

No. 12513

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Hyrum M. Lau.

Postoffice address: Soda Springs

County: Bannock

State: Idaho

- I. If applicant is a corporation, give (a) Date and place of incorporation
 (b) The amount of capital stock.
 (c) The amount paid in.
 (d) Names and addresses of directors.

- II. The financial resources of the applicant are: (a) Cash on hand:
 (b) Treasury stock:
 (c) Bonds to be issued:
 (d) Other resources:

2. The quantity of water claimed is 3 1/10 cubic feet per second.

3. Source of water supply: Spring

4. Location of point of diversion: NW 1/4 SE 1/4 Sec. 21, Tp. 8 S. R. 42 E. B. M.

5. To be used for: Irrigation

County of Bannock

- I. Irrigation and domestic use: (a) Amount of land to be irrigated: 160 acres.
 (b) In the following legal subdivisions: E 1/2 NE 1/4 Section 30, S 1/4 SE 1/4 Sec. 19, Tp. 8 S. R. 42 E. B. M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated:

H. P. under

ft. head

[c] Is water to be returned to any stream?
return:

(d) If so, name stream and locate point of

6. Estimated cost of works: \$500.00

7. Description of works for diversion:

I. Kind of works: Ditch

II. Dimensions of works: [a] Height of dam feet, length of dam at top feet,
length of dam at bottom feet. Material used in construction:

[b] Capacity of reservoir

acre feet. [c] Size of headgate, width

Height

feet. (d) Conduit

Ditch

width at bottom 3

feet,

width at water line 3 1/6 feet, depth of water

feet, diameter of pipe

inches; average grade per mile is 10 feet. Length of conduit is 2 1/2 miles,
 and it crosses the following quarter sections: SW 1/4 Sec. 21, NE 1/4 Sec. 29, SW 1/4 Sec. 29, Tp. 8
 S. R. 42 E. B. M.

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

9. Time required for the complete application of the water to the proposed use is none 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.

Hyrum M. Lau.

Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9.00 a.m. May 29, 1912.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER.

The number of this permit is 8337 Approved June 20, 1912.
 Recorded in Book 26 Page 8337
 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:
 Bond in the sum of _____ to be filed on or before _____
 Work to begin on or before August 19, 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 December 20, 1915.
 The whole of said work to be completed on or before June 20, 1915.
 Beneficial use of water appropriated in accordance herewith, to be made on or before June 20, 1915.

Witness my hand this 20th day of June, 1912

A. E. Robinson
 State Engineer.

Remarks:

The land on which this spring is located belongs to Government

Proof of completion made May 14, 1915.

Certificate issued May 21st, 1915.

Permit No. 8337

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Hyrum M. Lau, of Soda Springs, County of Bannock and State of Idaho, the holder of Permit No. 8337, issued upon Application No. 12513, bearing date of priority of May 29, 1912, authorizing the diversion of 3.1 second feet of the waters of a spring, County of Bannock, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works if diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.2 second feet of the waters of a spring; that the point of diversion of said waters is in the NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 21, T. 8 S., R. 42 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: E $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 30, and the S $\frac{1}{2}$ of SE $\frac{1}{4}$, Sec. 19, T. 8 S., R. 42 E.B.M., containing about 60 acres.

Witness my hand this 21st day of May, A. D. 1915.

J. J. Smith,

State Engineer of the State of Idaho.

License issued for 2 1/2 second feet

Page 1926

Recorded by 913
 Checked by 913

Name of Applicant

James M. Allen

8337

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

19

20

21

James M. Allen

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

30

20

28

*4688
4642 E*

*4688
4642 E*

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

8337

8337

PERMIT MAP NO.
AS APPROVED

JUN 20 1912

A. E. ROBINSON
STATE ENGINEER

8337

FORM NO. 191

State of Idaho
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON,
STATE ENGINEER

Permit #8337

Boise, Idaho, July 2, 1912.

Byrum M. Lau,

Soda Springs, 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.

