficial use of water. Upon receipt of same the certificate and license will issue.

Very truly yours,

F. P. KING,

State Engineer.

By _____

7965

Affidavit of Publication

Notice for Publication

NOTICE OF PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 20th day of January, 1914, at Paris, county of Bear Lake, State of Idaho, before Smith Hoge, a Notary Public, proof will be submitted of the application to beneficial use of one cubic foot per second of the waters of unnamed stream, in accordance with the terms and conditions of Permit No. 7965 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 Frederick Nate, Dingle, Idaho.

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

3. The amount applied to beneficial use is one cubic foot per pound.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) S. 1, SW 1, Sec. 10, Tp. 14, S. R. 44 E, B. M.

5. The right to take the water from such works is based upon Permit No. 7965.

6. The source of supply from which such water is diverted is Springs, seepage, and surplus water of unnamed stream.

7. The date of the priority which said user is prepared to establish is December 16, 1911.

F. P. KING, State Engineer.

STATE OF IDAHO.

COUNTY OF BEAR LAKE, } SS

MR Helmer being first duly sworn, deposes and says that he is the Editor of

THE PARIS POST, a weekly newspaper published at Paris, Bear Lake County, Idaho, and that the said newspaper has a general circulation in said County and State;

that the attached notice, For publication

, was published in the said PARIS POST for Five successive weeks.

the first publication having been made on the 12 day of Dec, 1913, and the last on the

9th day of January, 1914;

and that the same was published in the newspaper proper and not in a supplement.

MR Helmer
Subscribed and sworn to before me this 10th day of February, 1914.

Smith Hoge
Notary Public

RECEIVED

My commission expires

FEB 13 1914

OFFICE OF STATE ENGINEER

Dec 16 1915

DEEDS AND CONVEYANCING
U. S. LAND OFFICE BUSINESS

ATTENDED TO

U. S. COMMISSIONER
AND NOTARY PUBLIC
IN OFFICE

REAL ESTATE
ABSTRACTS
LOANS
INSURANCE

BEAR LAKE COUNTY ABSTRACT CO.

W. SMITH HOGE, MGR.

Paris, Idaho,

February 10th 1914.

State Engineer,

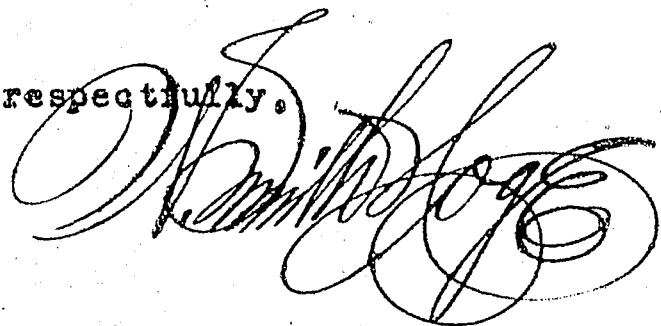
Boise City, Idaho.

Dear Sir:

As per your letter of the 28th ult., with reference to proof of beneficial use of water under permit No. 7965, F. Nate, will say that it was an oversight in not forwarding the fee with the papers; herewith I hand you check No. 1118 drawn in your favor in the sum of \$7.00 ; \$5.00 for proof of completion of works, made Nov. 17, 1913, and \$2.00 for proof of beneficial use of water.

Kindly forward certificate and license to me and I will in turn deliver them to Mr Nate.

Yours very respectfully,



P. S. I also hand you herewith Affidavit of Publication.

RECEIVED
FEB 13 1914
OFFICE OF STATE ENGINEER

7965

February 21, 1914.

Permit 7965- F.Nate

W. Smith Hoge,
Paris, Idaho.

Sir:

Am enclosing herewith certificate and license
issued under the above permit, together with re-
ceipts for fees.