8337

GEO. W. EDGINGTON

EDWIN R. MILES

EDGINGTON & MILES
ATTORNEYS AT LAW
SALISBURY-EARL BLDG
IDAHO FALLS, IDAHO

June
tenth
1914.

Mr. F. P. King,
State Engineer,
Boise, Idaho.

RECEIVED

JUN 12 1914

OFFICE OF STATE ENGINEER

Dear Sir:

One Geo. C. Cundick was in the office to-day to have us fill out notices for publication, setting the date when he was to make proof of application of water to beneficial use. The number of his application for permit to appropriate water is 12579, and the number of the permit and approval of State Engineer Robinson is 8387.

Mr. Cundick was granted permit No. 6120 on application No. 8879 of May 20, 1910, but let the time expire for making proof of application to beneficial use and was granted the permit referred to above to make new filing. Mr. Cundick is apparently too late the second time.- today being the 10th of June there is not left a sufficient number of days to make four weeks notice by publication as is required by law, even though it could be made forthwith by us here, instead of sending it to Boise as is required by the Engineer's office.

Since making this second application the land, upon which the spring appropriated is located, has been filed upon by the third party, and is no longer unappropriated public land. What can Mr. Cundick do in the premises? Is it possible to have the date for making proof extended so that there will be time sufficient for publication of notices? or will Mr. Cundick be allowed to make another filing on this same spring? The ditches were completed and the water applied to a beneficial use in 1912 and have ever since been so used.

Thanking you for your prompt reply, we are

Very truly yours,
EDWIN R. MILES

Edwin R. Miles

8387

Boise, Idaho, June 17, 1914.

Permit 8337.

Edgington and Mises,
Idaho Falls, Idaho.

Gentlemen:--

Replying to yours of the 10th inst., would say that in our opinion the thing for Mr. Cundick to do is to refile, as proof of completion under his permit was due July 6, 1913. This I take it will require his obtaining permission from the man who has located the land. If, as you say, the ditches were completed and the water applied to beneficial use in 1912 and prior to the entry upon the land, I think probably relief could be obtained through the District Court but not through this office.

Very truly yours,

F. P. KING,

State Engineer.

By _____

W/C

8337

State of Idaho
ENGINEERING DEPARTMENT
BOISE

STATE ENGINEER

Hyrum M. Lan,
Soda Springs, Idaho.

April 6, 1915.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your permit No. ⁸³³⁷ 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,

J. H. Smith,

State Engineer.

8337

State of Idaho
ENGINEERING DEPARTMENT
BOISE

F. P. KING,
STATE ENGINEER

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Hyrum M. Ian,
Soda Springs, Idaho.

BOISE, IDAHO,

April 6, 1915.

DEAR SIR:

Under the terms of your permit No. 8337, you are required to complete your diversion works on or before June 20, 1915. 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,

J. H. Smith ~~XXXXXX~~

State Engineer.

8337

Loda Springs Ida.

May 13 1900

Mr. J. H. Smith, Boise Ida.

Dear Sir: Could I also include, as land to be irrigated, under Permit No 9657 S.E. 1/4 of N.E. 1/4 of Sec 30. T8S. R. 42 E. B.M. As under Permit No 8337 I find that the spring is not going to furnish sufficient water to make proof on my Desert Land Entry. Legally described in Permit No 8337. Said water is carried through same ditch which is completed and ready to be applied to beneficial use. Will you kindly advise me what to do in order to make this change and if this land may be appended as part of application No 9657.

Yours very truly

Wm. L. Lusk

Wm. L. Lusk

8337

May 5, 1915.

Permit 8337.

Mr. H. M. Lau,
Soda Springs, Idaho.

Sir:

Replying to your letter of the 3rd would say that you should file application for amendment of permit, upon the enclosed form. The said application should be supported by maps in duplicate.

Very truly yours,

J. H. SMITH,

State Engineer.

AA-2MF

By _____

8337

May 29, 1915.

Permit 8337.

Hyrum A. Lee,
Soda Springs, Idaho.

Sir:

Am enclosing herewith certificate of completion
of works, with receipt for fee.

Very truly yours,

J. E. SMITH,

State Engineer.

CCW -8337

By _____

8337

Permit No. 5337

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bonneville

ss.

Benjamin H. Fair, 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. 5337, and that his postoffice address is Loda Springs State of Idaho.

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 30th, 1915.

Third: That the use for which said water is intended is Irrigation.

Fourth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Ditch
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam _____ feet. length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____

(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 3 feet, width at water line 3 1/2 feet, depth of water _____ feet; diameter of pipe _____ inches; average grade per mile is 13 feet. Length of conduit is 2 1/2 miles.

Fifth: That said works are capable of conducting to the place of intended use 3 1/2 second feet of water.

Sixth: That water appropriated under said permit is available for 60 acres of land described as follows: E 1/4 Sec 30, T 8 N, R 12 E, B 7 M

Seventh: Remarks: That this stream will provide water for 60 acres

Sign here.

Subscribed and sworn to before me this 14 day of May, 1915.

My commission expires Nov 17, 1915

Notary Public

Soda Springs

Mr J. A. Smith June, 2, 1915

Barre Ida,

Dear Sir: The water for
Permit No 9657 and 8337,
will be put to beneficial use
by July 15th. I would like
to make proof on both at
same time. I have Jackson
at Bancroft Aug 14th. if
you will please furnish me
blanks for publication of
both Permits

Yours very truly

RECEIVED

JUN 5 - 1915

OFFICE OF STATE ENGINEER

W. R. 8337
Soda Springs
Idaho

June 5, 1915.

Permits 8338-9657.

Mr. H. M. Lan,
Soda Springs, Idaho.

Sir:

Am enclosing two sets of publication notices
for final proof under above permit. Notice should
be sent in in duplicate.

Very truly yours,

J. H. SMITH,

State Engineer.

4Y10

By _____

8337

Soda Springs Ida

June 10, 1915

Mr J. A. Smith

Boise, Ida.

Dear Sir Enclose herewith
notices for publication of
final report. Permits No 8337
and 9667, and trust you will
find same complete.

Yours very truly
A. M. Lee

JUN 12 1915

8337

JUN 12 1915

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 14th day of August, 1915,
 at Soda Springs, County of Bannock, State of Idaho,
 before Herbert Hersley Notary Public, proof will be submitted
 of the application to beneficial use of 1 3/4 cubic feet per second of the waters of
a Spring, in accordance with the terms and conditions of Permit No. 8337
 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 A. M. Lane

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

3. The amount applied to beneficial use is 1 3/4

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)

E 1/2 of NE 1/4 Sec 30 S 1/2 of SE 1/4 Sec 19
T 4 P 8 R 42 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

Formation ditch

6. The right to take the water from such works is based upon Permit No. 8337

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

Spring

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

July 2-3-1912

A. M. Lane

State Engineer.

8337

Aug 14

June 17, 1915.

Permit 8337.- 9657

Mr. H. M. Lau,
Soda Springs, Idaho.

Sir:

We are in receipt of your notices for final proof under above permit. The notices for publication will be mailed to the Soda Springs Chieftain for the required four weeks publication prior to August 14th and deposition blanks will be mailed to Mr. H. Horsley, notary public.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

8337

(P. O.) Soda Springs, Ida.
(Date) July, 13, 1915

State Engineer, Boise.

Dear Sir:

I have your letter of July, 13, 1915 enclosing Notice of Proof
of Beneficial Use of Water under Permit No. 8337 which will be pub-
lished as you request, beginning with our issue of July, 22, 1915.

J. M. Corbin
Editor Chief Claim

8337

STATE OF IDAHO
ENGINEERING DEPARTMENT

F. P. KING,
STATE ENGINEER

BOISE

INSTRUCTIONS
PROOF OF BENEFICIAL USE

H.M. Lau,
c/o Herbert Horsley,
Soda Springs, Idaho.

BOISE, IDAHO, July 28, 1915.

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. **8337**.

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 August 14th, 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, before Herbert Horsley, N.P.**

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,

J.H. SMITH, ~~F. P. KING~~,
State Engineer.