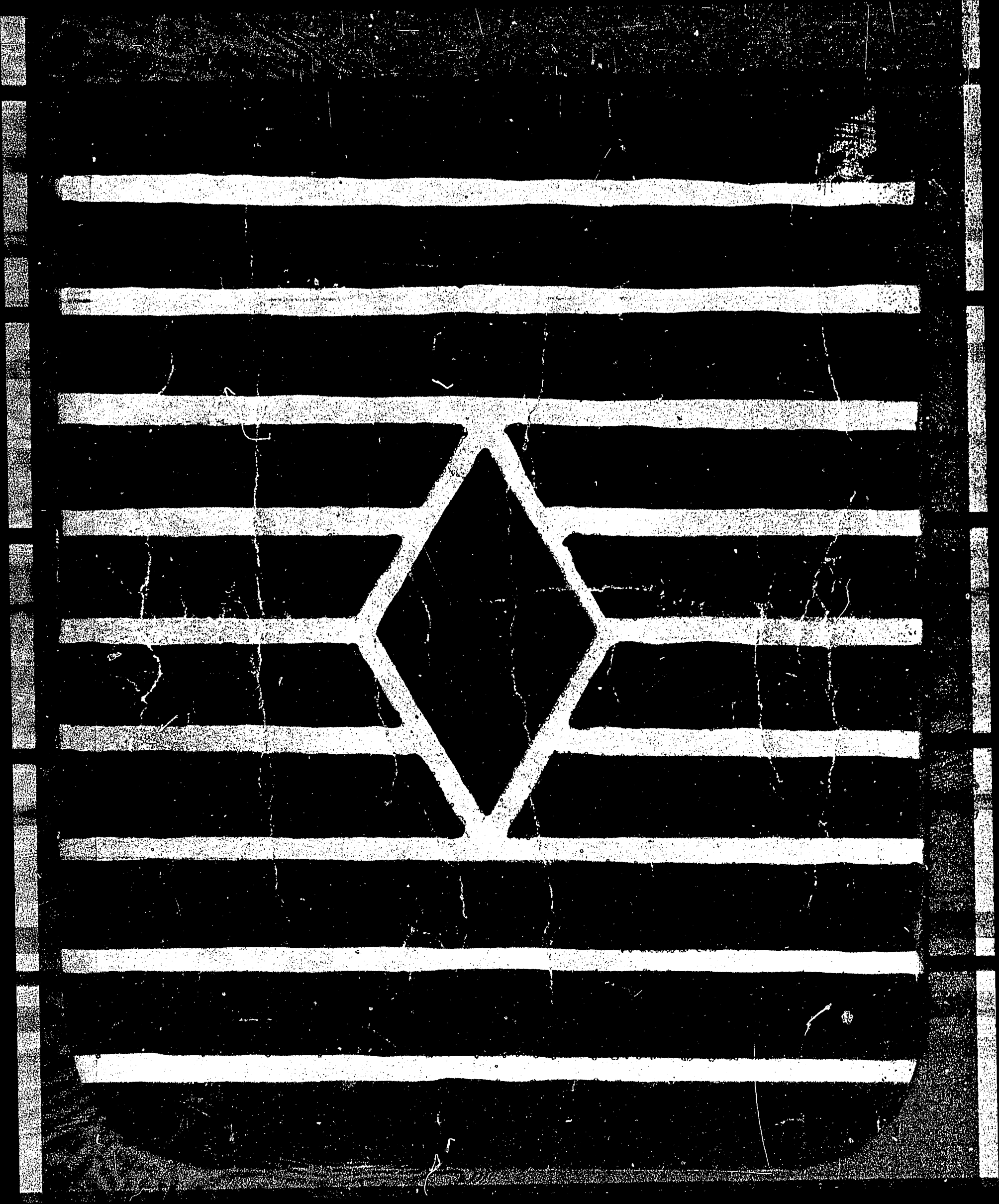
Very truly yours,

F.P.KING,
State Engineer.

C&L-R6245-6

BY

7965



County: Bear Lake
 Stream: Unnamed Stream
 Amount: 1/5 sec. ft.
 Use: Irrigation
 Priority: 12-18-1911

STATE OF IDAHO

Water License No. 7965

WHEREAS, On the 16th day of December, A. D. 1911, Frederick Nate,

of Dingle, County of Bear Lake, State of Idaho, duly made application (No. 11775) to me for a permit to use one (1) cubic foot per second of the waters of an Unnamed Stream

County of Bear Lake, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 20th day of January, A. D. 1912, Permit No. 7965 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 20th day of January, A. D. 1914, and for the application to beneficial use of said water on or before the 20th day of January, A. D. 1914, and,

WHEREAS, On the 17th day of November, A. D. 1913, Frederick Nate,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of one (1) cubic foot per second of said waters, as evidenced by my Certificate No. 7965, dated February 14, 1914, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one (1) cubic foot per second of said water, with date of priority of December 16, 1911, and

WHEREAS, On the 20th day of January, A. D. 1914, Frederick Nate,

the holder of said permit, duly made proof of the application to beneficial use of 1/5 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

Frederick Nate

of Dingle, County of Bear Lake, State of Idaho, the holder and owner of said Permit No. 7965, a perpetual right, dating from December 16, 1911, to the use of 1/5 of 1 cubic foot per second of the waters of an unnamed stream,

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 about 30 rods due east from SE Cor. of SW 1/4 of Sec. 10, T. 14 S., R. 44 E.B.M.,

and conducted to and upon about 10 acres on the SE 1/4 of SW 1/4, Sec. 10, T. 14 S., R. 44 E.B.M.,

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 14th day of February, A. D., nineteen hundred and fourteen.

F. P. KING,

(Seal)

State Engineer.

11 2044