8337

HERBERT HORSLEY

(Wholesale and Retail)

GENERAL MERCHANDISE

BOOTS AND SHOES

LUMBER, LATH, SHINGLES, DOORS, WINDOWS, BUILDING PAPER,
PAINTS, OIL, GLASS, ETC., ETC.

Soda Springs, Idaho, 8-14-15

Mr J H Smith

State Engineer

Boise

Dear Sir:-

I herewith enclose Proof of Application
of Water to Beneficial use.of Hyrum M Lau.and
his witnesses.C.C.Rose and John L Thiel.

I also
send you \$8.00 for fee for same.

I would very
respectfully suggest.that you appoint.C.B.Wilson.
of this place.as examining Engineer.as he is
quite competent in my opinion to fill the position.
Mr Wilson.came here about thirty years ago.and he
is well posted on engineering work.and is also well
acquainted with most all the land in and around
Soda Springs.

Very Respectfully Yours

Herbert Horsley

RECORDED
AUG 16 1915

FILE OF CITE

PERMIT NO. 8337

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

AUG 16 1915

STATE OF CALIF. NO. 101

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

Ans. Hyman W. Law 44 Soda Springs, Farmer Soda Springs, 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. _____

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

Ans. 8337 June 20 1912 July 23 1912

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

Ans. Spring NW 1/4 SE 1/4 Sec 21 T 8 S R 42 E B W

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 width at bottom 3 ft. width at water line 3 1/2 ft. Ave grade per mile = 10 ft. Length 2 1/2 miles. 1 1/4 cfs. Law Spring.

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. Irrigation & Domestic. E 1/2 NE 1/4 Sec 30 T 8 S R 42 E B W.
NE 1/4 NE 1/4 Sec 30 = 8 Acres Cultivated. Ploughing & seeding.
SE 1/4 NE 1/4 30 = 12 do do do

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 inch to acre

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. _____

8337

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

Ans. July 15 1914 By irrigation full amount and extent

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. None

(Sign) Hyrum M. Lane

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 14 day of August

A. D. 1915

Herbert Hosley
Notary Public

Permit No. 8334

Proof of Application of Water to Beneficial Use

AUG 16 1915

DEPOSITION OF WITNESS

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

Ans. John L. Huel 34 Soda Springs Farmer Soda Springs Idaho

Ques. 2. Are you acquainted with

Hyrum M. Lau

the

holder of Permit No. 8334? How long have you known him and where does he reside?

Ans. Yes 20 years Soda Springs

Ques. 3. Have you read or heard read said Permit No. 8334, and are you familiar with its provisions and conditions?

Ans. Yes 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. Spring NW 1/4 SE 1/4 Sec 21 T8 S R 42 E B W

Ditch width @ bottom 3 ft. width @ water line 3 1/2 ft. as grade per side 10 ft. Length 2 1/2 miles

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. 1 1/2 cfs. That Amount

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. Irrigation & Domestic E 1/2 NE 1/4 Sec 30 T8 S R 42 E B W

NE 1/4 NE 1/4 Sec 30 = 8 acres Cultivated Plowing & Seeding

SE 1/4 NE 1/4 Sec 30 = 12 acres Cultivated Plowing & Seeding

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

Ans.

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

Ans. Sage Brush One inch to acre

8334

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 more.*

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. *July 1914 By irrigation, full amount and extent*

(Sign) *John L. Thiel.*

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 *Soda Springs* County of *Bannock* State of Idaho, on this *14* day of *August* A. D. 19*15*

Herbert Hensley
Notary Public.

My Commission Expires *Jan 21st* 19*18*

Permit No. 8337

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

APR 15 1915

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

Ans. Charles J. Roe 73 S. 4th Springs Merchant S. 4th Springs LaSalle

Ques. 2. Are you acquainted with

Hyman M. Lau

the

holder of Permit No. 8337? How long have you known him and where does he reside?

Ans. Yes 40 years S. 4th Springs

Ques. 3. Have you read or heard read said Permit No. 8337, and are you familiar with its provisions and conditions?

Ans. Yes 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. Spring NW 1/4 SE 1/4 Sec 21 T8. S. R. 42 E. B. W.

Ditch with @ bottom 3 ft with @ water line 3 1/2 ft at grade per mile 10 ft Length 2 1/2 miles

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. 1 1/2 cfs That amount

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. Irrigation & Domestic E 1/2 NE 1/4 Sec 30 T8. S. R. 42 E. B. W.

NE 1/4 NE 1/4 Sec 30 = 8 acres Cultivated Plowing & Seeding

SE 1/4 NE 1/4 Sec 30 = 12 acres Cultivated Plowing & Seeding

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

Ans.

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

Ans. Large Brush on rock & acre.

8337

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. None.*

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. *July 1914. By irrigation, full amount and extent.*

(Sign) *Charles G. Rose*

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 *Arda Springs* County of *Bannock*.

State of Idaho, on this *14* day of *August* A. D. 19*15*.

Herbert Hensley
Notary Public.

My Commission Expires *Jan 21st 1918*

Office of the State Engineer

Date, Idaho, Aug. 16, 1912

Mr. C. B. Wilson,
Soda Springs, Idaho.

DEAR SIR:

Mr. H. H. Lee, residing at Soda Springs
County of _____, State of Idaho, has requested that
you make examination required under Permit No. 8337-9657. Will you
therefore, arrange with the holder of said Permit to make such examination as will
enable you to answer the questions on the enclosed blank? Also, make a sketch on
the enclosed blank plat showing source of supply, point of diversion, route of ditch
and place of use. You should, also, arrange with the holder of said Permit for the
payment of your fee for your services, and such proper expenses as you will incur in
making this examination and report.

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

Very truly yours,

I. H. SMITH, ~~A. E. ROBINSON~~
State Engineer.

8337

August 16, 1915.

Permits 8337-9657. H.M.Lan

Mr. Herbert Horsley,
Soda Springs, Idaho.

Sir:--

We are today in receipt of your letter enclosing depositions of holder and witnesses for proof of beneficial use of water under the above permits, also, affidavit of publication for proof under Permit 9657, and check for fees in the sum of \$8.00. The check is herewith returned, as Mr. C. B. Wilson has been authorized to make the examinations and, where the expense of the examinations is paid by the holder of the permit, no additional fees are charged by this office.

There remains to be filed the affidavit of publication for proof under Permit 8337. Only one affidavit was enclosed and that for Permit 9657.

As soon as the reports have been received from Mr. Wilson, together with the affidavit mentioned above, the matter of issuing the licenses will be taken up.

Very truly yours,

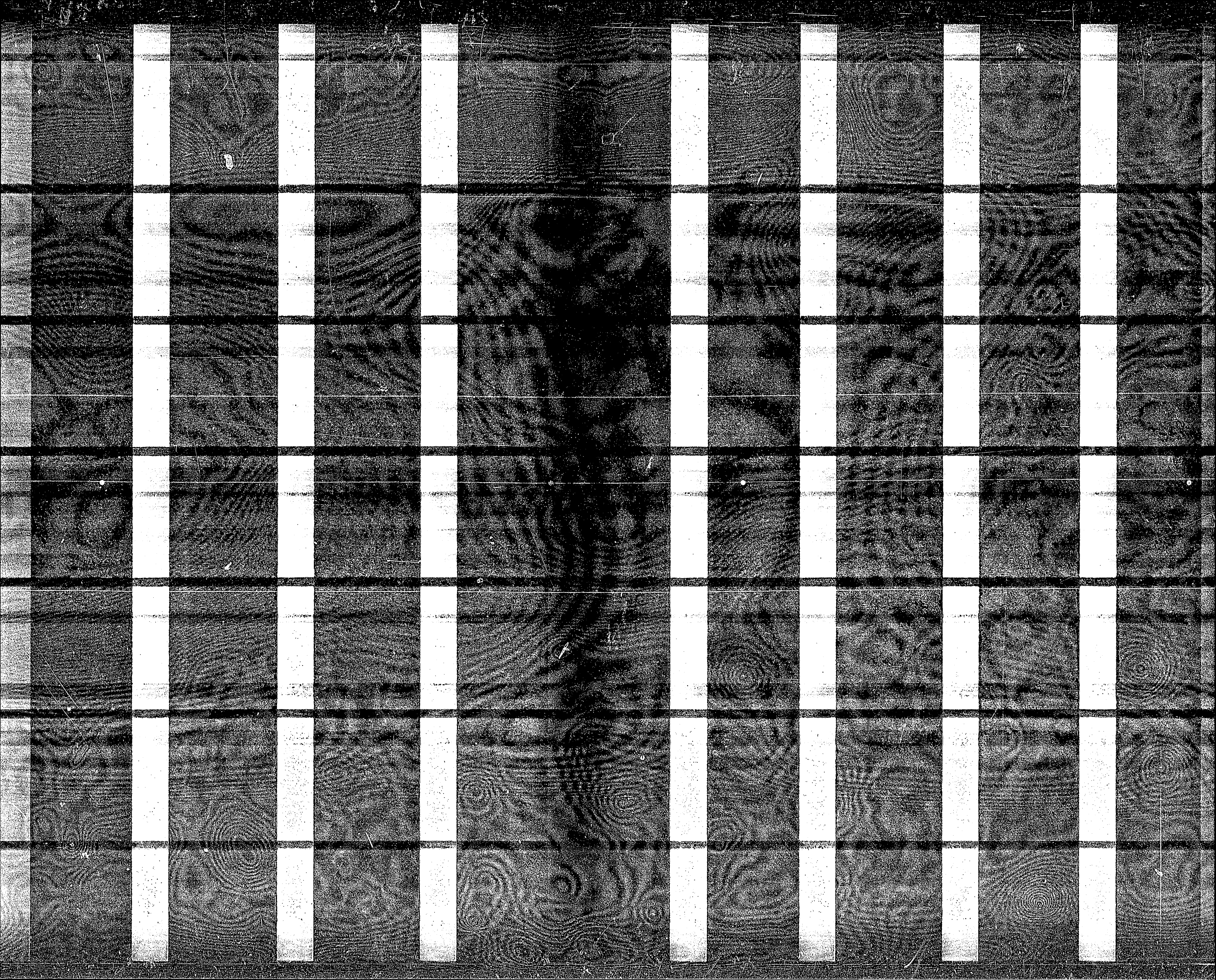
J. H. SMITH,

State Engineer.

Ch#8

By _____

534



Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 14th day of August, 1915, at Soda Springs, County of Bannock, State of Idaho, before Herbert Horsley, Notary Public, proof will be submitted of the application to beneficial use of 1 2-10 cubic feet per second of the waters of A Spring, in accordance with the terms and conditions of Permit No. 8337 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 H. M. Lau, Soda Springs, Idaho.

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

3. The amount applied to beneficial use is 1 2-10.

4. The place where said water is used is E 1/2 of NE 1/4, Sec. 30, S 1/2 of SE 1/4, Sec. 19, Tp. 8 S., R. 42 E., T. 8 N.

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

6. The right to take the water from such works is based upon Permit No. 8337.

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

8. The date of the priority of said use is prepared as established is July 23, 1912.

J. H. SMITH, State Engineer.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
COUNTY OF BANNOCK. } ss

P. J. McCormack,
I, ~~W. H. McCormack~~, being first duly sworn, deposes and says

that he is the publisher of THE SODA SPRINGS CHIEFTAIN, a newspaper published every week in Soda Springs, County of Bannock, State of Idaho; that the annexed advertisement was published once each week for... **Four**... successive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the **Twenty-second**... day of... **July**,... 1915, and the date of the last publication was on the... **Twelfth**... day of... **August**,... 1915.

P. J. McCormack

Subscribed and sworn to before me this **13** day of

August 191**5**

Herbert Horsley
Notary Public.

RECEIVED

AUG 17 1915

OFFICE OF STATE ENGINEER

8337

Seas Springs
Idaho.

August 23rd 1915

J. H. Smith Esq.

State Engineer } R. Permits 83378.9657
Boise. } H. W. Law

Dear Sir:

I am in receipt of your letter of 16th inst, &
will make the examination report, at an early date.

Yours truly,

Charles Wilson.

RECEIVED

AUG 27 1915

U. S. DEPT. OF COMMERCE

8337

4 Encl.

Soda Springs
Idaho.

November 8 1915.

J. H. Smith Esq.
State Engineer.
Boise.

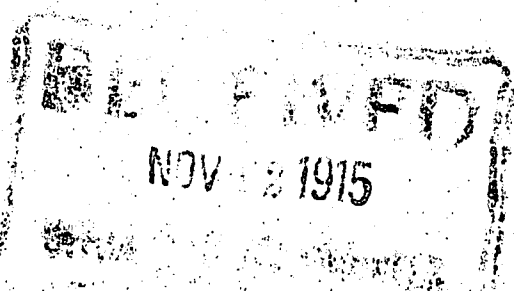
Re. Permits Nos. 8334-9654.

H. M. Law

Dear Sir.

I herewith enclose Reports, with Maps, in connection
with examinations of above Permits & remain.

Yours truly,
Charles B. Wilcox.



8337

REPORT OF ENGINEER

1. State name of applicant and number of permit: *H. M. Lou No. 8337*
2. State source of water supply: *Spring*
3. Location of point of diversion: *NW 1/4 Sec 21, T. 8 S. R. 42 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: *3 feet*
 - (b) Width at water line: *3 feet*
 - (c) Depth of water: *2 inches*
 - (d) Grade per mile: *10 feet*
 - (e) Capacity of ditch: *Low* second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent:
Yes. 2 1/5 S.H.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: *E 1/2 NE 1/4 Sec 30 T. 8 S. R. 42 E. B.M.*
NE 1/4 NE 1/4 Sec 30 = 8 acres
SE 1/4 NE 1/4 Sec 30 = 12 acres
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:

Charles B. Wilson

STATE OF IDAHO,

County of *Bannock*

} ss.

Charles B. Wilson

, being first duly sworn, deposes and says that the statements

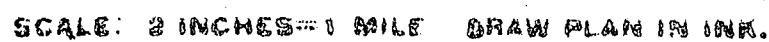
contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this *8* day of *November* 191*5*.My Commission Expires *Jan 21st 1915**Herbert Horsey*

Notary Public.

8337
B/X

H. H. Low



November 24, 1915.

Re Permit No. 8337.

Mr. H. M. Jan,
Soda Springs, Idaho.

Sir:--

Am enclosing herewith water license issued under
above permit.

Very truly yours,

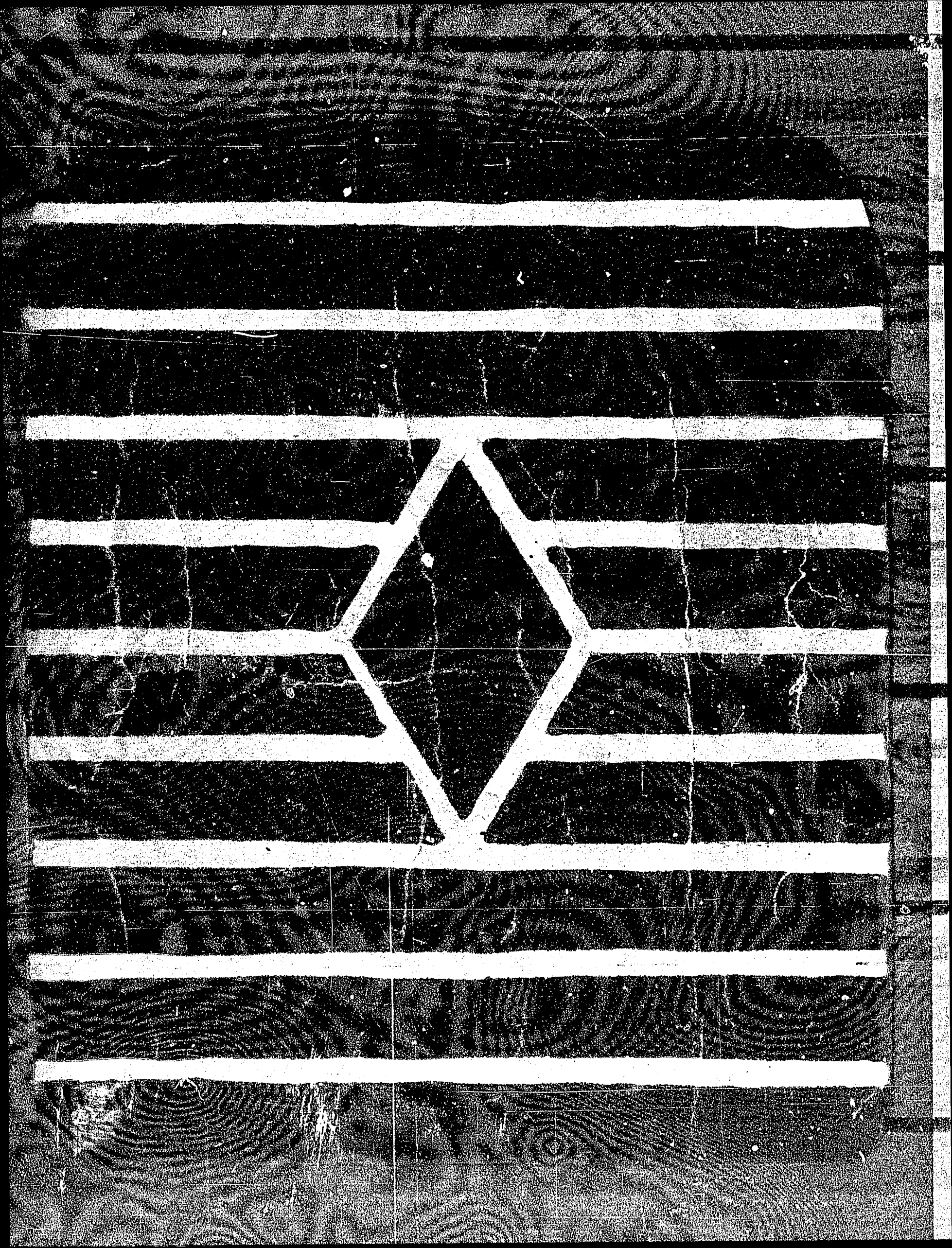
J. R. SMITH,

State Engineer.

WL

By _____

8337



County: Bannock
Stream: Spring
Amount: 2/5 of 1 Sec. Foot
Use: Irrigation
Priority: July 23, 1912.

STATE OF IDAHO

Water License No. 8337

WHEREAS, On the 29th day of May, A. D. 1912, Hyrum M. Lau

of Soda Springs, County of Bannock, State of Idaho, duly made application (No. 12513) to me for a permit to use 3.1 cubic feet per second of the waters of a spring

County of Bannock, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 20th day of June, A. D. 1912, Permit No. 8337 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 June, A. D. 1915, and for the application to beneficial use of said water on or before the 20th day of June, A. D. 1915, and,

WHEREAS, On the 14th day of May, A. D. 1915, Hyrum M. Lau

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 1.2 cubic feet per second of said waters, as evidenced by my Certificate No. 8337 dated May 21, 1915, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.2 cubic feet per second of said water with date of priority of May 29, 1912, and

WHEREAS, On the 14th day of August, A. D. 1915, Hyrum M. Lau

the holder of said permit, duly made proof of the application to beneficial use of 2/5 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 Hyrum M. Lau

of Soda Springs, County of Bannock, State of Idaho, the holder and owner of said Permit No. 8337, a perpetual right, dating from July 23, 1912, to the use of 2/5 of 1 cubic foot per second of the waters of a spring,

in the County of Bannock and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 21, T. 8 S., R. 42 E.B.M.

and conducted to and upon 20 acres as follows: 8 acres in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ and 12 acres in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 30, T. 8 S., R. 42 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 15th day of November A. D. nineteen hundred and fifteen.

J.H.Smith.

(Seal)

State Engineer:

11 2047

